

**PROCEEDINGS  
OF THE  
COUNCIL  
OF THE  
CITY OF ROCHESTER  
2018**

**ROCHESTER, NEW YORK**

## OFFICIALS 2018

### Lovely A. Warren Mayor

Cedric Alexander (1)  
Deputy Mayor

Rosiland Brooks-Harris (6)  
Director of Finance

Alex R. Yudelson  
Chief of Staff

Baye Muhammad  
Commissioner of Neighborhood &  
Business Dev.

Timothy Weir  
Director of Office Public Integrity

Norman Jones  
Commissioner of Environmental Ser-  
vices

Bridget A. Monroe (2)  
Executive Staff Assistant IV

John Merklinger (7)  
Emergency Communication Center

Josanne Reaves (3)  
Executive Staff Assistant IV

Michael Cerretto (8)  
Emergency Communication Center Di-  
rector

Tracey Miller  
Assistant to the Mayor

Michael Ciminelli (9)  
Police Chief

Christopher Wagner  
Director of Management & Budget

Mark Simmons (10)  
Police Chief

Tassie Demps  
Director of Human Resource Management

John Schreiber  
Fire Chief

James Smith  
Director of Communications

Patricia Uttaro  
Library Director V

Timothy Curtin (4)  
Corporation Counsel

Marisol Ramos-Lopez (11)  
Commissioner of Recreation & Youth  
Services

Lisa M. Bobo  
Chief Information Officer

Daniele Lyman-Torres  
Commissioner of Recreation & Youth  
Services

Charles A. Benincasa (5)  
Director of Finance

- (1) Position Ended 12/21/2018  
09/15/2018
- (2) Position Ended 01/03/2018  
09/04/2018 – Acting Police Chief
- (3) Promotion 01/18/2018  
01/09/2018
- (4) Promotion 01/01/18
- (5) Position Ended 06/29/2018
- (6) Promotion 07/01/2018
- (7) Position Ended 01/09/2018
- (8) As of 10/01/2018

- (9) Position Ended
- (10) Promotion
- (11) Position Ended
- (12) As of 03/01/2018

### Members of Council 2018

Members	Residence
Loretta C. Scott .....	171 Berwick Road, 14609
President, Councilmember-at-Large	
Adam C. McFadden .....	351 Inglewood Drive, 14619
Vice President, South District	
Molly Clifford.....	41 Lakeview Park, 14613
Councilmember, Northwest District	
Malik D. Evans .....	115 Nunda Blvd, Rochester, NY 14610
Councilmember-at-Large	
Mitchell D. Gruber.....	951 Park Avenue, 14610
Councilmember-at-Large	
Willie J. Lightfoot.....	351 Inglewood Drive, 14619
Councilmember, at-Large	
Jacklyn Ortiz .....	45 Ontario Street, 14605
Councilmember-at-Large	
Michael A. Patterson.....	1547 North Goodman Street, 14609
Councilmember, Northeast District	
Elaine M. Spaul, Esq.....	42 Westminster Road, 14607
Councilmember, East District	

CITY CLERK'S OFFICE  
2018

Hazel L. Washington.....City Clerk  
Condenessa G. Brown... Deputy City Clerk  
Birth A. Manigault..... Chief Legislative Assistant  
Victoria Best..... Senior Legislative Assistant  
Joe L. Thomas, Jr. .... Legislative Assistant  
Michael Ann Flynn (1)..... Receptionist City Council  
Wendy Velez (2) .....Receptionist to City Council  
Lisa M. Alexander ..... Senior Legislative Clerk  
Curtis Joiner .....Legislative Clerk  
Maria Del Lacagnina..... Legislative Clerk

(1) Position Ended 02/25/18

(2) Promotion 02/28/18

CITY COUNCIL OFFICE

2018

Andrea M. Guzzetta .....Chief of Staff

Robert J. Scanlon II (1).....Senior Legislative Analyst

Carmen L. Aponte-Merced.....Secretary to City Council

(1) Promotion 02/28/2018 Chief of Staff/Temporary returned to Senior Legislative Analyst on 07/09/2018

**Standing Committees  
of  
The City Council  
2018**

Art & Culture in the Center City  
Spaul, McFadden, Clifford

Finance  
McFadden, Patterson, Clifford, Evans

Neighborhood & Community Development  
Patterson, Ortiz, Lightfoot

Parks & Public Works  
Evans, Spaul, Gruber

Public Safety, Youth & Recreation  
Lightfoot, Ortiz, Gruber

The first Councilmember named after  
the designation of the Committee is  
Chair thereof.

Regular meetings of the Council shall be held at 7:30 p.m. in the Council Chamber, Room 302-A, City Hall.

Special Meetings may be called at any time by the Mayor or President of Council or any three Councilmembers.

ORGANIZATION MEETING  
JANUARY 2, 2018  
3:30 P.M.

Present - Presiding Officer McFadden, Councilmembers Clifford, Evans, Gruber, Lightfoot, Ortiz, Patterson, Scott, Spaul - 9.

Absent - 0.

The Council Presiding Officer requested the Council to rise for a Moment of Silence.

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

INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS.

By Councilmember McFadden

Resolution No. 2018-1

**Resolution for the nomination and selection of a President of the Rochester City Council.**

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

Section 1. The Council of the City of Rochester hereby nominates and selects Loretta C. Scott as President of the Council for the years 2018-19.

Section 2. This resolution shall take effect immediately.

Adopted by the following vote:

Ayes – Presiding Officer McFadden, Councilmembers Evans, Gruber, Lightfoot, Patterson, Scott -6

Nays – Councilmembers Clifford, Ortiz, Spaul -3

By Councilmember Lightfoot

Resolution No. 2018-2

**Resolution for the nomination and selection of a Vice President of the Rochester City Council.**

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

Section 1. The Council of the City of Rochester nominates and selects Adam C. McFadden as Vice President of the Council for the years 2018-19.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Patterson

Resolution No. 2018-3

**Resolution for the selection and appointment of the City Clerk.**

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

Section 1. The Council of the City of Rochester hereby selects and appoints Hazel L. Washington as the City Clerk for the years 2018-19.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Spaul

Resolution No. 2018-4

**Resolution adopting the Rules of Council.**

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

Section 1. The Council hereby adopts the following Rules of Council, for the years 2018-19.

I. REGULAR MEETINGS - Regular meetings of the Council of the City of Rochester shall be held in the Council Chambers, City Hall, at 7:30 P.M., on the following dates in 2018:

- January 23
- February 20
- March 20
- April 17
- May 15
- June 19
- July 24
- August 21
- September 18
- October 16
- November 20
- December 18

and also at such other times as the Council may by adjournment to a day certain appoint. The regular meeting schedule for 2019 shall be established in a resolution adopted in 2018. When the date for a regular meeting falls on a legal holiday the meeting shall be held on the following day.

II. SPECIAL MEETINGS - Special meetings may be called at any time by the Mayor, the President of the Council, or any three Councilmembers. The City Clerk shall cause the written notice thereof, specifying the object of the meeting, to be served upon each member personally or to be delivered at the member's usual place of residence or City email address at least twenty-four hours before the time fixed for such meeting, except that if such notice is served prior to 5:00 P.M., the time for the special meeting may be fixed at any time after 9:00 A.M. the following day. Councilmembers may waive service of such notice in writing. At such special meeting no business other than that named in the notice of the meeting shall be transacted.

III. EXECUTIVE MEETINGS - Whenever the Council or a duly constituted committee thereof shall determine to transact business in an executive session, it shall do so in accordance with the provisions of the Open Meetings Law, and the presiding officer shall direct all persons except members and designated officers of the City to withdraw.

IV. QUORUM - The majority of the Councilmembers shall constitute a quorum; but a smaller number may adjourn from day to day.

V. PRESIDING OFFICER - The President of the Council, and in the President's absence, the Vice President, shall preside over the meetings of the Council. In the absence of both the President and the Vice President, the City Clerk shall call the meeting to order and the Council shall appoint as presiding officer a President pro tempore.

VI. ORDER OF BUSINESS - The following shall be the order of business at regular meetings:

1. Roll Call.
2. Moment of Silence & Pledge of Allegiance.
3. Approval of the minutes of the preceding meeting or meetings.
4. Communications to the Council from the Mayor, President of the Council, other corporate officers, boards and departments and miscellaneous communications.
5. Presentation and reference of petitions and any other communications.
6. Introduction of and action upon local laws, ordinances and resolutions.
7. Reports of standing committees and action thereon.
8. Reports of special committees.
9. Miscellaneous business.
10. Adjournment.

VII. PERMISSION FOR PERSONS TO SPEAK BEFORE THE COUNCIL - For one hour prior to roll call at the commencement of a Council meeting, the President of the Council may allow any person to speak to the Council upon the following terms and conditions:

1. In order to speak, a citizen must notify the Clerk's Office before 5:30 p.m. on Council meeting nights.
2. The citizen must specify to the Clerk the subject of his or her remarks.
3. The Clerk will prepare two lists of scheduled speakers:
  - A. Those wishing to speak on items which are on the agenda for that Council meeting (List A).
  - B. Those wishing to speak on items which are not on the agenda for that Council meeting (List B).



4. The lists shall be in the order that citizens notified the Clerk's Office.
5. Each speaker will be allotted no less than two (2) minutes and no more than three (3) minutes. The President will divide sixty (60) minutes by the number of speakers on both lists to determine the amount of time allotted to each speaker.
6. The President will call the speakers in order as listed on List A, and after completing List A, the speakers on List B, giving each the amount of time determined in paragraph 5 above.
7. If there are any speakers on List A not reached by 7:30 p.m., the time for Speak to Council will be extended to allow all speakers on that List to be heard. If there any speakers on List B who have not had the opportunity to speak before the Council Meeting begins, they will be invited either to speak at the conclusion of the Council Meeting or to return to the next Council session when their names will be placed at the top of the appropriate List.
8. Speakers must relinquish the podium at the end of their allotted time.
9. In the event that the President shall determine that any speaker is violating any of the Rules of Council, the President, in the President's discretion, may cause the meeting to be recessed.

Any person may also speak at meetings of duly constituted committees of the Council at the invitation of the Chairperson and upon such terms and conditions as the Chairperson may, from time to time, prescribe.

VIII. PUBLIC HEARINGS – Each person wishing to speak at a public hearing with respect to a specific proposed item of legislation shall be allotted no more than 3 minutes. Speakers must relinquish the podium at the end of their allotted time. Public Hearings will take place at the end of the last scheduled standing Council Committee meeting on the following days:

- January 18
- February 15
- March 15
- April 12
- May 10
- June 14
- July 19
- August 16
- September 13
- October 11
- November 15
- December 13

The President may designate that a specific public hearing shall be held at a regular or special meeting of the Council, or at a special meeting of a Council Committee, by giving notice to all Councilmembers, which shall be served upon each member personally or to be delivered at the member's usual place of residence or City email address before the time fixed for the said hearing. The regular committee meeting schedule for 2019 shall be established in a resolution adopted in 2018.

- IX. ROLL CALL VOTE - On the passage of every ordinance which is not adopted by unanimous vote, on the passage of any ordinance authorizing the issuance of bonds and notes, on the selection of any officer other than by unanimous vote, and on the enactment of any local law, the individual vote for or against the particular legislation before Council shall be entered in full upon the journal. In the case of an abstention from a vote, any member who abstains from voting shall state publicly the reasons for such abstention: such reasons shall be entered in full upon the journal.
- X. PRECEDENCE OF MOTIONS - When a question is before the Council no motion shall be entertained except: First, to adjourn; second, to fix the hour of adjournment; third, for the previous question; fourth, to lay on the table; fifth, to postpone indefinitely; sixth, to postpone to a day certain; seventh, to refer; eighth, to amend. These motions shall have precedence in the order indicated. Any such motion, except a motion to amend, shall be put to vote without debate.
- XI. PREVIOUS QUESTION - The previous question shall be put as follows: "Shall the main question be now put?" If this question is decided in the negative, the main question remains before the Council.
- XII. MOTION TO AMEND – A motion to amend shall not be voted upon until the text of the amendment is presented to the Councilmembers in writing.
- XIII. DIVISION OF QUESTIONS - If the question contains two or more divisible propositions, the presiding officer shall, upon the request of any member, divide the same, but a motion to strike out a provision and insert a substitute is not divisible.
- XIV. RECONSIDERATION - After the decision of any question, a member who voted in the majority may move its reconsideration at the same or a subsequent meeting. If a motion for reconsideration be lost, it shall not be renewed without unanimous consent of the members present and no question shall a second time be reconsidered without similar unanimous consent. After a local law or ordinance has been signed by the Mayor, or has been presented to the Mayor and more than thirty (30) days have expired, during which time the Mayor neither approved it nor returned it to the Clerk with objections, it shall not be reconsidered, but such local law or ordinance may be repealed, or amended.
- XV. WITHDRAWAL OF MOTION - Any motion may be withdrawn by the maker before it has been amended or voted upon, but in such case any other member may renew the motion at that time.

XVI. PROCEDURE ON RESOLUTIONS - All resolutions of the Council shall be adopted by the affirmative vote of a majority of the members present at the meeting at which action is taken thereon. Any member of the Council may introduce a resolution into the Council either (a) at any meeting of the Council, at which time the presiding officer shall refer the resolution to the appropriate standing committee, or (b) at any time until 5:00 p.m. the day before a committee meeting by submitting it to the President of the Council who shall promptly forward it to the Chair of the appropriate standing committee. The Council shall not vote upon any resolution until it has been discharged from one or more standing committees pursuant to Section XVII of these rules, provided, however, that the Council may vote upon a resolution without reference to or discharge from a standing committee if it is accompanied by a statement of necessity of immediate passage signed by the Mayor or the President of Council, or these rules are suspended as provided herein.

XVII. PROCEDURE ON LOCAL LAWS AND ORDINANCES -- All legislative acts of the Council shall be by local law or ordinance adopted by the affirmative vote of five members of the Council, unless otherwise expressly required by law.

Any member of the Council or the Mayor may introduce a Local Law or Ordinance into the Council. Such proposed legislation shall be submitted to the President of the Council. Proposed legislation submitted to the President of the Council by any Councilmember or the Mayor shall be deemed introduced into the Council on the day the President forwards it to the City Clerk who shall note on the copy the date of its introduction and its sequential introductory number.

Proposed legislation shall be similarly distributed to Councilmembers on "Referral Day" which shall be at least nineteen (19) days prior to the date of the Council meeting at which it is scheduled to be considered. During the week following Referral Day, additional legislation may be submitted to the President of Council for distribution to the appropriate committee(s) at the discretion of the President.

Proposed legislation submitted less than twelve (12) days before the Council Meeting at which it is scheduled to be considered shall be accompanied by a statement of necessity of immediate consideration, stating the nature of the emergency, signed by the Mayor. Proposed legislation submitted less than five (5) days before the Council Meeting at which it is scheduled to be considered shall be accompanied by a statement of necessity of immediate consideration, stating the nature of the emergency, signed by the Mayor and President of the Council. The Clerk shall keep a file of all proposed legislation until it is voted upon by the Council or until the expiration of each two-year term of Council.

A local law or ordinance amended after its introduction shall proceed to consideration by Council in the normal course unless such legislation as amended is ruled to be so substantially different from the original as to constitute a new local law or ordinance that that must be introduced and distributed anew for consideration at a subsequent meeting of Council. A ruling on whether amended legislation constitutes a new local law or ordinance shall be required only upon the motion of a Councilmember and the ruling shall be made by the presiding officer, or the Council on appeal from the presiding officer's ruling.

The Council shall not vote upon any local law or ordinance until it has been discharged from one or more standing committees of the Council pursuant to Section XIX of these rules, provided, however, that the Council may vote upon proposed legislation without reference to or discharge from a standing committee if:

- a) as to a local law, it is accompanied by a statement of necessity of immediate passage signed by the Mayor, and its adoption is by the affirmative vote of six (6) members of the Council, or
- b) as to an ordinance, (i) it is accompanied by a statement of necessity of immediate passage signed by the Mayor, or (ii) approval to vote upon it is given by six (6) members of the Council.

Whenever a public hearing is required to be held by the Council on an item of proposed legislation, the President may direct the City Clerk to advertise the public hearing in the manner and for the period of time required by law so that such hearing may be held at the end of the final standing Committee Meeting; or if the hearing is to be held before a specific

committee, such hearing shall be advertised so that it may be held at the next available regularly scheduled or special meeting of that committee; unless the Council provides otherwise by resolution.

Whenever the Mayor has disapproved a local law or ordinance and the City Clerk has presented the local law or ordinance to the Council with the Mayor's objections, the President or any member of Council may move for reconsideration of the same within thirty (30) days.

XVIII. CONSTITUTION OF COMMITTEES - The following standing committees shall be appointed by the President of the Council at the organization meeting of the Council:

Finance; Neighborhood & Business Development; Parks & Public Works; Public Safety, Youth & Recreation; Arts & Culture.

The first named member of each committee shall be Chair. The President and the Vice President shall be ex officio voting members of all committees.

A change in the personnel of the foregoing committees, including a change in the Chair thereof, may be effected at any time or times at the pleasure of the President of the Council with the concurrence of a majority of the Council, or in any case by a two-thirds vote of the Council. The President shall be empowered to constitute a Committee of the Whole, in place of any standing committee, to consider Mayoral appointments of Department Heads or for other resolutions, local laws, or ordinances considered to be of sufficient importance as to merit such treatment. Discharge from the Committee of the Whole shall fulfill the requirements variously stated in Sections XVI, XVII, and XIX, which call for the discharge of any proposed legislation from a standing committee before it can be acted upon by the Council.

- XIX. MEETINGS AND PROCEDURES OF STANDING COMMITTEES - A majority of a committee shall constitute a quorum. Each committee shall meet at the call of its Chair or any other two members, upon reasonable notice to all committee members. Regular meetings of the standing committees shall be scheduled no later than five (5) days before the date of a Council meeting.

A committee may hold a public hearing on any proposed legislation referred to it. A committee may amend any proposed legislation referred to it by majority vote of its members taken at a meeting, and if discharged, the Council shall consider the proposed legislation.

In discharging any proposed legislation referred to it, a committee shall specifically recommend the legislation for adoption, rejection or consideration by the Council in a written report signed by a majority of its members attending the committee meeting. Any proposed legislation discharged by a committee shall be placed by the City Clerk on the agenda of the next regular Council meeting, at which the Council shall vote upon each item of proposed legislation separately, a yes vote to indicate adoption of the legislation, and a no vote to indicate rejection of the legislation.

If a committee fails or refuses to discharge any proposed legislation referred to it, it may be discharged on a motion duly seconded by the affirmative vote of a majority of the Council.

In order to effectuate the provision of Section 120-190(C)(3)(a) of Chapter 120 of the Municipal Code, Zoning Code, that authorizes the City Council to initiate a proposal to amend the Zoning Code text, the Zoning Map, the Official Map or the Comprehensive Plan (collectively, a Proposal), any member of the Council may introduce a proposed ordinance. The Neighborhood & Business Development (NBD) Committee shall be authorized, upon approval of a motion by a majority vote, to submit a Proposal to the Director of Planning and Zoning (Director) for review by the Planning Commission in accordance with Zoning Code §120-190(C)(3)(c) on behalf of the Council without first discharging the Proposal to the Council. If the NBD Committee fails or refuses to refer a Proposal to the Director, the Council may refer the Proposal to the Director on a motion duly seconded by the affirmative vote of a majority of the Council. After the Planning Commission completes its review of a Proposal and transmits its recommendation to the City Clerk for Council action, the Proposal and the Planning Commission's recommendation shall be forwarded to the NBD Committee for review and discharge to the Council in the normal course as prescribed elsewhere in these rules and subject to the timely action, right of objection of affected and adjoining property owners, public hearing and notice requirements set forth in Zoning Code §120-190(C)(3)(d).

- XX. ROBERT'S RULES OF ORDER - The rules of parliamentary practice comprised in Robert's Rules of Order shall govern the Council in all cases except as herein provided.
- XXI. SUSPENSION OF RULES - Any rule of the Council, except as otherwise specifically provided in such rule, may be temporarily suspended by a vote of two-thirds of all the members present, unless such rule is prescribed by law.
- XXII. AMENDMENT OF RULES - No permanent alteration shall be made in these rules without notice of the proposed change having been given at a previous meeting.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Ortiz

Ordinance No. 2018-1

**Designating the Official Newspapers of the City of Rochester for the Years 2018-19.**

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

Section 1. The following newspapers are hereby designated to be the official newspapers of the City of Rochester for the years 2018-19: the Democrat & Chronicle, the Daily Record, the Rochester Business Journal and City Newspaper.

Section 2. The Mayor is hereby authorized to enter into agreements with the publishers of said newspapers whereby said newspapers shall publish and print such materials as shall be delivered to the newspaper by the City Clerk or other authorized officials or employees of the City. In no event shall any designated newspaper have the right to publish all official notices of the City.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 4:19 P.M.

Hazel L. Washington  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING  
January 23, 2018

Present – President Scott, Councilmembers Clifford, Conklin, Haag, McFadden, Miller, Ortiz, Patterson, Spaul – 9

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

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

Recognition Ceremony

**Special Recognition:**

Wilson High School Football Program  
Pop Warner Rochester Rams

**Retirement:**

**DES:**

\* Darryl M. Clements

**ECD:**

Kitty O. Callaghan  
\* Mildred K. Ferguson

**LAW:**

\* Brian F. Curran

**RPD:**

Deputy Chief Wayne P. Harris  
Officer Eleuterio Velazquez

**RPL:**

\* Shelley N. Matthews

\*Did not attend meeting

APPROVAL OF THE MINUTES  
By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting of December 19, 2017 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

- Administrative Cancellation or Refund of Erroneous Taxes and Charges 4277-18
- Quarterly Report – Delinquent Receivables 4278-18
- Quarterly Report – Professional services agreements 4279-18
- Quarterly Report – NBD Loans & Grants– 4280-18

The Council submits Disclosure of Interest Forms from Vice President McFadden on Int. No. 24, Councilmember Evans on Int. No. 24, and Councilmember Spaul on Int. No. 11 and Int. No. 12.

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

Councilmember Spaul presented 25 signatures opposing Cobb’s Hill Rochester Mgmt Proposal – Petition No. 1751  
Councilmember Evans presented 64 signatures in support of reducing the speed limit in the city – Petition No. 1752

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARING:**

**Pursuant to law, a public hearing was held on January 18, 2022 on the following matter:**

Authorizing agreement and pavement width change for the Reynolds Street & Seward Street Rehabilitation Project Int. No. 16

No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
January 23, 2018

To the Council:

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

- Int. No. 6        Authorizing an agreement with Rel Comm, Inc. for 311 Computer Telephony Integration
- Int. No. 7        Amending Ordinance No. 2017-379 regarding an agreement for State lobbying services
- Int. No. 30       Resolution reappointing Marriage Officers

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott

**FINANCE COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-2  
Re: Agreement-Rel-Comm, Inc., Computer Telephony Integration for 311

Transmitted herewith for your approval is legislation establishing \$14,900 as maximum compensation for an agreement with Rel Comm, Inc. (Principal: Robert C. Murray, President), 250 Cumberland Street, Rochester, NY 14605, for services related to the 311 Call Center program. The agreement will be funded from 2011-12 Cash Capital. The term of the agreement will be for one year.

Lagan Technologies' government solution for Customer Relationship Management (CRM) and Enterprise Case Management (ECM), implemented for the 311 Call Center program in 2008, is currently being upgraded to the Verint Digital First Engagement Management (DFEM) platform. Rel Comm, Inc. developed the Computer Telephony Integration (CTI) for the existing Lagan environment. They will develop, test, document and implement a custom CTI for the Verint DFEM platform.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-2  
(Int. No. 6)

**Authorizing an agreement with Rel Comm, Inc. for 311 Computer Telephony Integration**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$14,900 with Rel Comm, Inc. to develop, test, document, and implement a custom computer telephony integration for 311's Verint Digital First Engagement Management platform. Said amount shall be funded from 2011-12 Cash Capital. The agreement shall have a term of one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen

Re: Ordinance No. 2018-3  
Amending Ordinance No. 2017-379

Transmitted herewith for your approval is legislation amending Ordinance No. 2017-379 which authorized an agreement with Capitol Hill Management, Inc. for State Lobbying services.

The annual cost of \$98,500 will remain as originally authorized. The breakdown of funding for the first year of services was incorrectly stated as \$47,250 from both the Mayor's Office 2017-18 and 2018-19 fiscal year budgets. The correct amount should have been \$49,250 from both fiscal years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-3  
(Int. No. 7)

**Amending Ordinance No. 2017-379 regarding an agreement for State lobbying services**

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

Section 1. Section 1 of Ordinance No. 2017-379 is hereby amended to read in its entirety as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Capitol Hill Management Services, Inc. for the provision of State lobbying services. The term of the agreement shall be one year with the option for up to three extensions of one year each. The maximum annual compensation for the agreement shall be \$98,500. The compensation for the first year shall be funded in the amounts of ~~\$47,250~~ \$49,250 from the 2017-18 Budget of the Office of the Mayor and ~~\$47,250~~ \$49,250 from the 2018-19 Budget of the Office of the Mayor, contingent upon approval of the latter Budget. The compensation for subsequent years, if any, shall be funded from subsequent years' Budgets of the Office of Mayor, contingent upon their approval.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-5  
Re: **Reappointment of Marriage Officers**

Transmitted herewith for your approval is legislation appointing the City Clerk Hazel L. Washington and the Deputy City Clerk Condessa Brown as Marriage Officers. Ms. Washington and Ms. Brown were last appointed as Marriage Officers in 2014 to terms that expire this month.

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

The position of Marriage Officer was created in Rochester in September 1995; the City Clerk and Deputy City Clerk have been appointed to serve as Marriage Officers since that time. The fee of \$50.00 charged for providing the service becomes part of the revenue of the City Clerk's licensing account. Approximately 500 ceremonies are performed by the Clerk's Office each year.

Respectfully submitted,

Loretta C. Scott    Adam McFadden  
President    Chair, Finance Committee

Resolution No. 2018-5  
(Int. No. 30)

**Resolution reappointing Marriage Officers**

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

Section 1. Pursuant to Section 5-10 of the Municipal Code, the Council hereby reappoints City Clerk Hazel L. Washington and Deputy City Clerk Condessa Brown as Marriage Officers for terms of four years beginning January 16, 2018 and continuing through January 15, 2022, provided that they remain employed in the City Clerk's Office.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Patterson  
January 23, 2018

To the Council:

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

- Int. No. 8                    Authorizing the sale of real estate
- Int. No. 9                    Authorizing a lead agency agreement between the City Council and the Mayor regarding Environmental Review
- Int. No. 10                    Authorizing the acquisition of 768 Brown Street

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

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-4  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first property is being sold to Rochester Land Bank Corporation for inclusion in its Neighbors for Neighborhoods program.

The next property is a vacant lot sold by negotiated sale to the adjacent owners. The purchasers will combine the lot with their existing lot and utilize it as green space.

The last two properties are unbuildable vacant lots, being sold for \$1.00 (as per City policy) to their adjacent owners who will combine the respective lots with their existing properties.

The first year projected tax revenue for these four properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,445.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-2

Ordinance No. 2018-4  
(Int. No. 8)

**Authorizing the sale of real estate**

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

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

Address	S.B.L.#	Lot Size	Use	Price	Purchaser
54-54.5 Madison St	120.36-1-42	40 x 110	2 Family	3,500	Rochester Land Bank Corporation

Section 2. The Council hereby approves the negotiated sale of the following parcel of vacant land with proposal:

Address	S.B.L.#	Lot Size	Sq. Ft.	Price	Purchaser
38 Clifford Ave	106.29-4-56	50 x 120	6,000	475	Ben J. Britton
38 Clifford Ave	106.29-4-56	50 x 120	6,000	475	Birder Britton

Section 3. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	S.B.L.#	Lot Size	Sq. Ft.	Purchaser
103 High St	106.44-2-31	33 x 160	5,226	David C. Winslow, Trustee, DCW Trust Dated Oct 15, 2004
885 Smith St	105.82-1-43	42 x 80	1,300	Ruben Santiago

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-5  
Agreement – Environmental Review Lead Agency

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

The requirement for compliance with environmental review of certain actions is specified by the New York State Environmental Quality Review Act, Article 8, NYS Environmental Conservation Law and Chapter 48 of the City Code. When, under these regulations, more than one governmental body is involved in one of these actions, a lead agency must be designated to conduct the review. This agreement is intended to improve decision-making, to facilitate review procedures, and to enhance the exchange of information between the Mayor and the Council for those actions subject to environmental review requirements.

Since 1987, the Council has authorized bi-annual agreements that designate the Administration to serve as the lead agency for all actions in which both parties are involved, giving the Council President ten days to assume the lead agency designation, if desired. The last agreement was adopted in January, 2016 via Ordinance No. 2016-25.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-5  
(Int. No. 9)

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

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

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

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Acquisition- 768 Brown Street



Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing the acquisition by negotiation of 768 Brown Street for a total cost of \$57,000 (purchase price and closing costs) to be funded from 2016-17 Cash Capital. The property is situated adjacent to and in proximity with other City-owned properties and is located within the Bull’s Head Revitalization target area.

768 Brown Street consists of a ±0.1 acre parcel with a single family residential dwelling. The dwelling is currently vacant. The property is adjacent to City-owned vacant property located at 762 Brown Street, 774 Brown Street, and 15 Essex Street.

The current owner of the property is Mr. Ronald S. Clifford. Mr. Clifford approached the City with expressed interest to sell his property. As part of the Bull’s Head Revitalization project, the City intends to prepare this property, and other adjacent properties, for future redevelopment.

Activities for such preparation may include occupant and/or (personal) property relocation, environmental testing, environmental clean-up and demolition.

A purchase price of \$55,000 was established by an independent appraisal prepared by Stropp Appraisal, on October 31, 2017, and an appraisal review was completed by R.K. Hite & Co., Inc. on November 11, 2017.

Bull’s Head neighborhood revitalization is a high priority initiative for the City. To retain the City’s eligibility for use of federal funds related to Bull’s Head neighborhood revitalization, the appraisal and appraisal review were completed in compliance with requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act (URA). In addition, the City has hired R.K. Hite & Co., Inc. to provide any applicable relocation and/or moving assistance related services for the property owner, as per URA requirements. Any associated relocation and/or moving costs will be funded from 2016-17 Cash Capital.

A Phase I Environmental Site Assessment (ESA) dated November 17, 2017, was completed for the property by Day Environmental, Inc. The City’s Division of Environmental Quality reviewed the Phase I ESA report, which identified a heating oil tank in the basement as a potential recognized environmental condition. The report also identified recognized environmental conditions associated with nearby properties consistent with typical developed urban sites. There were not however, any recognized environmental conditions that would preclude the City’s acquisition of the property.

All real property taxes and water charges for the parcel that are owed as of the date of closing shall be subtracted from the sale proceeds paid to the present owner. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any City taxes or other current-year charges levied after the date of closing, while the City still owns the parcel, shall be cancelled. The property shall be conveyed to the City with no other outstanding liens or encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-3

Ordinance No. 2018-6  
(Int. No. 10)

**Authorizing the acquisition of 768 Brown 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. The acquisition costs shall not exceed \$57,000, including closing costs, and shall be funded from 2016-17 Cash Capital.

Address	S.B.L.#	Lot Size	Owner
768 Brown Street	120.42-2-32	±0.1 acre	Ronald S. Clifford

Section 2. All real property taxes and water charges for the parcel that are owed as of the date of closing shall be subtracted from the sale proceeds paid to the present owner. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any City taxes or other current-year charges levied after the date of closing, while the City still owns the parcel, shall be cancelled. The property shall be conveyed to the City with no other outstanding liens or encumbrances.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson -8

Nays – Councilmember Spaul -1

By Councilmember Evans  
January 23, 2018

To the Council:

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

- Int. No. 11 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$232,000 Bonds of said City to finance a portion of the costs of the Cooling Coil Replacement Project for the Joseph A. Floreano Rochester Riverside Convention Center Project
- Int. No. 12 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance a portion of the costs of the Replacement of the Operable Partition Walls at the Joseph A. Floreano Rochester Riverside Convention Center Project
- Int. No. 13 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$500,000 Bonds of said City to finance a portion of the costs of the City's 2018 Lead Service Line Replacement Program
- Int. No. 14 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,400,000 Bonds of said City to finance a portion of the City's 2018 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program
- Int. No. 15 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,400,000 Bonds of said City to finance a portion of the City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program
- Int. No. 17 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,310,700 Bonds of said City to finance the reconstruction of certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehabilitation Project, as amended
- Int. No. 18 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$334,000 Bonds of said City to finance the reconstruction of water lines along certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehabilitation Project, as amended
- Int. No. 19 Authorizing an agreement with Edge Architecture, PLLC for architectural and engineering services for the Central Library's Master Space Plan Phase 4
- Int. No. 20 Authorizing an agreement extension with the New York State Department of Transportation for snow and ice removal
- Int. No. 21 Authorizing an agreement with the New York State Department of Health and the receipt and use of grant funds for lead service line replacements
- Int. No. 22 Authorizing agreements and funding for the Comprehensive Access & Mobility Plan

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

- Int. No. 16 Authorizing agreement and pavement width change for the Reynolds Street & Seward Street Rehabilitation Project

Respectfully submitted,  
 Malik Evans  
 Mitch Gruber  
 Elaine M. Spaul (Abstained on Int. No. 11 and Int. No. 12)  
 Adam C. McFadden  
 Loretta C. Scott  
**PARKS & PUBLIC WORKS COMMITTEE**

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-7  
 Bond Authorization – Joseph A. Floreano Rochester Riverside Convention Center Cooling Coil Replacement Project

Transmitted herewith for your approval is legislation related to Joseph A. Floreano Rochester Riverside Convention Center Cooling Coil Replacement project. This legislation will authorize the issuance of bonds totaling \$232,000 and the appropriation of the proceeds thereof to finance the design and construction for the cooling coil replacement. The bonds authorized herein will cover the entire cost of the project.

The Joseph A. Floreano Rochester Riverside Convention Center Cooling Coil Replacement project includes replacement of cooling coils in six air handling units located in the mezzanine level mechanical room.

The project will be designed utilizing a Mechanical, Electrical and Plumbing (MEP) engineering term services agreement as authorized via Ordinance No. 2017-304. Design is anticipated to begin in early 2018 with construction in summer 2018.

The project funding will result in the creation and/or retention of the equivalent of 2.5 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$232,000 Bonds of said City to finance a portion of the costs of the Cooling Coil Replacement Project for the Joseph A. Floreano Rochester Riverside Convention Center 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 the costs of the design and replacement of the cooling coils in six air handling units at the City's Joseph A. Floreano Rochester Riverside Convention Center (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 \$232,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$232,000 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 \$232,000 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 \$232,000. 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. 13 of the Law, is ten (10) years.

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

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

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

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

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

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson – 8

Nays – 0

Councilmember Spaull abstained due to a professional reason.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-8  
Re: Bond Authorization – Joseph A. Floreano Rochester Riverside Convention Center Operable Partition Wall Replacement

Transmitted herewith for your approval is legislation related to Joseph A. Floreano Rochester Riverside Convention Center Operable Partition Wall Replacement project. This legislation will authorize the issuance of bonds totaling \$1,000,000 and the appropriation of the proceeds thereof to finance the design and construction for replacement of the operable partition walls. The bonds authorized herein will cover the entire cost of the project.

The Joseph A. Floreano Rochester Riverside Convention Center Operable Partition Wall Replacement project includes replacement of multiple operable partition walls and the associated track systems for these walls.

The project will be designed utilizing an architectural term services agreement as authorized via Ordinance No. 2017-303. Design is anticipated to begin in early 2018 with construction in summer 2018 and scheduled completion in late 2019.

The project will result in the creation and/or retention of the equivalent of 10.8 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-8  
(Int. No. 12)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,000,000 Bonds of said City to finance a portion of the costs of the Replacement of the Operable Partition Walls at the Joseph A. Floreano Rochester Riverside Convention Center 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 the costs of the design and replacement of the operable partition walls and the associated track systems at the City's Joseph A. Floreano Rochester Riverside Convention Center (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,000,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 35 of the Law, is ten (10) years.

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

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

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

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

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

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson – 8

Nays – 0

Councilmember Spaully abstained due to a professional reason.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-9  
Bond Authorization - 2018 Lead Service Line Replacement Program

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$500,000 and appropriating the proceeds thereof to fund the 2018 Lead Service Line Replacement Program. The total cost of this project is estimated to be \$500,000.

Rochester has approximately 28,000 lead service lines located throughout the City, most of which were installed before World War II. The funds provided by the lead service line replacement program will be used to replace residential lead service lines in an effort to reduce the amount of lead in drinking water. Approximately 156 services will be replaced. The locations for this work have been identified by selecting streets that are scheduled for pavement resurfacing later this year, that contain water mains that have been previously cleaned and cement lined and that have an abundance of lead water services. Work is expected to be performed during the spring and summer of 2018.

Exposure to lead in the environment has long been known to cause adverse health effects, particularly in young children. Although most lead exposure occurs through the ingestion of chips and dust from lead paint, the Centers for Disease Control, US Environmental Protection Agency, and the New York State Department of Health have recognized that there is no safe level of lead exposure. As such, these agencies have all recommended that the maximum contaminant level goal for lead in drinking water is zero. One source of lead in drinking water is in lead service lines that convey water into customer homes.

This project results in the creation and/or retention of the equivalent of 5 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-4

Ordinance No. 2018-9  
(Int. No. 13)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$500,000 Bonds of said City to finance a portion of the costs of the City's 2018 Lead Service Line Replacement Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), hereby authorizes the issuance of \$500,000 bonds of the City to finance the costs of design and construction of the City's 2018 Lead Service Line Replacement Program on approximately 156 lead service lines along the streets indicated on the attached Schedule A. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 bonds of the City 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 \$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 \$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. 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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-10  
Re: Bond Authorization - 2018 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$1,400,000 and appropriating the proceeds thereof to fund a portion of the 2018 Water Main Cleaning and Cement Lining Project.

The project will rehabilitate approximately 6.7 miles of City water mains. This rehabilitation method consists of mechanically cleaning the interior of the existing water mains and installing a corrosion-resistant cement lining to restore hydraulic capacity, improve available fire flows and water quality and to extend the useful life of the mains. The cost to rehabilitate a water main by cement lining is approximately 20% of the cost required to replace a water main.

The total cost of the project is estimated to be \$2,100,000. The balance of funding, \$700,000, will be financed from 2016-17 (\$686,000) and 2017-18 (\$14,000) Cash Capital.

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

This project results in the creation and /or retention of the equivalent of 21 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-5

Ordinance No. 2018-10  
(Int. No. 14)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,400,000 Bonds of said City to finance a portion of the City's 2018 Water Main Cleaning and Cement Lining Project of the Distribution System Water Main Renewal Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of rehabilitating, mechanically cleaning and installing an anti-corrosion cement lining for approximately 6.7 miles of deteriorated water mains through the City's 2018 Water Main Cleaning and Lining Project of the Distribution System Water Main Renewal Program, including portions of those streets designated on the attached Schedule A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,100,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,400,000 bonds of the City to finance said appropriation, \$686,000 of 2016-2017 Cash Capital, \$14,000 from 2017-2018 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,400,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,400,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-11  
Re: Bond Authorization – 2018 Water Main Extensions and Improvements Project of the Distribution System Water Main Renewal Program

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$1,400,000 and appropriating the proceeds thereof to fund a portion of the 2018 Water Main Extensions and Improvements Project.

This project will replace 6,280 feet of deteriorated and deficient water mains on the following streets:

Street Name	Limits	Replacement Reason
Frost Avenue	Genesee Street – Jefferson Avenue	5 water main breaks Years: 1985 - 2017
Westchester Avenue	Longview Terrace – Culver Road	4 water main breaks Years: 1994 - 2015
Swan Street (Domestic)	E. Main Street – 415' south of E. Main Street	3 water main breaks Years: 1996 - 2014 Deficient water flow
Southampton Drive	Lyncrest Drive – Lyncrest Drive	6 water main breaks Years 1992 - 2015
Lyncrest Drive	McCall Road – Southampton Drive	5 water main breaks Years 1997 - 2017
Oak Street (Holly)	Jay Street – Brown Street	6 water main breaks Years 1986 - 2013

The total cost of the project is estimated to be \$2,100,000. The balance of funding, \$700,000, will be financed from 2016-17 (\$686,000) and 2017-18 (\$14,000) Cash Capital.

Construction is scheduled to begin this spring and be completed by the fall. Project inspection will be performed by Water Bureau personnel.

This project results in the creation/retention of the equivalent of 21 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-6

Ordinance No. 2018-11  
(Int. No. 15)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,400,000 Bonds of said City to finance a portion of the City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of structural rehabilitation of approximately 6,280 feet of deteriorated and deficient water mains through the City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, including designated portions of those streets indicated on the attached Schedule A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,100,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,400,000 bonds of the City to finance said appropriation, \$686,000 of 2016-2017 Cash Capital, \$14,000 from 2017-2018 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,400,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,400,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-12  
Ordinance No. 2018-13



Ordinance No. 2018-14  
 Re: Reynolds Street & Seward Street Rehabilitation Project

Transmitted herewith for your approval is legislation related to Reynolds Street & Seward Street Rehabilitation Project. This legislation will:

1. Establish \$170,000 as maximum compensation for a professional services agreement with Ravi Engineering and Land Surveying, P.C., (Principal Nagappa Ravindra, P.E., President), 89 N Water Street, Rochester, NY 14604, for resident project representation (RPR) services;
2. Authorize the issuance of bonds totaling \$1,644,700 and the appropriation of the proceeds thereof to partially finance the rehabilitation of Reynolds Street from Seward Street to Columbia Ave., and Seward Street from Reynolds Street to Columbia Ave.
3. Authorize the change in pavement width of Reynolds Street from 24' to 31', starting at a point 83' north of the intersection with Seward Street to a point 249' north of Seward Street.

Bids for construction were received on October 10, 2017. The apparent low bid of \$1,394,813 was submitted by Villager Construction Inc., which is 1.02% less than the engineer's estimate. An additional \$140,578 will be allocated for project contingencies.

The costs for the categories of work for the project based upon the bid amount are as follows:

	Construction	RPR	Contingency	Street Lighting, Trees and Parking Signs	Total
Bonds	1,018,089	137,700	102,311	52,600	1,310,700
Water Bonds	273,803	32,300	27,897	-	334,000
Pure Waters Reimbursement (Ordinance No. 2016-376)	102,656		10,344	-	113,000
2011-12 Cash Capital	265		26	-	291
<b>Total</b>	<b>1,394,813</b>	<b>170,000</b>	<b>140,578</b>	<b>52,600</b>	<b>1,757,991</b>

Ravi Engineering and Land Surveying, P.C. was selected for RPR services through a request for proposal process, which is described in the attached summary. This agreement shall have a term of 3 months after a two-year guarantee inspection that follows project completion.

The project includes the rehabilitation of Reynolds and Seward Streets including: new curbs, catch basins, lead water service replacement, spot sidewalk repair, intersection realignment, parking improvements, milling and resurfacing, new Street lighting on Reynolds Street, and updating curb ramps to current ADA standards. Additionally, lead water services will be replaced within the project area.

A public meeting was held on June 14, 2017; a copy of the meeting minutes are attached. The pavement width changes were presented for endorsement at the October 3, 2017 Traffic Control Board meeting.

Construction is anticipated to commence in the spring of 2018 and be completed in the summer of 2018.

The project will result in the creation and/or retention of the equivalent of 19.1 full-time jobs.

A public hearing on the pavement width changes is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR -7

Ordinance No. 2018-12  
 (Int. No. 16)

**Authorizing agreement and pavement width change for the Reynolds Street & Seward Street 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 professional services agreement with Ravi Engineering and Land Surveying, P.C. to provide resident project representation services for the Reynolds Street & Seward Street Rehabilitation Project. The maximum compensation for the agreement shall be \$170,000 which shall be funded in the amounts of \$137,700 from the proceeds of street improvement bonds to be authorized and appropriated for the Project and \$32,300 from the proceeds of water service bonds to be authorized for the Project. The term of the agreement shall continue until 3 months after the two-year guarantee inspection that follows Project completion.

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

Section 3. Council hereby approves the following pavement width change related to the installation of a pull-off lane adjacent to School Number 19 at 465 Seward Street: An increase of 7 feet, from 24 feet to 31 feet, along the west side of Reynolds Street, beginning at a point 83 feet north of the street's intersection with Seward Street and extending north to a point 249 feet north of said intersection.

Section 4. The changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-13  
(Int. No.17, as amended)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,310,700 Bonds of said City to finance the reconstruction of certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehabilitation Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of new curbs, milling, resurfacing, intersection realignment, parking improvements and new street lighting on Reynolds Street (from Seward Street to Columbia Avenue) and on Seward Street (from Reynolds Street to Columbia Avenue) related to the 2018 Reynolds and Seward Streets Rehabilitation Project (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,423,991, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,310,700 bonds of the City, the application of \$291 of 2011-2012 City Cash Capital, the application of \$113,000 in Monroe County Pure Waters reimbursements for sewer work associated with street improvement projects that was appropriated in Ordinance No 2016-376, 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 \$1,310,700 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 \$1,310,700. 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. 20. c. 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.

Underlining indicates new text.

Passed unanimously.

Ordinance No. 2018-14  
(Int. No.18, as amended)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$334,000 Bonds of said City to finance the reconstruction of water lines along certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehabilitation 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 the cost of replacement of water lines and services along portions of Reynolds Street (from Seward Street to Columbia Avenue) and Seward Street (from Reynolds Street to Columbia Avenue) related to the 2018 Reynolds and Seward Streets Rehabilitation Project (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 \$334,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$334,000 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 \$334,000 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 \$334,000. 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.

Underlining indicates new text.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-15  
Re: Agreement – Edge Architecture, PLLC Rochester Public Library Central Library Master Space Plan Phase 4

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with Edge Architecture, PLLC, (Principal: Allen Rossignol, AIA, President and CEO) 277 Alexander Street, Suite 407, Rochester 14607 for architectural and engineering services for

Central Library Master Space Plan Phase 4. The term of the agreement shall continue until the two year guarantee inspection that follows project completion. The cost of the agreement will be financed as follows:

<u>Source</u>	<u>Amount</u>
2015-16 Cash Capital	\$ 67,495
2016-17 Cash Capital	35,000
Library Trust Fund (Fenevessy)	<u>47,505</u>
TOTAL	\$150,000

The project includes design and construction of Phase 4, the transformation of the lower level of the Bausch and Lomb Building into a centralized technology center for both library buildings. Consultant will provide architectural and engineering services.

Edge Architecture, PLLC was selected through a request for proposal process described in the attached summary.

Design is anticipated to begin in early 2018 with construction in early 2019 and scheduled completion in summer 2019.

The agreement will result in the creation and/or retention of the equivalent of 1.63 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-8

Ordinance No. 2018-15  
 (Int. No. 19)

**Authorizing an agreement with Edge Architecture, PLLC for architectural and engineering services for the Central Library’s Master Space Plan Phase 4**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$150,000 with Edge Architecture, PLLC for architectural and engineering services for the Central Library’s Master Space Plan Phase 4. The agreement shall be funded in the amounts of \$67,495 from 2015-16 Cash Capital, \$35,000 from 2016-17 Cash Capital, and \$47,505 from the Fenevessy Library Trust Fund. The agreement shall continue until the two-year guarantee inspection following project completion.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-16  
 Re: Agreement – NYS Snow & Ice Removal Services

Transmitted herewith for your approval is legislation authorizing a one-year extension of an existing agreement with the New York State Department of Transportation (NYSDOT) for the provision by the City of snow and ice removal services on the following State highways:

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

The total length of these two streets is 2.7 miles. The City has provided these services since 1978 pursuant to periodic agreements. The most recent agreement was authorized by City Council in January 2017 (Ordinance No. 2017-16). This legislation will extend the agreement to June 30, 2020, as required by the NYSDOT.

The requirement for an agreement for snow removal services on Plymouth Avenue will be eliminated in the future, when jurisdiction of the street is formally transferred from the State to the City.

The State will reimburse the City \$73,320.24 for snow and ice removal performed during the 2017-18 winter season, which is \$480.92 more than the prior year.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-16  
 (Int. No. 20)

**Authorizing an agreement extension with the New York State Department of Transportation for snow and ice removal**

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

Section 1. The Mayor is hereby authorized to extend an agreement with the New York State Department of Transportation for the provision by the City of snow and ice removal on the following State highways:

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

Section 2. The extended agreement shall continue until June 30, 2020, and shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. The State shall reimburse, and the City shall accept, \$73,320.24 as compensation under the agreement for snow and ice removal during the 2017-18 winter season.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-17  
Re: Grant Agreement – New York State Department of Health – Lead Service Line Replacement Program

Transmitted herewith for your approval is legislation related to lead service line replacements in the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into an agreement with the New York State Department of Health (NYSDOH).
2. Authorize the receipt and use of grant funds in the amount of \$538,096 in anticipated reimbursements.

This grant is made available through funding from the NYSDOH to support replacement of lead service lines.

Rochester has approximately 28,000 lead service lines located throughout the City, most of which were installed before World War II. The funds provided by the lead service line replacement program will be used to replace residential lead service lines in an effort to reduce the amount of lead in drinking water. Approximately 150 services will be replaced. The locations for this work have been identified by selecting streets that are scheduled for pavement resurfacing later this year, that contain water mains that have been previously cleaned and cement lined and that have an abundance of lead water services. Work is expected to be performed during the spring and summer of 2018.

Exposure to lead in the environment has long been known to cause adverse health effects, particularly in young children. Although most lead exposure occurs through the ingestion of chips and dust from lead paint, the Centers for Disease Control, US Environmental Protection Agency, and the New York State Department of Health have recognized that there is no safe level of lead exposure. As such, these agencies have all recommended that the maximum contaminant level goal for lead in drinking water is zero. One source of lead in drinking water is in lead service lines that convey water into customer homes.

The term of the grant agreement is two years.

This project results in the creation and/or retention of the equivalent of 5 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-9

Ordinance No. 2018-17  
(Int. No. 21)

**Authorizing an agreement with the New York State Department of Health and the receipt and use of grant funds for lead service line replacements**

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) to use funds from the Lead Service Line Replacement Program to replace residential lead water service lines. The term of the agreement shall be two years.

Section 2. The Council hereby authorizes the receipt and use of \$538,096 from NYSDOH to commence this work.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-18  
Re: Agreement – Nelson\Nygaard Consulting Associates, Inc., Comprehensive Access & Mobility Plan

Transmitted herewith for your approval is legislation related to the Comprehensive Access & Mobility Plan project. This legislation will:

1. Authorize the Mayor to enter into agreements with the Genesee Transportation Council (GTC) necessary to participate in and administer the project; and,
2. Appropriate \$175,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance design and inspection services; and,
3. Authorize an agreement with Nelson\Nygaard Consulting Associates, Inc., (Principal: David Fields), 1400 I Street NW, Suite 350, Washington, DC 20005, establishing \$200,000 as maximum compensation for planning and engineering services related to the project. The term of this agreement shall terminate six (6) months after completion and acceptance of the final documents.

The Comprehensive Access & Mobility Plan project (CAMP) is the multi-modal transportation component of the City’s Comprehensive Plan Update. CAMP will incorporate bicycle, pedestrian, transit, goods movement, and transportation demand management components.

Nelson\Nygaard Consulting Associates, Inc. was selected for consultant services through a request for proposals process. 4 firms submitted proposals. The evaluation process is described in the attached summary.

The cost of the agreement will be financed as follows:

<u>Source</u>	<u>Amount</u>
2017-18 Cash Capital	\$ 25,000
Federal Aid ((appropriated herein))	<u>175,000</u>
Total	\$ 200,000

The project will begin in February 2018 with completion in spring 2019.

The agreement will result in the creation and/or retention of the equivalent of 2.1 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AR-10

Ordinance No. 2018-18  
(Int. No. 22)

**Authorizing agreements and funding for the Comprehensive Access & Mobility Plan**

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

Section 1. The Mayor is hereby authorized to enter into agreements with the Genesee Transportation Council (GTC) necessary for the City to receive and GTC to administer \$175,000 in funding from the Federal Highway Administration (FHWA) to support the development of the City’s Comprehensive Access & Mobility Plan (CAMP).

Section 2. The sum of \$175,000 in anticipated reimbursements from FHWA is hereby appropriated to fund the CAMP project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Nelson\Nygaard Consulting Associates, Inc. to provide planning and engineering services for the CAMP project. The maximum compensation for the agreement shall be \$200,000, which shall be funded in the amounts of \$25,000 from 2017-18 Cash Capital and \$175,000 from the anticipated reimbursements appropriated by Section 2 herein.

Section 4. The term of each of the agreements authorized herein shall continue until 6 months after the completion and acceptance of the final CAMP project documents.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
January 23, 2018

To the Council:

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

Int. No. 23 Authorizing an intermunicipal agreement with the Rochester City School District for after school recreation programming, authorizing the receipt and use of funds, and amending the Budget of the City of Rochester

- Int. No. 24 Authorizing an agreement with the Rochester Area Community Foundation for the receipt of funds for the Youth Voice, One Vision Program, and amending the Budget of the City of Rochester
- Int. No. 25 Authorizing a grant agreement with the New York State Archives
- Int. No. 27 Authorizing agreement for pet spay and neuter services
- Int. No. 28 Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction

The following entitled legislation is being **HELD** in committee:

- Int. No. 26 Authorizing receipt and use of a Byrne Justice Assistance Grant for the Gun Involved Violence Elimination Research Supplement from the New York State Division of Criminal Justice Services and authorizing an agreement with the Rochester Institute of Technology

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

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-19  
 Re: Inter-Municipal Agreement – Rochester City School District for Afterschool Recreation Programming

Council Priority: Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation:

1. Authorizing an inter-municipal agreement with the Rochester City School District (District) for the receipt and use of \$31,800. The term of this agreement will be for the remainder of the fiscal year, with the option of four one-year renewals for a maximum annual compensation of \$70,000.
2. Amending the 2017-18 Budgets of the Department of Recreation and Youth Services by \$30,500 and Undistributed Expenses by \$1,300 to expand afterschool recreation programming for an additional 100 Rochester City School District students at Pinnacle School No. 35.

The District was awarded a five-year Empire State After-School Program grant from the New York State Office of Children and Family Services (OCFS) for September 1, 2017 to August 31, 2022, and is sub-contracting with the City to fund afterschool services related to the grant. DRYs currently operates an afterschool program for 45 students at School No. 35. Under this agreement, DRYs will hire five additional part-time Recreation staff to deliver three hours of daily afterschool academic enrichment and recreation programming for an additional 100 students. Students will also be provided with a snack and meal.

The District was notified by OCFS of the grant award in September, however was not issued a contract for the award until late November 2017, thus delaying the proposed start date of the expanded afterschool program at School No. 35.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-19  
 (Int. No. 23)

**Authorizing an intermunicipal agreement with the Rochester City School District for after school recreation programming, authorizing the receipt and use of funds, and amending the Budget of the City of Rochester**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District (District) for the City to provide afterschool recreation programming to District students (the Program). The term of the agreement shall be through June 30, 2018, with the option of 4 one-year renewals. The maximum compensation for the original term of the agreement shall be \$31,800. The maximum compensation for renewal extensions of the term, if any, shall be \$70,000 per year.

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

Section 3. The Council hereby authorizes the receipt and use of \$31,800 from the District to implement the Program through June 30, 2018. Council hereby authorizes the receipt and use of a maximum annual amount of \$70,000 for each one-year renewal option thereafter, if any.

Section 4. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Youth Services by \$30,500 and the Budget of Undistributed Expenses by \$1,300 to reflect the receipt of the funds authorized herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-20  
Re: Agreement – Rochester Area Community Foundation, Youth Voice, One Vision

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation:

1. Authorizing an agreement with the Rochester Area Community Foundation for the receipt and use of a 2018 calendar year grant of \$25,000 for the Youth Voice, One Vision (YVOV) youth leadership program; and
2. Amending the 2017-18 Budget of the Department of Recreation and Youth Services by \$15,000 for the program. The remaining \$10,000 will be anticipated and included in the 2018-19 Budget of the Department of Recreation and Youth Services, contingent upon approval.

Youth Voice, One Vision, the Mayor’s Youth Advisory Council, is a youth leadership and youth development program administered by the City of Rochester Bureau of Recreation since 1996. YVOV is led by a team of thirty youth who serve on the Executive, Event Planning, or AmeriCorps Affiliate Service Learning Committees and engages an additional 50 youth at council meetings and 75 - 150 youth at city-wide special events and service learning projects. The participants range in age from 8 to 18, with the majority between the ages of 10 and 15.

YVOV participants develop their own goals and strategies, conduct meetings, nominate officers, meet with community leaders and carry out service learning projects. The members also plan, host and facilitate regular service learning projects, workshops, conferences, special events and a radio/television show. YVOV members act as presenters and “youth experts” at local forums and events. The grant will be used to support YVOV activities, including technical assistance and training for youth members and adult advisors, college tours, transportation, and program and event supplies.

The Community Foundation has offered grant funds to support a variety of Youth Voice, One Vision projects since 2007, with receipt and use of grant funds most recently authorized by Ordinance No. 2017-23

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-20  
(Int. No. 24)

**Authorizing an agreement with the Rochester Area Community Foundation for the receipt of funds for the Youth Voice, One Vision Program, and amending the Budget of the City of Rochester**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Area Community Foundation for the receipt and use of \$25,000 for the Youth Voice, One Vision youth leadership program (Program). The term of the agreement shall be one year.

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

Section 3. The Council hereby appropriates the \$25,000 in anticipated reimbursements to implement the Program.

Section 4. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Youth Services by \$15,000 to reflect the receipt of a portion of the funds authorized herein.

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 8

Nays: None- (0)

Councilmember Evans abstained due to a professional relationship.



TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-21

Re: Agreement – New York State Archives, Disaster Recovery Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with New York State Archives for the receipt and use of \$5,500 for a Local Government Records Management Improvement Fund Disaster Recovery Grant, and amending the 2017-18 Budget of the Police Department by this amount.

New York State Archives maintains a fund to assist local governments in the recovery of records after a disaster. This grant is being provided to cover expenses associated with document recovery and clean-up resulting from a leak that occurred in the Police Property Clerk’s Office in August, 2017. The term of the grant (July 1, 2017 through June 30, 2018) was determined by New York State and covers the period the damage occurred.

Clean-up was completed shortly after the event and the grant funds provide reimbursement for associated expenses reported to the New York State Archives.

No matching funds are required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-21  
(Int. No. 25)

**Authorizing a grant agreement with the New York State Archives**

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 Archives for receipt and use of a Local Government Records Management Improvement Fund Disaster Recovery grant in the amount of up to \$5,500. The term of the agreement is July 1, 2017 through June 30, 2018.

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

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$5,500 to reflect the receipt of the funds authorized herein and said funds are hereby appropriated to the Program.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-22

Re: Agreement – Animal Hospital of Pittsford, P.C., Spay/Neuter Voucher Services

Transmitted herewith for your approval is legislation establishing \$25,000 as maximum compensation for an agreement with Animal Hospital of Pittsford, P.C. (AHP), (Principal: Todd Wihlen), 2816 Monroe Avenue, Rochester, 14618, to provide spay/neuter services for Rochester Animal Services. The cost of the agreement will be funded from the 2017-18 Budget of the Police Department.

RPD received an award from the New York State Animal Population Control Program grant administered by American Society for the Prevention of Cruelty to Animals and approved by Ordinance No. 2017-309 to fund this initiative. Under the grant, low-income residents receive assistance in paying for spay and neuter services for their pets with the purpose of reducing the number of animals born and surrendered to the shelter. No-cost spay/neuter vouchers will be provided to qualifying residents for redemption at AHP.

The Police Department currently has existing agreements with AHP for veterinary services for Rochester Animal Services (Ordinance No. 2017-196) and for RPD’s K-9 Unit (Ordinance No. 2015-212).

A justification for not issuing an RFP is attached.

The grant and the agreement will have the same term of August 3, 2017 through August 2, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. 11

Ordinance No. 2018-22  
(Int. No. 27)

**Authorizing agreement for pet spay and neuter 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 Animal Hospital of Pittsford, P.C. to provide spay and neuter services for the pets of those who have received animal population control program vouchers funded by American Society for the Prevention of Cruelty to Animals grant authorized by Ordinance No. 2017-309. The term of the agreement shall be August 3, 2017 through August 2, 2018. The sum of \$25,000, or so much thereof as may be necessary, is hereby established as the maximum compensation for the agreement. Said amount shall be funded from the 2017-18 Budget of the Police Department.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-23  
Inter-Municipal Agreement – Monroe County, Firearms Instruction

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing the continuation of the inter-municipal agreement with Monroe County for the receipt and use of funding for the Firearms Instruction Program in the amount of \$55,675. The term of the agreement is January 1, 2018 through December 31, 2018.

The County provides reimbursement for a portion of the salary and benefits of Rochester Police Department firearms instructors to train officers in Monroe County police agencies. No budget amendment is needed as the positions and the associated funding were anticipated and included in the 2017-18 Budget of the Police Department.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-23  
(Int. No.28)

**Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction**

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 County of Monroe for reimbursement for the 2018 Firearms Instruction Program in the amount of \$55,675. The term of the agreement shall be January 1, 2018 through December 31, 2018.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: INTRODUCTORY NO. 26  
Agreement – New York State Division of Criminal Justice Services, Byrne Justice Assistance Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to a New York State Division of Criminal Justice Services (DCJS) grant. This legislation will:

1. Authorize an agreement with DCJS for the receipt and use of a Byrne Justice Assistance Grant (JAG) in the amount of \$37,000 with a term through September 30, 2019; and
2. Establish \$37,000 as maximum compensation for an agreement with the Rochester Institute of Technology (RIT) to conduct surveys and focus groups. The term of the agreement will be for one year.

This grant provides \$37,000 from DCJS as pass-through federal JAG funds for the Gun Involved Violence Elimination (GIVE) Research Supplement: Continuous Assessment of Procedural Justice project. This is an on-going project associated with the community-wide GIVE initiative that assesses procedural justice efforts through the use of focus groups and surveys. This project is overseen by the GIVE collaborative partnership which includes the Rochester Police Department, Monroe County Sherriff's Office, Monroe County Probation Department and the District Attorney's Office. In previous years this project was funded in its entirety through the GIVE grant received by RPD. This year, DCJS is awarding a separate grant through federal JAG funds to establish a Professional Services Agreement with RIT for these services. RIT will provide quarterly reports of the results of the focus groups and surveys to DCJS and the collaborative partners.

No match is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**AUTHORIZING RECEIPT AND USE OF A BYRNE JUSTICE ASSISTANCE GRANT FOR THE GUN INVOLVED VIOLENCE ELIMINATION RESEARCH SUPPLEMENT FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AUTHORIZING AN AGREEMENT WITH THE ROCHESTER INSTITUTE OF TECHNOLOGY**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of funds in the amount of \$37,000 for a Byrne Justice Assistance Grant for the Gun Involved Violence Elimination Research Supplement: Continuous Assessment of Procedural Justice project (Project). The term of the agreement shall continue through September 30, 2019.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$37,000 with the Rochester Institute of Technology to conduct surveys and focus groups for the Project. The term of this agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

HELD IN COMMITTEE

By President Scott  
January 23, 2018

To the Council:

The **COMMITTEE OF THE WHOLE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 29                      Resolution confirming the appointment of the Corporation Counsel.

Respectfully submitted,  
Molly Clifford  
Malik Evans  
Mitch Gruber  
Willie J. Lightfoot  
Jacklyn Ortiz  
Michael A. Patterson  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
COMMITTEE OF THE WHOLE

TO THE COUNCIL  
Ladies and Gentleman:

Resolution No. 2018-6  
Re: Confirmation of Corporation Counsel

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Timothy R. Curtin as Corporation Counsel.

Timothy Curtin's resume is on file in the City Clerk's Office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Resolution confirming the appointment of the Corporation Counsel**

WHEREAS, the Mayor has appointed Timothy R. Curtin to the position of Corporation Counsel, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that he has the ability and qualifications to execute the duties and responsibilities of the office,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Timothy R. Curtin as Corporation Counsel.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 8:24 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL  
REGULAR MEETING  
February 20, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Absent – Councilmember Ortiz – 1

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

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

Recognition Ceremony

Retirement:

DES:

James McIntosh

**APPROVAL OF THE MINUTES**

By Councilmember Spaul

RESOLVED, that the minutes of the Organizational Meeting of January 2, 2018 and the Regular Meeting on January 23, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

Quarterly Report – Schedule of Revenues & Expenditures report 4281-18

The Council submits Disclosure of Interest Forms from Councilmember Gruber on Int. No. 57, and Councilmember Spaul on Int. No. 39.

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

None presented

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS.**

Pursuant to law, public hearings were held on February 15, 2018 on the following matters:

Amending the Official Map dedicating a portion of School No. 43 property to right-of-way purposes Int. No. 44

No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
February 20, 2018

To the Council:

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

- Int. No. 31      Approving the commitment of reserve funds
- Int. No. 33      Authorizing an agreement for citizen survey services
- Int. No. 34      Authorizing an agreement with Garnet Capital Advisors, LLC for sales advisory services
- Int. No. 35      Authorizing an amendatory agreement with The Guardian Life Insurance Company of America for dental plan administration services
- Int. No. 57      Resolution approving an appointment to the Board of Directors of Action for a Better Community, Inc.

The following entitled legislation is being **HELD** in committee:

- Int. No. 32      Authorizing the bulk sale of delinquent tax liens

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re:            Ordinance No. 2018-24  
                Committing Tax Relief and Retirement Reserves

                Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing the commitment of previously assigned funds for Property Tax Relief and Retirement Costs in accordance with Governmental Accounting Standards Board (GASB) Statement 54 *Fund Balance Reporting and Government Fund Type Definitions*.

From the surplus available at the end of fiscal year 2016-17, the Director of Finance, as authorized in the City Charter, assigned \$5,139,000 to Property Tax Relief and \$4,500,000 to Retirement Costs. In order to change the classification from *assigned to committed*, City Council action is required. The commitment of these balances would bring the total General Fund Balance committed for Property Tax Relief to \$29,545,600 and for Retirement Costs to \$27,928,565. These balances are further reduced by the budgeted appropriations of fund balance for 2017-18 which are \$5,000,000 for Property Tax Relief and \$4,600,000 for Retirement Costs.

The committed fund balance classification includes amounts that can be used only for the specific purposes determined by the action of City Council. Specifically, funds committed for Property Tax Relief (formerly the Tax Relief Reserve) can only be used to address future projected budget deficits; and funds committed to Retirement Costs (formerly the Retirement Reserve) will be used to manage future retirement costs.

These additional funds are available as a result of favorable 2016-17 year-end variances attributable to personnel and fringe benefit savings due to vacancies, motor equipment savings, unanticipated revenue including sale of property and higher sales tax distributions, and the cancellation of unspent prior year encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-24  
(Int. No. 31)

**Approving the commitment of reserve funds**

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

Section 1. The Council hereby approves the commitment of \$5,139,000 for the purpose of property tax relief to assist in addressing future projected budget deficits. The Council hereby further approves the commitment of \$4,500,000 for the purpose of retirement to assist in managing future retirement costs.

Section 2. The funds to be committed shall be funded from the surpluses available from the 2016-17 Budget, said funds having previously been assigned to the purpose of tax relief and to the purpose of retirement by the Director of Finance pursuant to the authority provided by the City Charter.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-26  
Re: Agreement – National Research Center, Inc., Survey Services

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for an agreement with National Research Center, Inc. (Tom Miller, CEO) of Boulder, CO, for survey services. The cost of this agreement will be funded from the 2017-18 Budget of the Mayor’s Office. The term of this agreement will be one year, with two one year renewal options for a maximum compensation of \$20,000 per each renewal term. Renewals to be funded as follows; 2018-19 (\$20,000), and 2019-20 (\$20,000) Budgets of the Mayor’s Office, contingent upon the approval of the two latter budgets.

National Research Center’s National Citizen Survey is considered the national standard for statistically-valid citizen surveys and is endorsed by the International City/County Management Association and the National League of Cities. This survey will help the City better understand citizens’ perceptions of the provision of services in areas such as mobility, safety, economic development, quality of the natural and built environments, recreation and wellness, education and enrichment, and general government. The National Citizen Survey is the most widely used and trusted survey tool of its type and is promoted by the main local government trade organization as an essential tool for modern, data-driven municipal management. The survey results are scientifically valid samples of the local population, and National Research Center has years of experience working with cities similar to Rochester in terms of size, racial/ethnic diversity, and median household income.

The City can use this data on customer satisfaction to inform strategic plans, program development, budget prioritization, and in public engagement. It would also enable the City to benchmark its performance against the results of over 300 cities and counties in America. The results can be broken down by City quadrant to understand differences in performance/customer experience by geographic area, as well as by the demographic characteristics of the respondents. If the City were to commission this survey annually, City leadership would be able to track changes over time in customer perception and rigorously target specific areas for improvement. Initial survey would commence in summer 2018, with results available by fall 2018.

The National Research Center provides truly unique expertise and the National Citizen Survey is the only such survey benchmarking data with over 300 other cities/counties.

A justification for not issuing an RFP is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-12

Ordinance No. 2018-26  
(Int. No. 33)

**Authorizing an agreement for citizen survey 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 National Research Center, Inc. for the provision of citizen survey services. The term of the agreement shall be one year with the option to renew for up to two extensions of one year each. The maximum annual compensation for the agreement shall be \$20,000. The compensation for the first year shall be funded from the 2017-18 Budget of the Office of the Mayor. The compensation for subsequent years, if any, shall be funded from subsequent years’ Budgets of the Office of Mayor, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Vice President McFadden moved to amend Int. No. 34.

The motion was seconded by Councilmember Patterson.

The motion was adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-27  
Re: Agreement- Garnet Capital LLC, Sales Advisory Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing an agreement with Garnet Capital Advisors, LLC, Lou DiPalma, Principal, 500 Mamaroneck Ave No. 104, Harrison, NY, to act as sale advisor to the City of Rochester for the sale of unpaid fines resulting from red light traffic cameras.

The term of this agreement shall not exceed one year.

Currently the City has a backlog of delinquent red light camera tickets having an aggregate nominal value of \$7,217,367.

A discounted, bulk sale of red light camera tickets to a qualified institutional investor at auction will offer three benefits:

- (1) provide the City with a lump sum revenue payment for budgetary purposes
- (2) cancel the outstanding tickets from the City’s delinquency files; and
- (3) provide the opportunity for individuals with a ticket(s) to pay a lesser amount than the face value of the ticket and cure their delinquency.

Garnet Capital has successfully completed hundreds of sales of similar type for many of the largest financial institutions nationally and several government agencies at the federal level. Garnet specializes in the sale of unsecured debt for these entities.

Garnet will conduct a comprehensive loan sale process in compliance with data security protocols vetted with the FDIC. As part of this process Garnet will:

- (1) prepare an offering announcement and memorandum to be approved by the City as well as analyze, review and remediate data as necessary with the City;
- (2) provide the City with a sale agreement for review, editing and distribution;
- (3) implement buyer outreach via electronic, telephone and personal visits;
- (4) conduct an auction on Garnet’s secure website;
- (5) prepare a summary bid sheet for the City to review and choose the winning bid;
- (6) assist in all aspects of the sale closing including final data reconciliation.

The fee payable to Garnet for this service is 10% of the gross proceeds of any or all of the assets, subject to a minimum of \$25,000.

A justification statement for not issuing an RFP is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-13

Ordinance No. 2018-27  
(Int. No. 34, as amended)

**Authorizing an agreement with Garnet Capital Advisors, LLC for sales advisory 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 Garnet Capital Advisors, LLC for advisory services related to the sale of unpaid red light traffic camera fines. The agreement shall be for a term of one year.

Section 2. The sale of such unpaid fines shall be contingent upon the approval of the Council.

~~Section-2.3.~~ The maximum compensation for the agreement shall not exceed 10% of the gross proceeds of the sale, subject to a minimum compensation of \$25,000.

~~Section-3.4.~~ The agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

~~Section-4.5.~~ This ordinance shall take effect immediately.

Strikeout indicates deleted text; new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Lightfoot, McFadden, Patterson – 6

Nays – Councilmembers Clifford, Spaul – 2

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-28  
Re: Amendatory Agreement – Guardian Dental Plan Administration Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation amending the agreement with The Guardian Life Insurance Company of America originally authorized by Ordinance No. 2016-286 by an additional \$50,000, increasing maximum compensation from \$102,000 to \$152,000. The Guardian Life Insurance Company of America currently serves as administrator of the dental insurance benefits for all City employees. In order to properly fund the contract, an additional \$39,000 shall be funded by the 2017-18 Budget for Undistributed Expense, and an additional \$11,000 shall be funded by the 2018-19 Budget for Undistributed Expense, contingent upon its approval.

Guardian has been the plan administrator for the self-funded dental plan that was implemented on January 1, 2017 for all benefit-eligible employees. The monthly funding requirements of the commission and administrative service fees translated to a monthly rate of approximately \$6,300 resulting in the need for additional funds. No changes have occurred to the original proposed rates and no change is proposed to the original contract term.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-28  
(Int. No. 35)

**Authorizing an amendatory agreement with The Guardian Life Insurance Company of America for dental plan administration 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 amendatory professional services agreement with The Guardian Life Insurance Company of America for dental plan administration services. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2016-286, by \$50,000 to a new total of \$152,000. Of the amendatory amount, \$39,000 shall be funded from the 2017-18 Budget for Undistributed Expense and \$11,000 from the 2018-19 Budget for Undistributed Expense, contingent upon the approval of the latter budget.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-7  
Re: Appointment – ABC Board

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

Mitchell Gruber  
10 King Street  
Rochester, New York 14608

Councilmember Gruber’s ABC Board term is through May 2020, and a copy of his resume` is on file in the office of the City Clerk.

Respectfully submitted,  
Loretta C. Scott  
President

Resolution No. 2018-7  
(Int. No. 57)

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



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

Section 1. The Council hereby approves the appointment of City Councilmember Mitchell Gruber to the Board of Directors of Action for a Better Community, Inc. for a term which shall expire on May 31, 2020.

Section 2. This resolution shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Patterson, Spaul - 7

Nays -None -0

Councilmember Gruber abstained due to a professional relationship.

Vice President McFadden moved to discharge Int. No. 32 from committee.

Councilmember Spaul seconded the motion.

The motion was adopted unanimously.

THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-25

Re: Bulk Sale of Delinquent Tax Liens

Transmitted herewith for your approval is legislation authorizing the sale of 2016-2017 and prior delinquent tax liens, in bulk to American Tax Funding, LLC (ATF).

Local Law No. 8 of 2008 amended the City Charter to allow the City to conduct bulk sales of delinquent tax liens. Council Ordinance No. 2008-379 authorized three lien sales with the option for two subsequent sales. The table below summarizes the results of the sales relating to the original contract term:

Sale Date	# of liens	# of parcels	Original value (principal + interest)	Sale price	% of original value
Feb 2009	5,675	3,327	\$13,976,777	\$6,036,829	43.19
Sept 2009	5,444	4,864	\$11,443,795	\$4,981,986	43.53
Dec 2010	5,249	4,780	\$10,999,275	\$5,342,778	48.57
Feb 2012	4,580	4,274	\$10,336,100	\$4,578,407	44.30
Feb 2013	4,616	4,405	\$9,966,089	\$4,524,150	45.40

Council Ordinance No. 2013-398 authorized a one year agreement with ATF. The result of the sale is summarized below:

Sale Date	# of liens	# of parcels	Original value (principal + interest)	Sale price	% of original value
Mar 2014	2,033	1,977	\$4,396,376	\$2,531,023	57.57

Council Ordinance No. 2015-3 authorized a one year agreement with ATF. The result of the sale is summarized below:

Sale Date	# of liens	# of parcels	Original value (principal + interest)	Sale price	% of original value
Mar 2015	2,041	1,837	\$3,659,724	\$2,172,334	59.36

Council Ordinance No. 2016-62 authorized a one year agreement with ATF. The result of the sale is summarized below:

Sale Date	# of liens	# of parcels	Original value (principal + interest)	Sale price	% of original value
May 2016	1,372	1,272	\$2,682,810	\$1,863,732	69.47

Council Ordinance No. 2017-77 authorized a one year agreement with ATF. The result of the sale is summarized below:

Sale Date	# of liens	# of parcels	Original value (principal + interest)	Sale price	% of original value
June 2017	1,886	1,645	\$3,467,862	\$2,514,348	72.50%

The City classifies liens into one of three categories, as follows:

- New Liens - Liens on properties for which ATF has not previously purchased any liens.
- Unsettled Liens- Liens on properties for which ATF had previously purchased liens that are unpaid
- Settled Liens- New liens on properties for which any previous liens sold to ATF have been paid

Under the previous agreements, ATF was granted a right of first refusal through the 2017 delinquent tax year, on New and Unsettled Liens; ATF does not have a right of first refusal on Settled Liens.

In 2013 ATFS began assigning some of its liens purchased from the City to Cheswold LLC. On January 26, 2016 Cheswold LLC was purchased by Alterna Tax Asset Group. Cheswold is now a wholly owned subsidiary of Alterna. The liens owned by Cheswold LLC. are serviced by MTAG, and ATF services the liens it retains. Further, last year ATF consummated the assignment of additional liens to Ebury Street Capital LLC., located in Rye New, York. ATF services the City of Rochester liens purchased by Ebury.

In order to increase delinquent tax collection revenue; enhance re-development efforts; reduce the presence of blighted property; and offer flexibility to homeowners, the City is proposing to remove certain properties from the lien sale based on community input and review by the Department of Neighborhood and Business Development. The City will sell high value liens and liens on owner-occupied property to ATF. Properties removed are subject to foreclosure and collection efforts with potential future ownership by the Rochester Land Bank Corporation.

For this year, based on a bulk lien sale list having an aggregate lien amount of \$6,714,063 ATF has proposed to purchase a pool of high value Unsettled Liens having a value of \$3,541,281 at a price of \$2,292,625 representing 64.74% of the original lien amount. ATF has also proposed to purchase a pool of high value New Liens having a value of \$1,655,927, at a price of \$1,439,033 representing 86.90% of the original lien amount. ATF has proposed to purchase a pool of high value Settled Liens having a value of \$934,966, at a price of \$664,854, representing 71.11% of the original lien amount. Lastly, ATF has proposed to purchase a pool of low value owner occupied liens having a value of \$581,889, at a price of \$29,094, presenting 5.00% of the original lien amount.

In the aggregate ATF is offering \$4,425,607 or 65.9% of the original lien amount of \$6,714,063 for these lien pools. It is important to note that this year's delinquent lien portfolio contains fewer new liens as compared to last year. This year 25% of the liens are new liens, compared to 50% last year.

The City would retain approximately \$1.0 million of low valued liens for which ATF does not wish to purchase. The City would also retain liens requested by the City's Neighborhood & Business Development Department on approximately 1,300 properties valued at \$3.0 million. Both categories of retained liens will be included in the City's 2018 foreclosure auction. The foreclosure action is scheduled to commence in the spring of 2018 and culminate with a fall 2018 foreclosure auction.

As required by Ordinance No. 2008-379, the Administration will file a list of the properties with liens to be sold to ATF and the properties with liens removed from the sale and a map showing both categories.

This legislation approves the sale of this year's delinquent tax liens to ATF based upon this initial estimated dollar value and percentage amounts. The final sale dollar amount and percentage will reflect changes to the delinquent tax liens finally sold.

This agreement will have a term of one year. Subsequent tax lien sales are subject to City Council approval.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-25  
 (Int. No. 32)

**Authorizing the bulk sale of delinquent tax liens**

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 American Tax Funding, LLC (ATF) for the bulk sale of delinquent tax liens. The Council hereby approves the bulk sale of 2016-2017 and prior years' delinquent tax liens.

Section 2. The agreement shall have a term of one year and shall obligate ATF to pay to the City an amount based upon the ATF offer of:

High Value Unsettled Liens	\$2,292,625
High Value New Liens	\$1,439,033
High Value Settled Liens	\$664,854
Low Value Owner-Occupied Liens	\$29,094

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
February 20, 2018

To the Council:

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

- Int. No. 36 Authorizing the sale of real estate
- Int. No. 37 Authorizing agreements for the Asset Control Area/Home Rochester Program
- Int. No. 38 Authorizing payment in lieu of taxes and loan agreements for the Eastman Reserve project, as amended
- Int. No. 39 Authorizing funding and amendments to service agreements for the Emergency Solutions Grant program for the homeless
- Int. No. 40 Authorizing funding and an agreement for the Owner-Occupant Rehabilitation Program
- Int. No. 41 Authorizing an intermunicipal agreement with the County of Monroe to fund enforcement of the Lead-Based Paint Poisoning Prevention ordinance
- Int. No. 42 Authorizing the acquisition of 835-855 West Main Street
- Int. No. 56 Authorizing an amendatory agreement with the Strategic Community Intervention LLC for Nuisance Abatement Program training

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

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-29  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first two properties are a mixed use structure and adjoining vacant lot being sold by request for proposal. The buyer will rehabilitate the property to create a storefront and an apartment.

The next property is an unbuildable vacant lot being sold for \$1.00 (as per City policy) to its adjacent owner. The buyer will combine the lot with his existing properties to construct two single family residences, one of which will be owner occupied.

The last property is an unbuildable vacant lot being sold for \$1.00 (as per City policy) to its adjacent owner who will combine the lot with their existing property.

The first year projected tax revenue for these four properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$3,378.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-14

Ordinance No. 2018-29  
(Int. No. 36)

**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 improved property with proposal:

Address	S.B.L.#	Lot Size	Use	Price	Purchaser
58-58.5 Lowell St	106.46-2-55	33 x 100	mixed	\$8,000	Jaison John
‡ 56 Lowell St	106.46-2-56	32 x 100	vacant lot		

‡ indicates vacant lot sold in conjunction with the previous listed structure listed

Section 2. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land with proposal for the sum of \$1.00:

Address	S.B.L.#	Lot Size	Sq. Feet	Purchaser
1 Eisenberg Pl	121.24-1-1	31 x 78	2,529	Thomas H. Ophardt

Section 3. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land for the sum of \$1.00:

Address	S.B.L.#	Lot Size	Sq. Ft.	Purchaser
791 Exchange St	121.69-3-41	28 x 100	2,408	Rising Tide Assets, LLC

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-30  
Re: Asset Control Area Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an agreement for the continuation of the Asset Control Area (ACA) program with the United States Department of Housing and Urban Development (HUD), through February 28, 2020, and approving the updated Business Plan which is on file with the City Clerk.

The ACA program allows local government and not-for-profit developers to enter into agreements with HUD to purchase the inventory of HUD-owned residential properties at a discount in designated areas. The discount allows the City to acquire properties at lower prices and reduce the amount of subsidy required for rehabilitation of each property, thus maximizing the number of vacant homes that can be addressed. The City's ACA Program is a component of the Home Rochester Program. A program description is attached.

As a condition of the HUD/ACA agreement, the City must purchase all single-family properties in the designated census tract areas. Once acquired, each property must be fully rehabilitated and sold to owner-occupant, first time homebuyers. Buyers of Home Rochester properties are required to have incomes at or below 120% of the Area Median Income and must agree to live in the property for a minimum of 10-15 years.

Since the program began in 2004, 480 properties have entered the ACA system. Currently, 457 properties have been sold to owner-occupant buyers with 7 properties currently listed for sale and 16 properties are in various stages of development. The City's ACA program, known as "Home Rochester", has received excellent program compliance reviews conducted by independent auditors. It is anticipated that approximately 25-50 properties will be acquired during each year of the agreement. The most recent agreement was approved by City Council on January 19, 2016, Ordinance No. 2016-12.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-15

Ordinance No. 2018-30  
(Int. No. 37)

#### **Authorizing agreements for the Asset Control Area/Home Rochester Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Housing and Urban Development (HUD) to permit the continued participation of the City in the Asset Control Area/Home Rochester (ACA) Program, which consists of the acquisition and development of vacant single family properties. The term of the agreement may extend through February 28, 2020.

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

Section 3. The Council hereby approves the updated Business Plan for the ACA Program, a copy of which is on file with the City Clerk.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-31  
Re: Payment In Lieu of Taxes Agreement—Eastman Reserve Project

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation for the Eastman Reserve project being undertaken by Pathstone Housing Action Corporation. This legislation will:

Authorize property tax exemptions and a payment-in-lieu of taxes agreement for the Eastman Reserve project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs).

The project includes the revitalization of a vacant parking lot, part of Eastman Business Park, through the construction of a mixed-income, mixed-use development including townhomes, single-family buildings, commercial space, and a multi-family building in Rochester's Maplewood neighborhood.

The development contains 187 units and 3,000 square feet of commercial space, including amenities such as a playground, native landscaping, walkable site design, basketball court, bicycle storage area, gazebo, fitness room, roof-top patio, computer lab, and energy efficient design.

The project site is located to the north of West Ridge Road, between Dewey Avenue and Woodside Street in the City of Rochester. The ~9.4 acre site combines five parcels into two, including 17 Woodside Street, 50, 59, and 70 Goodwill Street, and a portion (1.37 acres) of 1991 Lake Avenue. A site map can be found on Attachment A. The parcels required re-zoning, from PD#12 to R-3 (high density residential). The developer secured City Planning Commission approval on October 16, 2017, followed by zoning approval on November 15, 2017, as certified by Ordinance No. 2017-350.

The development of Eastman Reserve calls for one-hundred eighty-seven (187) one-, two-, and three-bedroom apartments for families, with twenty-seven (27) units set-aside for victims/survivors of domestic violence and homeless young adults between eighteen and twenty-five years of age. The proposal includes apartments that are affordable to households at various income ranges, consistent with the City's interest in expanding housing options for a mix of diverse incomes. The project meets the rental housing needs for sixty-nine (69) households with incomes at or below 50% area median income (AMI), sixty-one (61) households with incomes at or below 60% AMI, thirty-eight (38) households with incomes at or below 90% AMI, and for nineteen (19) households at or below 120% AMI.

Eastman Reserve is consistent with the City of Rochester's Consolidated Community Development Plan, Strategic Plan, and Housing Policy, and aligns with the Rochester-Monroe Anti-Poverty Initiative by increasing the availability of affordable housing, working toward the de-concentration of poverty in City neighborhoods by attracting middle-income households and expanding housing choices for lower-income households, redeveloping non-residential sites to address market demand for currently underrepresented housing types in the existing housing inventory, and developing housing that supports neighborhood commercial corridors.

The total cost of the development is \$51,301,460. PathStone requested a PILOT as an alternate to assessment under Real Property Tax Law 581A, to which the project is entitled under State law to offset operating costs needed to maintain rents affordable to the target population. The PILOT agreement will have a term of 30 years, to run coterminous with the first mortgage, resulting in an annual payment of approximately \$172,000 (in the first full year of operations), which will increase slightly over the term of the PILOT. The estimated annual in-lieu payments can be found in Attachment B. The sources and uses of the project are:

Costs		Sources	
Acquisition	\$1,100,000	Conventional Loan	\$11,669,359
Residential Hard Costs	36,086,627	New Construction Program	12,825,000
Commercial Hard Costs	600,000	Tax Credit Equity (4%)	19,409,571
Contingency	1,834,331	MIHP	4,940,000
Soft Costs	5,008,622	CIF	425,000
Finance/Closing Costs	3,387,775	GRHP	175,000
Developers Fee	3,284,105	NYSERDA	150,000
		Sponsor Loan	300,000
		Deferred Developer Fee	1,397,530
<b>TOTAL</b>	<b>\$51,301,460</b>		<b>\$51,301,460</b>

The project has received support from the West Ridge Road Business Association, the Maplewood Neighborhood Association, and has secured funding for the Permanent Supportive Housing units from the Empire State Supportive Housing Initiative (ESSHI) Interagency Workgroup. Pathstone will adhere to the City’s MWBE Workforce and Section 3 guidelines for this development, and current projections estimate 15-20 permanent jobs will be created (depending on the tenants of the commercial space), as well as supporting hundreds of currently employed construction jobs and creating over 125 construction jobs. Kodak offered the site as part of a revitalization plan that includes new current and new manufacturing assets, and MCC’s proposed development of a new workforce development facility, scheduled to open in 2019, which will enroll 2,500 new students. Potential tenants of the new development include workers and students of the proposed Kodak park redevelopment area, as well as the surrounding neighborhood and City at large.

The developer has secured local approvals, including: the aforementioned CPC and Zoning approvals, City of Rochester PILOT Review Committee approval on November 15, 2017, and a State Environmental Quality Review Act, or SEQRA, was completed and resulted in a Negative Declaration on November 14, 2017. No NEPA review is necessary. The development is currently under site plan review and the developer expects to receive HFA Board and funding approval on January 25, 2018. Closing is planned for April 1, 2018, with a construction period of 24 months.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-16

Ordinance No. 2018-31  
 (Int. No. 38, as amended)

**Authorizing payment in lieu of taxes ~~and loan~~ agreements for the Eastman Reserve 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 payment in lieu of taxes agreement (PILOT agreement) with Pathstone Housing Action Corporation or with a housing development fund corporation formed by the Corporation (collectively, the Developer) for the Eastman Reserve project (the Project) located at parcels now or formerly known as:

Address	SBL #
50 Goodwill Street	090.26-2-4.002
59 Goodwill Street	090.26-2-3.003
70 Goodwill Street	090.26-2-28
17 Woodside Street	090.26-2-5

and a portion of 1991 Lake Avenue (SBL #075.83-1-18.003/EBPK) consisting of

ALL THAT TRACT OR PARCEL OF LAND, more or less, situate in Town Lots 25 & 42, Township 1, Short Range 4, of the 20,000 Acre Tract, in the City of Rochester, County of Monroe, and State of New York, as shown on the drawing entitled “Eastman Reserve Subdivision” prepared by Magde Land Surveying, P.C., being more particularly bounded and described as follows:

1. Commencing at a point at the intersection of the east right-of-way line of Goodwill Street and the north right-of-way line of Eastman Avenue, at the southwest corner of the described lot; said point being the point of beginning;
2. Thence, continuing along the east right-of-way line of Goodwill Street having a bearing of N00°09'10"W a distance of 344.94 feet to a point;
3. Thence, turning to the right and running along a line having a bearing of S89°49'48"E a distance of 172.44 feet to a point;
4. Thence, turning to the right and running along a line having a bearing of S00°31'38"E a distance of 343.98 feet to a point;

5. Thence, turning to the right and running along a line having a bearing of S89°50'50"W a distance of 174.68 feet to a point; said point being point or place of beginning, a parcel consisting of 1.371 Acres.

The PILOT agreement shall provide that the Project remain entitled to a real property tax exemption for 30 years, 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 2. The term of the PILOT agreement shall run for 30 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 in accordance with Article 11 of the NYS Private Housing Finance Law and for the purpose of providing housing for mixed-income households and for victims or survivors of domestic violence and homeless young adults.

Section 3. 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 PILOT agreement.

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-32  
Re: Consolidated Community Development Plan – Emergency Solutions Grants Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the US Housing and Urban Development (HUD) Emergency Solutions Grant (ESG) Program, including the 2017-18 Emergency Solutions Grant (ESG) program as described in the 2017-18 Consolidated Community Development Plan. This legislation will:

1. Reallocate \$5,999.42 of unspent 2015-16 ESG funds from the 2015-16 Housing Choice Fund, ESG account of the Consolidated Community Development Plan for program implementation;
2. Reallocate \$68,600.61 of unspent 2016-17 ESG funds from the 2016-17 Housing Choice Fund, ESG account of the Consolidated Community Development Plan for program implementation;
3. Appropriate \$24,311.00 of 2017-18 ESG funds from the 2017-18 Housing Choice Fund, ESG account of the Consolidated Community Development Plan for program implementation;
4. Amend three (3) agreements authorized via Ordinance No. 2017-261 by the amount of \$98,911.03, to be funded by the aforementioned sources.
  - a) Increase agreement with Coordinated Care Services, Inc. (for Coordinated Access program services) by \$18,931.00 for a total maximum compensation of \$92,794.00;
  - b) Increase agreement with Coordinated Care Services, Inc. (for Rapid Rehousing program services) by \$40,715.00 for a total maximum compensation of \$164,804.00, and;
  - c) Increase the agreement with Catholic Charities of the Diocese of Rochester, dba Catholic Family Center (for Homelessness Prevention program services) by \$39,265.03 for a total maximum compensation of \$140,265.03. Catholic Family Center will sub-contract with The Center for Youth Services, Inc. to perform the additional Homelessness Prevention services.

The three (3) agreements are for ESG program implementation.

5. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth above which may have changed prior to the date of this ordinance.

This program was last authorized by City Council on November 14, 2017, via Ordinance No. 2017-358. ESG provides housing and support services for individuals and families who are homeless or at risk of homelessness. Eligible activities generally fall into one of four eligible categories; street outreach, shelter operations and essential services, homelessness prevention, and rapid-rehousing. Specific activities include case management, support services, service coordination, homeless shelter operations (staffing and facility operating costs), and financial support such as deposit and rental assistance. This legislation will fund coordinated access/entry, homelessness prevention, and rapid-rehousing services.

The Homeless Emergency Assistance and Rapid Transition to Housing Act (HEARTH) ESG program requires the grantees (the City) to collaborate with the community of homelessness service providers. The City coordinates with the Rochester/Monroe-County Continuum of Care, and works closely with the Homeless Services Network and Monroe County Department of Human Services to address local homelessness issues. Additionally, community funding priorities are jointly determined with the Rochester/Monroe County Continuum of Care (CoC) and through gathering input from community stakeholders. On January 30, 2017, the City and County jointly released an RFP for ESG Program Services. A second RFP was issued on May 31, 2017 specifically for Homelessness Prevention Services, and a third RFP was issued on September 20, 2017.

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

This legislation supports the City Housing Policy, Section 4: Promote Housing Choice.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-32  
(Int. No. 39)

**Authorizing funding and amendments to service agreements for the Emergency Solutions Grant program for the homeless**

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

Section 1. Unspent funds in the amount of \$5,999.42 that were previously appropriated for the Housing Choice Fund-Emergency Solutions Grant (ESG) program of the 2015-16 Consolidated Community Development Plan are hereby re-appropriated to fund the increases in compensation that are set forth in the amendatory ESG program agreements authorized herein.

Section 2. Unspent funds in the amount of \$68,600.61 that were previously appropriated for the Housing Choice Fund-Emergency Solutions Grant (ESG) program of the 2016-17 Consolidated Community Development Plan are hereby re-appropriated to fund the increases in compensation that are set forth in the amendatory ESG program agreements authorized herein.

Section 3. The amount of \$24,311.00 in funds allocated to the ESG program of the 2017-18 Consolidated Community Development Plan are hereby appropriated to fund the increases in compensation that are set forth in the amendatory ESG program agreements authorized herein.

Section 4. The Mayor is hereby authorized to enter into an amendatory agreement with Coordinated Care Services, Inc. to provide Coordinated Access services to homeless individuals under the ESG program. Said amendatory agreement shall increase the maximum compensation under the agreement authorized in Ordinance No. 2017-261 by \$18,931 to a total of \$92,794.

Section 5. The Mayor is hereby authorized to enter into an amendatory agreement with Coordinated Care Services, Inc. to provide Rapid Rehousing services to homeless individuals under the ESG program. Said amendatory agreement shall increase the maximum compensation under the agreement authorized in Ordinance No. 2017-261 by \$40,715 to a total of \$164,804.

Section 6. The Mayor is hereby authorized to enter into an amendatory agreement with Catholic Charities of the Diocese of Rochester dba Catholic Family Center to provide Homelessness Prevention services under the ESG. Said amendatory agreement shall increase the maximum compensation under the agreement authorized in Ordinance No. 2017-261 by \$39,265.03 to a total of \$140,265.03.

Section 7. The amendatory agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall only enter into amendatory agreements with organizations that are in compliance with Federal regulations.

Section 8. The Director of Finance shall record all transfers herein and shall have the authority to make adjustments to the amounts set forth which may have changed prior to the adoption of this ordinance.

Section 9. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson – 7

Nays –None -0

Councilmember Spaul abtained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-33  
Re: Amending Ordinance No. 2017-356

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

Transmitted herewith for your approval is legislation to amend Ordinance No. 2017-356 to increase the funding by \$151,552.90 for the Owner-Occupant Rehabilitation Program. This legislation will:

- 1) Re-appropriate \$16,431.12 from the Targeted Housing Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2011-12 Community Development Block Grant (CDBG) for the City’s use to operate the program;
- 2) Re-appropriate \$12,570 from the Lead Hazard Reduction allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2012-13 Community Development Block Grant (CDBG) for the City’s use to operate the program;
- 3) Re-appropriate \$100,063.05 from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2013-14 Community Development Block Grant (CDBG) for the City’s use to operate the program;



- 4) Appropriate \$2,167.97 from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2013-14 Community Development Block Grant (CDBG) for the City's use to operate the program;
- 5) Re-appropriate \$8,803.89 from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2014-15 Community Development Block Grant (CDBG) for the City's use to operate the program;
- 6) Re-appropriate \$5,939.66 from the Owner Occupant Roofing Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 Community Development Block Grant (CDBG) for the City's use to operate the program;
- 7) Re-appropriate \$5,459.21 from the Emergency Assistance Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 Community Development Block Grant (CDBG) for the City's use to operate the program;
- 8) Appropriate \$118.00 from the Targeted Housing Rehabilitation Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 Community Development Block Grant (CDBG) for the City's use to operate the program;
- 9) Establish \$20,000 as maximum compensation for an agreement with Environmental Testing & Consulting, Inc. to provide lead hazard evaluation services for rehabilitation programs to be funded from the appropriation made in Section 1. The term of the agreement shall be one year.
- 10) The above appropriation and re-appropriations are being proposed to increase the funding for the City's Owner-Occupant Rehabilitation Program authorized through Ordinance No. 2017-356. The program will serve eligible owner-occupants of single-family residential properties for roof replacement and lead hazard control services whose household income is at or below 80% of the area median income. The program was funded at \$400,000 to serve approximately 16 property owners. The new funding will allow the City to serve approximately 6 additional property owners.

City staff will be responsible to review and approve program applications, and provide construction management services.

It is being proposed to enter into agreement with Environmental Testing & Consulting (ETC) to provide lead hazard evaluation services for the program. The City has contracted with ETC for the past 10 years and they have performed to the City's satisfaction.

A justification for not issuing an RFP is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-17

Ordinance No. 2018-33  
(Int. No. 40)

#### **Authorizing funding and an agreement for the Owner-Occupant Rehabilitation Program**

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

Section 1. Community Development Block Grant (CDBG) funds in the amount of \$151,552.90 are hereby appropriated for use in the Owner-Occupant Rehabilitation Program authorized in Ordinance No. 2017-356 (the Program). The sources of the funds shall be as follows:

- a. \$16,431.12 re-appropriated from the Targeted Housing Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2011-12 CDBG;
- b. \$12,570 re-appropriated from the Lead Hazard Reduction allocation of the Housing Development Fund of the Improve the Housing Stock and General Property Conditions fund of the 2012-13 CDBG;
- c. \$100,063.05 re-appropriated from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2013-14 CDBG
- d. \$2,167.97 appropriated from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2013-14 CDBG;
- e. \$8,803.89 re-appropriated from the Housing Repair Programs allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2014-15 CDBG;
- f. \$5,939.66 re-appropriated from the Owner Occupant Roofing Program allocation of the Housing Development Fund allocation of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 CDBG for the City's use to operate the program;

- g. \$5,459.21 re-appropriated from the Emergency Assistance Program allocation of the Housing Development Fund of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 CDBG; and
- h. \$118.00 appropriated from the Targeted Housing Rehabilitation Program allocation of the Housing Development Fund of the Improve the Housing Stock and General Property Conditions fund of the 2015-16 CDBG.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Environmental Testing & Consulting, Inc. to provide lead hazard evaluation services for Program activities. The agreement shall have a maximum compensation of \$20,000, which shall be funded from the appropriation made in Section 1. The term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-34  
Re: InterMunicipal Agreement – Monroe County, Lead-Based Paint Poisoning Prevention Inspection Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with Monroe County for lead paint poisoning prevention inspection services in the amount of \$310,000. The term of said agreement is April 1, 2018 through March 31, 2019.

The funds associated with this agreement provide a reimbursement of expenses associated with enforcement of the City’s Lead-Based Paint Poisoning Prevention Ordinance. These resources are part of the State’s Lead Primary Prevention Grant dollars provided to Monroe County. The \$310,000 covers visual inspections for lead hazards in 2,950 units, 1,332 Lead Dust Wipe Sampling tests and \$30,142 for Clerical and IT support. This agreement has been in place since October 1, 2007. A chart capturing the past six years of the grant is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-18

Ordinance No. 2018-34  
(Int. No. 41)

**Authorizing an intermunicipal agreement with the County of Monroe to fund enforcement of the Lead-Based Paint Poisoning Prevention ordinance**

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 receipt and use of New York State funding in the amount of \$310,000 for enforcement of the City’s Lead-Based Paint Poisoning Prevention ordinance. The term of agreement shall be April 1, 2018 through March 31, 2019.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-35  
Re: Acquisition- 835-855 West Main Street

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

Transmitted herewith for your approval is legislation authorizing the acquisition by negotiation of 835-855 West Main Street for a cost of \$1,000,000, plus closing costs not to exceed \$10,000, to be funded from 2017-18 Cash Capital. The property is located within the Bull’s Head urban renewal area boundary.

835-855 West Main Street (known as Bull’s Head Plaza) consists of a ±4.2 acre commercially developed property located approximately ¾ of a mile west of downtown Rochester. The property is located at the convergence of West Main Street, Genesee Street, and Brown Street. The property is located within the block encompassed by West Main Street, Genesee Street, Clifton Street, and Churchlea Place (see attached location map).

The property includes an approximately 85,000 square foot, one and two story, masonry building (circa 1950) and 168 parking spaces. The structure is currently approximately 40% occupied with four tenants. The City will assume all existing lease agreements. Current occupancy includes the following tenants:

- Monroe County
- University of Rochester
- JP Morgan Chase
- Kicks and Caps

The current owner of the property is the Rochester Economic Development Corporation (REDCO). REDCO purchased the property on July 28, 2017 via foreclosure auction. REDCO and the City were concerned that the Plaza would otherwise be purchased by a for-profit real estate investment trust, with the intention of collecting rents while making minimal to no investments in maintenance or upgrades. Such a scenario could then lead to further deterioration and associated negative impacts of the property onto the surrounding community. Since REDCO’s acquisition of the property, significant substandard building and mechanical equipment conditions were discovered.

As part of the Bull’s Head revitalization initiative the City intends to prepare this property for future redevelopment. Activities for such preparation include tenant relocation, demolition, environmental testing and environmental clean-up.

A purchase price of \$1,000,000 was established by an independent appraisal prepared by Stropp Appraisal, on October 18, 2017, and an appraisal review was completed by R.K. Hite & Co., Inc. on November 11, 2017.

Bull’s Head neighborhood revitalization is a high priority initiative for the City. To retain the City’s eligibility for use of federal funds related to Bull’s Head neighborhood revitalization, the appraisal and appraisal review were completed in compliance with requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act (URA). In addition, the City has hired R.K. Hite & Co., Inc. to provide any applicable relocation and/or moving assistance related services for the property owner and tenants, as per URA requirements. Any associated relocation and/or moving costs will be funded from 2017-18 Cash Capital.

Closing costs, not to exceed \$10,000, consist of tax and water adjustments, recording fees and a title insurance premium.

On behalf of the City of Rochester, an All Appropriate Inquiry (AAI) Phase I Environmental Site Assessment (ESA) was completed on September 1, 2017 by LaBella Associates D.P.C. (LaBella) for the property. The LaBella Phase I ESA was completed in accordance with American Society for Testing and Materials (ASTM) Standard Practice E1527-13A, and identified several Recognized Environmental Conditions (RECs) associated with historical uses of both the Site and several adjacent properties. In order to further evaluate the RECs identified in the Phase I ESA report for the Site, the City retained LaBella to complete a Phase II ESA at the Site. The Phase II ESA was initiated in October 2017 and is currently in progress.

All real property taxes and water charges for the parcel shall be adjusted as of the closing date. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any City taxes or other current-year charges levied after the date of closing, while the City still owns the parcel, shall be cancelled. The property shall be conveyed to the City with no other outstanding liens or encumbrances.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-19

Ordinance No. 2018-35  
 (Int. No. 42)

**Authorizing the acquisition of 835-855 West Main 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. The acquisition costs shall not exceed \$1,010,000, including closing costs, and shall be funded from 2017-18 Cash Capital.

Address	S.B.L. #	Lot Size	Owner
835-855 West Main St	120.50-2-2.002	±4.22acres	Rochester Economic Development Corporation

Section 2. City taxes and other current-year charges against said parcel shall be canceled from the date of closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the parcel, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens or encumbrances.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-36  
Re: Amendatory Agreement – Strategic Community Intervention LLC, Training on Redesigned Nuisance Abatement Program

Council Priority: Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation authorizing an amendatory agreement to extend the term by six months with Strategic Community Intervention LLC (William A. Johnson Jr., Principal) for services related to the implementation of the training program for all personnel who are engaged with Nuisance Abatement Program.

The agreement, authorized in January 2016 via Ordinance No. 2016-17, and October 2016 via Ordinance No. 2016-327 established maximum compensation of \$155,183 for a term of six months. This amendment will extend the term of agreement authorized in 2017 via Ordinance No. 2017-331 with a maximum compensation of \$ 186,875 to six months, September 30, 2018 at no additional cost.

The extension is required due to the revision of the nuisance law to allow additional time to do training. The purpose is to implement a training program for all personnel who are engaged with Nuisance Abatement Program. All will be trained under a new regimen that will be managed by a Training Coordinator, under the supervision of the Neighborhood Service Center Director.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-36  
(Int. No. 56)

**Authorizing an amendatory agreement with Strategic Community Intervention LLC for Nuisance Abatement Program training**

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 Strategic Community Intervention, LLC for Nuisance Abatement Program training. The original agreement was authorized by Ordinance No. 2016-17 and thereafter amended by Ordinance No. 2016-327. The term of that agreement is hereby authorized to be extended through September 30, 2018.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Evans  
February 20, 2018

To the Council:

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

- Int. No. 43 Authorizing an agreement with Stantec Consulting Services Inc. related to Campbell Street R Center Gateway Improvements
- Int. No. 45 Appropriating funds for street improvement projects from anticipated reimbursements from the Rochester Pure Waters District
- Int. No. 46 Authorizing an agreement with Passero Associates Engineering & Architecture, PLLC related to the Thomas P. Ryan R-Center Gym Air Conditioning Project
- Int. No. 47 Authorizing an agreement with Stantec Consulting Services, Inc. authorizing resident project representation services related to Adams Street R-Center renovations
- Int. No. 48 Authorizing an agreement to develop means for Highland Reservoir to comply with the federal Long Term Enhanced Surface Treatment Rule
- Int. No. 49 Authorizing an amendatory agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program
- Int. No. 50 Authorizing an agreement with the New York State Energy Research and Development Authority
- Int. No. 51 Discontinuing the use of approximately 12.466 acres of land for park purposes and dedicating approximately 12.467 acres to park purposes

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

- Int. No. 44 Amending the Official Map dedicating a portion of School No. 43 property to right-of-way purposes

Respectfully submitted,  
Malik Evans  
Mitch Gruber

Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-37  
Re: Stantec Consulting Services Inc, Campbell Street R-Center Gateway Improvements

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$75,000 as maximum compensation for an agreement with Stantec Consulting Services Inc, (Gord Johnston, President & Chief Executive Officer), Rochester, New York, for design services for the Campbell Street R-Center Gateway Improvements project. The agreement will be funded from 2014-15 infrastructure improvements allocation of the general community needs fund of the Community Development Block Grant as authorized in March 2017 by Ordinance No. 2017-69. The term of this agreement shall extend until three months after completion of a two-year guarantee inspection of the project.

The Campbell Street R-Center Gateway Improvements project will open community access to the R-Center by adding entry and opening site lines into the park by repurposing the unused lots and addressing the urban vacancies. An agreement with R.K. Hite & Co., Inc. for property acquisition services was authorized in July 2017 by Ordinance No. 2017-242. Improvements may include new pathways into the park with benches, bike racks, and trash receptacles, site grading and drainage, design of new parking lot, and moving the softball field from the west side of the field to the east side to further open access to the site. Public meetings will be scheduled for community input.

Design is anticipated to begin in spring 2018 with construction start in spring 2019 and completion anticipated in summer of 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-20

Ordinance No. 2018-37  
(Int. No. 43)

**Authorizing an agreement with Stantec Consulting Services Inc. related to Campbell Street R-Center Gateway Improvements**

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 Stantec Consulting Services Inc. for design services for the Campbell Street R-Center Gateway Improvements project in an amount not to exceed \$75,000.

Section 2. Said agreement shall extend until three (3) months after completion of a two-year (2) guarantee inspection of the project.

Section 3. The agreement shall be funded from the Infrastructure Improvements allocation of the General Community Needs Fund of the 2014-15 Community Development Block Grant, which was appropriated in Ordinance No. 2017-69.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-38  
Re: Official Map Amendment – Dedication of a Portion of RCSD School #43 Property for Right-of-Way Purposes

Council Priority: Public Safety

Transmitted herewith for your approval is legislation which will amend the Official Map by dedicating the following parcel as public rights-of-way for street purposes.

<u>Address</u>	<u>SBL#</u>	<u>Type</u>	<u>Sq.Ft.</u>
1305 Lyell Avenue	105.62-1-35	School	1931

A 2018 NYSDOT Highway Project on Mt. Read Boulevard requires additional ROW at the corner of Lyell Avenue and Maltby Street to allow for an ADA compliant handicap ramp at that location. (Unrelated to this Official Map Amendment, NYSDOT is also working with RGRTA to relocate the inbound bus stop at Lyell and Mt. Read to a location further west of the intersection to improve safety for cars, busses and riders at this location.)

The City Planning Commission, in its January 8, 2018 meeting recommended approval of this dedication by a vote of 7-0-0. Minutes of that meeting, along with the recommendation, are attached.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-21

Ordinance No. 2018-38  
(Int. No. 44)

**Amending the Official Map dedicating a portion of School No. 43 property to right-of-way purposes**

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

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by adding thereto the following described property to be dedicated as public right-of-way, subject to such additional conditions and adjustments as the City Engineer deems to be appropriate:

**LEGAL DESCRIPTION OF PROPOSED LANDS  
TO BE DEDICATED AS PUBLIC RIGHT-OF -WAY  
PART OF 1305 LYELL AVENUE  
PART OF S.B.L # 105.62-1-35**

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 84, Township 1 Short Range, west of the Genesee River also being part of Lots 10, 11, 12 and 13 of the Frances E. Maltby Subdivision, being more particularly bounded and described as follows: Beginning at a point on the southerly ROW line of Lyell Avenue (66' ROW), at the northeast corner on the easterly ROW line of Maltby Street (50' ROW), being the northwest corner of Lot 10 of the Frances E. Maltby Subdivision, as filed in the Monroe County Clerk's Office in Liber 16 of Maps, Page 29, said point being the Point of Beginning; thence

- 1) N 89° 37' 08" E, along said ROW line of Lyell Avenue, a distance of 207.89 feet to a point at its intersection with the westerly ROW line of Mt. Read Boulevard; thence
- 2) S 45° 20' 22" E, an interior angle of 134° 57' 30" along ROW line of Mount Read Boulevard, a distance of 12.72 feet to a point; thence
- 3) S 89° 37' 08" W, parallel with and 9.00 feet distance from said ROW line, a distance of 211.20 feet to a point; thence
- 4) S 38° 21' 11" W, an interior angle of 231° 15' 57", a distance of 8.97 feet to a point at its intersection with the easterly ROW line of Maltby Street; thence
- 5) N 00° 36' 48" W, an interior angle of 38° 57' 59" along ROW line of Maltby Street, a distance of 16.00 feet to the northwest corner thereof and the said ROW line of Lyell Avenue, being the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.044 ± acres, all as shown on a map entitled "Map Of Lands To Be Dedicated For Street Purposes", dated June 8, 2017, as prepared by Donald J. Angelini, L.S., Regional Land Surveyor for New York State Department Of Transportation (NYSDOT).  
Being part of the premises conveyed to the City of Rochester in Liber 16 of Deeds, Page 82; Liber 705 of Deeds, Page 253; Liber 883 of Deeds, Page 57; Liber 1060 of Deeds, Page 59.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-39  
Re: Appropriation – Rochester Pure Waters District, Street Improvement Projects

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$750,000 in anticipated reimbursements from the Rochester Pure Waters District (RPWD) to fund eligible portions of sewer costs on street improvement projects in accordance with the agreement authorized between the City and RPWD via Ordinance No. 2010-438.

Street improvements can require ancillary repairs to the sewer system including adjustments, repairs, replacements, and improvements to the sewer system manholes and catch basins. In the agreement referenced above, RPWD assumed responsibility for these maintenance costs and agreed to reimburse the City annually for the work.

The new street improvement projects eligible for the RPWD reimbursement appropriated herein include, but are not limited to, the following projects:

- Alpha Street Rehabilitation Group Alpha Street/Braddock Street/Meridan Street/Wilder Street
- Asphalt Milling and Resurfacing (M&R) 2018 Transportation Improvement Program (TIP) Preventive Maintenance (PM) Group #1 Upper Falls Boulevard and Saint Paul Street
- Asphalt M&R 2018 TIP PM Group #2 Alexander Street and Scio Street
- Asphalt M&R City Residential 1
- Asphalt M&R City Arterial and Collectors
- Reynolds Street and Seward Street
- Elmwood Collegetown Cycle Track
- East Henrietta Road

Construction is planned to begin during the 2018 construction season. The sewer improvements will result in the creation and/or retention of the equivalent of 8.2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-39  
(Int. No. 45)

**Appropriating funds for street improvement projects from anticipated reimbursements from the Rochester Pure Waters District**

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

Section 1. The receipt and use of the sum of an additional \$750,000 in anticipated reimbursements from the Rochester Pure Waters District that are provided pursuant to the agreement authorized by Ordinance No. 2010-438 is hereby authorized and appropriated to fund eligible portions of sewer costs incurred as part of the City’s street improvement projects.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-40  
Re: Agreement – Passero Associates Engineering & Architecture, PLLC, RPR Services for Thomas P. Ryan R-Center Gym Air Conditioning

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum compensation for an agreement with Passero Associates Engineering & Architecture, PLLC (Gary W. Passero, PE, Founding Partner and David Passero, Chief Financial Officer), Rochester, New York, for resident project representation (RPR) services, for Thomas P. Ryan R-Center Gym Air Conditioning Project. The cost of the agreement will be financed from the 2017-18 Cash Capital. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project.

The design and construction of the project will be funded by the 2016-17 Capital Improvement Program of the Rochester City School District. The project will include renovations to School No. 33 and to the City’s adjacent Thomas P. Ryan R-Center. Thomas P. Ryan R-Center work includes, but is not limited to the installation of air conditioning for the gymnasium. RPR services under this agreement will only be for work related to the Thomas P. Ryan R-Center portion of the project.

Passero Associates was selected for RPR services through a request for proposal process, which is described in the attached summary. It is anticipated that RPR services will begin with construction of the project in summer 2018; with scheduled completion in fall 2018. The agreement will result in the creation and/or retention of the equivalent of 0.7 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-22

Ordinance No. 2018-40  
(Int. No. 46)

**Authorizing an agreement with Passero Associates Engineering & Architecture, PLLC related to the Thomas P. Ryan R-Center Gym Air Conditioning 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 Passero Associates Engineering & Architecture, PLLC for resident project representation services for the Thomas P. Ryan R-Center Gym Air Conditioning Project in an amount not to exceed \$60,000.

Section 2. Said agreement shall extend until three (3) months after completion of a two-year (2) guarantee inspection of the project.

Section 3. The agreement shall be financed from 2017-18 Cash Capital.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-41

Re: Agreement – Stantec Consulting Service Inc., RPR Services for Adams Street R-Center Renovations

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with Stantec Consulting Service Inc. (Gord Johnston, President & Chief Executive Officer), Rochester, New York, for resident project representation (RPR) services, for Adams Street R-Center Renovations. The cost of the agreement will be financed from the 2017-18 Cash Capital. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project.

The design and construction of the project will be funded by the 2016-17 Capital Improvement Program of the Rochester City School District. The project will include renovations to School No. 3 and to the City’s adjacent Adams Street R-Center. The Adams Street R-Center work includes, but is not limited to: fire alarm replacement, installation of clock, PA and security camera systems. Replacement of exterior windows and doors, and precast joint sealants. Pool equipment and lighting replacements. Installation of an ADA pool lift. Renovation of men and women Locker rooms. Replacement of flooring, cabinetry, ceilings and lighting in areas on the second floor. Asbestos abatement. Sidewalk and site drainage improvements. RPR services under this agreement will only be for work related to the Adams Street R-Center portion of the project.

Stantec Consulting Service Inc. was selected for RPR services through a request for proposal process, which is described in the attached summary.

It is anticipated that RPR services will begin with construction of the project in summer 2018; with scheduled completion in fall 2018. The agreement will result in the creation and/or retention of the equivalent of 1.6 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-23

Ordinance No. 2018-41  
(Int. No. 47)

**Authorizing an agreement with Stantec Consulting Services, Inc. authorizing resident project representation services related to Adams Street R-Center renovations**

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 Stantec Consulting Services, Inc. for resident project representation services for Adams Street R-Center renovations in an amount not to exceed \$150,000.

Section 2. Said agreement shall extend until three (3) months after completion of a two-year (2) guarantee inspection of the project.

Section 3. The agreement shall be financed from 2017-18 Cash Capital.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-42

Re: Agreement – Bergmann Associates for Highland Reservoir LT2 Compliance Project – Phase 1

Transmitted herewith for your approval is legislation establishing \$370,000 as maximum compensation for an agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, CEO), 280 East Broad Street, Suite 200 Rochester, NY, for professional services required to develop concepts and evaluate options for bringing Highland Reservoir into compliance with the US Environmental



Protection Agency’s Long Term Enhanced Surface Treatment Rule (LT2), and satisfying other water quality and site specific concerns. The cost of this agreement will be funded from Prior Years’ Cash Capital (Water Fund).

The agreement shall have a term of two years.

The City is obligated, through a bilateral compliance agreement with the New York State and Monroe County Health Departments to meet the requirements of LT2 by either installing a cover on or installing a treatment system at the Highland Reservoir by September 2023. Bergmann Associates will review water quality conditions, identify compliance alternatives, evaluate costs and water quality impacts for each alternative, prepare conceptual renderings and presentation materials, develop a public outreach and engagement program, investigate opportunities for funding assistance and initiate the environmental review process

Bergmann Associates was selected through a Request for Proposal process, which is described in the attached summary.

Consultant services are anticipated to begin in spring of 2018 with an anticipated completion in summer of 2019. This agreement shall have a term of two years. The agreement will result in the creation and/or retention of approximately 4 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-24

Ordinance No. 2018-42  
(Int. No. 48)

**Authorizing an agreement to develop means for Highland Reservoir to comply with the federal Long Term Enhanced Surface Treatment Rule**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to develop and evaluate options for bringing the Highland Reservoir into compliance with the United States Environmental Protection Agency’s Long Term Enhanced Surface Treatment Rule (LT2). The maximum compensation for the agreement shall be \$370,000, which shall be funded from Prior Years’ Cash Capital. The agreement shall have a term of two years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-43  
Re: Amendatory Agreement – Environmental Workforce Development & Job Training Occupational Health Services

Council Priorities: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Riverfront Medical, P.C., 120 Erie Canal Drive (Cheryl Lewis, CFO), to provide occupational health services to applicants selected to participate in the Rochester Environmental Job (ReJob) Training Program. The amendment shall increase the maximum compensation of the original agreement, which was entered into in 2017, by \$6,010 to a total amount of \$15,930.

The amendatory compensation shall be funded from United States Environmental Protection Agency grant funds previously appropriated in Ordinance No. 2016-350. The term of the amended agreement shall be one year with one optional one-year extension.

Riverfront began providing occupational health services to the City for this program in 2017 under an original agreement in the amount of \$9,920. Medical testing for the first round of training was \$4,910. The balance of \$5,010 will cover the second round of testing for training in 2018. The \$6,010 will be for one year and cover the 2019 round of training. Riverfront offered us discounted prices for the initial agreement. The \$6,010 reflects a small increase in testing costs for 2019.

The REJob Training Program is a multi-partner effort designed to lead to sustainable, long-term environmental employment and intended to ensure that City residents share in the economic benefits derived from environmental site cleanup and construction. Recruitment for the REJob program will specifically target dislocated workers; severely underemployed individuals; and unemployed individuals including low-income and minority residents, veterans, and those with little or no advanced education.

An additional round of training has been approved by EPA and therefore an agreement extension and budget amendment for additional health screening will be required. The health screening is an EPA grant requirement for all participants in this program and includes asbestos exposure physical exams, chest x-rays, pulmonary function tests, 5-panel drug screens and if necessary, random 10-panel drug screens.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Authorizing an amendatory agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Riverfront Medical, P.C. to provide occupational health services to applicants selected to participate in the Rochester Environmental Job (ReJob) Training Program. The amendment shall increase the maximum compensation of the existing agreement, which was entered into in 2017, by \$6,010 to a total amount of \$15,930.

Section 2. The amended agreement shall be funded from United States Environmental Protection Agency grant funds previously appropriated in Ordinance No. 2016-350. The term of the amended agreement shall be one year with one optional one-year extension.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-44  
Re: Grant Acceptance – New York State Energy Research and Development Authority – Clean Energy Communities Program

Transmitted herewith for your approval is legislation related to the implementation of Climate Action Plan-related activities for the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Energy Research and Development Authority (NYSERDA); and
2. Authorize the receipt and use of \$250,000 in anticipated grant funds from NYSEDA to finance the project.

In February 2017, the City of Rochester was designated as a NYSEDA Clean Energy Community (CEC), which qualified the City to receive these grant funds. The CEC program is designed to encourage local governments to implement clean energy actions which save energy, create jobs, and address the impacts of climate change. To become a CEC, municipalities must complete at least four of ten NYSEDA CEC High Impact Actions. To gain its CEC designation, the City of Rochester completed the following four High Impact Actions: 1) adoption the New York State Unified Solar Permit, 2) conducting a local Solarize campaign, 3) becoming a New York State Department of Environmental Conservation (NYSDEC) certified Climate Smart Community, and 4) installation of electric vehicle charging stations throughout the city.

The NYSEDA CEC grant funds will be used to implement actions outlined in the City’s Climate Action Plan (CAP), including management of stakeholder outreach to implement CAP energy reduction strategies, development and implementation of programs to inform and educate the public on energy efficiency, including funding and rebate programs and technical assistance to access programs that help homeowners fund energy efficiency upgrades, and installation of municipal energy efficiency upgrades. No City matching funds are required for this grant program.

Once the grant contract with NYSEDA is in place, a request for proposals will be developed for consulting services to assist in the implementation of the proposed CEC projects. It is anticipated that the projects will be completed within three years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-44  
(Int. No. 50)

**Authorizing an agreement with the New York State Energy Research and Development Authority**

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 Energy Research and Development Authority for the receipt and use of anticipated grant funds in the amount of \$250,000 to assist the City in implementing its Climate Action Plan. The term of the agreement shall be three years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-45  
Re: Dedication of Park Lands

Transmitted herewith for your approval is legislation related to the dedication of park lands at the Police and Fire Academy located 1190 Scottsville Road, and dedication of waterfront land as park land along the Genesee River. This legislation will:

1. Officially alienate 12.466 acres of land at the Police and Fire Academy located 1190 Scottsville Road; and
2. Dedicate 12.467 acres of land along the Genesee River between South Plymouth Avenue and Ford Street.

In 1954, the City constructed a fire and police training academy at 1190 Scottsville Road. Under the agreement authorized by City Council on August 19, 1997, the City leased most of the academy site to Monroe County for renovation and expansion of the training facilities. In preparation of the original development plan, it was determined that a portion of the academy facilities were located on land that had been officially dedicated as park land.

Subsequently, on June 11, 1998, City Council authorized Resolution No. 98-19 for the purpose of a home rule message regarding state legislation discontinuing the use of training facility land as park land. Further, on July 22, 1998, the Governor signed NY AB 11183 into law which authorized the City to discontinue the park land dedication at the training facility. To complete the alienation process, the City must dedicate new park land equal to or greater than fair market value. Additionally, NY AB 11183 recognized land along the Genesee River, from South Plymouth Avenue to Ford Street as of equal or greater value to the training facility land. Therefore, this action completes the alienation and dedication process.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-25

Ordinance No. 2018-45  
(Int. No. 51)

**Discontinuing the use of approximately 12.466 acres of land for park purposes and dedicating approximately of 12.467 acres to park purposes**

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

Section 1. In accordance with Chapter 417 of the 1998 Laws of New York, the Mayor is hereby authorized to discontinue the use as park land of approximately 12.466 acres of land located adjacent to Monroe County Police and Fire Academy on condition that, on or before such discontinuance, the City shall dedicate new waterfront park lands comprised of approximately 12.467 acres.

Section 2. The land parcel to be discontinued as park land hereunder shall consist of:

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York known and distinguished as a part of the Sixth Tract of the 3,000 acre tract and being more particularly bounded and described as follows: Commencing at a point in the centerline of Scottsville Road and the northwest corner of property conveyed by Willie Britton and wife to James O'Neil on July 7, 1925 by deed filed in Liber 1257 of deeds at page 112 and also being 266.46 feet along said centerline from the south property line of lands owned formerly by the Pennsylvania Railroad; thence S 30° 01' 31" E along the northerly line of said O'Neil's land a distance of 574.97 feet to a point; Thence 1) S 30° 01' 31" E a distance of 112.31 feet to a point; Thence 2) Northerly and curving to the left with a radius of 935.37 feet and forming a central angle of 30° 20' 23" a chord bearing of N 2° 41' 56" E and chord distance of 489.54, a distance of 495.30 feet to a point of tangent; Thence 3) N 12° 28' 15" W a distance of 236.45 feet to the southerly line of Scottsville Road; Thence 4) N 59° 58' 29" E along the southerly line of Scottsville Road a distance of 62.93 feet to a point; Thence 5) S 12° 28' 15" E along the northerly line of lands owned formerly by the Pennsylvania Railroad a distance of 255.43 feet to a point of curvature; Thence 6) Southerly and curving to the right with a radius of 995.37 feet and forming a central angle of 23° 22' 01" a chord bearing of S 00° 47' 15" E and chord distance of 403.13 feet a distance of 405.94 feet to a point; Thence 7) Northeasterly and curving to the right with a radius of 562.5 feet and forming a central angle of 9° 38' 32" a chord bearing of N 46° 18' 11" E and a chord distance of 94.55 feet a distance of 94.66 feet to a point; Thence 8) N 51° 07' 27" E a distance of 138.73 feet to a point; Thence 9) N 51° 32' 27" E a distance of 571.24 feet to a point; Thence 10) S 39° 10' 55" E a distance of 146.35 feet to a point; Thence 11) S 51° 31' 27" W a distance of 326.00 feet to a point; Thence 12) S 50° 21' 37" W a distance of 64.01 feet to a point; Thence 13) S 49° 16' 05" W a distance of 66.05 feet to a point; Thence 14) S 53° 51' 02" W a distance of 64.05 feet to a point; Thence 15) S 55° 06' 01" W a distance of 64.12 feet to a point; Thence 16) S 52° 34' 52" W a distance of 31.93 feet to the true point or PLACE OF BEGINNING;

Thence 1) S 47°52'57"E a distance of 211.90 feet to a point;

Thence 2) S 34°15'49"W a distance of 653.41 feet to a point;

Thence 3) S 39°53'26"W a distance of 182.17 feet to a point;

Thence 4) S 49°26'57"W a distance of 237.55 feet to a point;

Thence 5) S 55°00'59"W a distance of 205.00 feet to a point;

Thence 6) S 77°24'09"W a distance of 330.00 feet to a point;

Thence 7) S 74°38'03"W a distance of 465.00 feet to a point;

Thence 8) N 18°20'13"W a distance of 122.00 feet to a point on the City line;  
 Thence 9) N 61°58'27"E along the City line a distance of 228.02 feet to a point;  
 Thence 10) N 61°57'09"E along the City line a distance of 262.00 feet to a point;  
 Thence 11) N 59°55'49"E along the City line a distance of 64.51 feet to a point;  
 Thence 12) N 60°37'24"E along the City line a distance of 68.62 feet to a point;  
 Thence 13) N 58°13'30"E along the City line a distance of 62.64 feet to a point;  
 Thence 14) N 65°12'16"E along the City line a distance of 68.04 feet to a point;  
 Thence 15) N 47°02'32"E along the City line a distance of 67.42 feet to a point;  
 Thence 16) N 43°13'56"E along the City line a distance of 69.21 feet to a point;  
 Thence 17) N 44°42'26"E along the City line a distance of 68.61 feet to a point;  
 Thence 18) N 43°08'44"E along the City line a distance of 192.35 feet to a point;  
 Thence 19) N 47°04'21"E along the City line a distance of 70.19 feet to a point;  
 Thence 20) N 42°32'35"E along the City line a distance of 389.70 feet to a point;  
 Thence 21) N 45°30'27"E along the City line a distance of 71.57 feet to a point;  
 Thence 22) N 47°27'19"E along the City line a distance of 67.58 feet to a point;  
 Thence 23) N 49°30'30"E along the City line a distance of 63.58 feet to a point;  
 Thence 24) N 55°19'46"E along the City line a distance of 67.72 feet to a point;

Thence 25) N 52°34'52"E along the City line a distance of 31.85 feet to the point or PLACE OF BEGINNING.  
 Hereby intending to describe a parcel of land containing 12.466 Acres of land to be removed from park purposes.

Section 3. The land parcels to be dedicated as park lands hereunder shall consist of:

Hereby intending to describe parcel 1 and 2 of land cumulatively containing 12.467 Acres of land.

#### PARCEL 1

All that tract or parcel of land situate in the Town of Chili, County of Monroe, State of New York known and distinguished as a part of the Sixth Tract of the 3,000 acre tract and being more particularly bounded and described as follows:  
 Commencing at a point in the centerline of Scottsville Road and the northwest corner of property conveyed by Willie Britton and wife to James O'Neil on July 7, 1925 by deed filed in Liber 1257 of deeds at page 112 and also being 266.46 feet along said centerline from the south property line of lands owned formerly by the Pennsylvania Railroad; thence S 30° 01' 31" E along the northerly line of said O'Neil's land a distance of 574.97 feet to a point; Thence 1) S 30° 01' 31" E a distance of 112.31 feet to a point; Thence 2) Northerly and curving to the left with a radius of 935.37 feet and forming a central angle of 30° 20' 23" a chord bearing of N 2° 41' 56" E and chord distance of 489.54, a distance of 495.30 feet to a point of tangency; Thence 3) N 12° 28' 15" W a distance of 236.45 feet to the southerly line of Scottsville Road; Thence 4) N 59° 58' 29" E along the southerly line of Scottsville Road a distance of 62.93 feet to a point; Thence 5) S 12° 28' 15" E along the northerly line of lands owned formerly by the Pennsylvania Railroad a distance of 255.43 feet to a point of curvature; Thence 6) Southerly and curving to the right with a radius of 995.37 feet and forming a central angle of 23° 22' 01" a chord bearing of S 00° 47' 15" E and chord distance of 403.13 feet a distance of 405.94 feet to a point; Thence 7) Northeasterly and curving to the right with a radius of 582.5 feet and forming a central angle of 9° 36' 32" a chord bearing of N 46° 18' 11" E and a chord distance of 94.55 feet a distance of 94.66 feet to a point; Thence 8) N 51° 07' 27" E a distance of 138.73 feet to a point; Thence 9) N 51° 32' 27" E a distance of 571.24 feet to the true place or POINT OF BEGINNING;  
 Thence 1) N 51° 32' 27" E a distance of 881.16 feet to a point;  
 Thence 2) N 51° 41' 22" E a distance of 238.76 feet to a point;  
 Thence 3) N 72° 07' 06" E a distance of 259.92 feet to a point;  
 Thence 4) N 34° 58' 39" E a distance of 79.34 feet to a point;  
 Thence 5) N 62° 08' 59" E a distance of 19.34 feet to a point;  
 Thence 6) N 63° 19' 14" E a distance of 53.74 feet to a point;  
 Thence 7) S 55° 02' 55" E a distance of 121.35 feet to a point on the City line;  
 Thence 8) S 64° 52' 31" W along the City line a distance of 43.59 feet to a point;  
 Thence 9) S 63° 20' 51" W along the City line a distance of 65.15 feet to a point;  
 Thence 10) S 62° 12' 52" W along the City line a distance of 63.22 feet to a point;  
 Thence 11) S 57° 48' 27" W along the City line a distance of 43.48 feet to a point;  
 Thence 12) S 56° 30' 10" W along the City line a distance of 84.89 feet to a point;  
 Thence 13) S 55° 45' 50" W along the City line a distance of 65.13 feet to a point;  
 Thence 14) S 53° 16' 07" W along the City line a distance of 63.16 feet to a point;  
 Thence 15) S 50° 39' 02" W along the City line a distance of 65.55 feet to a point;

Thence 16) S 51° 31' 27"W along the City line a distance of 646.00 feet to a point;  
 Thence 17) S 56° 17' 16"W along the City line a distance of 76.27 feet to a point;  
 Thence 18) S 50° 37' 17"W along the City line a distance of 330.04 feet to a point;  
 Thence 19) N 39° 10' 55"W a distance of 146.35 feet to the POINT OR PLACE OF BEGINNING.  
 Hereby intending to describe a parcel of land containing 4.723 Acres of land to be dedicated for park purposes.

## PARCEL 2

All That Tract or Parcel of land situate in the City of Rochester, County of Monroe and State of New York and being more particularly bounded and described as follows:

Commencing at a point on the southeasterly line of South Plymouth Avenue (60' wide) at its intersection with the southwesterly line of Luther Circle (50' wide); thence S 47-38-27 W along said line of South Plymouth Avenue a distance of 793.42 feet to an angle point in the said line of South Plymouth Avenue; thence S 28-02-37 W along said line of South Plymouth Avenue a distance of 30.96 feet to the POINT OF BEGINNING; said point being the southwesterly corner of lands conveyed to Spronz Incinerator Corp. by Pendell Company and Penn Central Company by deed recorded August 1, 1969 and filed in the Monroe County Clerks Office in deed Liber 4001 Page 125;

Thence, 1) N 86-02-15 E along the southerly line of Spronz Incinerator Corp. a distance of 1179.98 feet to a point;  
 Thence (2) N 03-57-27 W along the easterly line of Spronz Incinerator Corp a distance of 73.16 feet to a point on the northerly bounds of the former Pennsylvania Railroad; thence along the northerly bounds of the Pennsylvania Railroad the following courses (3) thru (16);

Thence, 3): N 77-19-39 E a distance of 67.25 feet to a point;

Thence, 4): N 87-36-45 E a distance of 72.01 feet to a point;

Thence, 5): S 88-54-16 E a distance of 62.2h4 feet to a point;

Thence, 6): N 85-30-05 E a distance of 63.37 feet to a point;

Thence, 7): N 81-46-32 E a distance of 62.78 feet to a point;

Thence, 8): N 79-01-28 E a distance of 59.14 feet to a point;

Thence, 9): N 71-04-41 E a distance of 61.03 feet to a point;

Thence, 10): N 71-38-44 E a distance of 60.81 feet to a point;

Thence, 11): N 68-16-17 E a distance of 61.48 feet to a point;

Thence, 12): N 66-05-56 E a distance of 67.26 feet to a point;

Thence, 13): N 64-35-30 E a distance of 61.81 feet to a point;

Thence, 14): N 59-10-38 E a distance of 59.94 feet to a point;

Thence, 15): N 55-53-18 E a distance of 1.83 feet to a point;

Thence, 16) leaving said westerly bounds and crossing the said Pennsylvania Railroad N 79-30-16 E parallel to and 60.0 feet northerly of the south line of lands conveyed to the City of Rochester by the University of Rochester by deed recorded September 18, 1970 and filed in Liber 4079

Page 55 a distance of 840.66 feet to a non-tangent point of curve having a radius bearing of N 49-48-40 W;

Thence, 17) along a curve to the left having a radius of 612.69 feet and forming a central angle of 11-27' 46" a distance of 122.58 feet to a point of compound curvature;

Thence, 18) along a curve to the left having a radius of 2684.36 feet and forming a central angle of 7-36' 30" a distance of 356.46 feet to a point of tangency;

Thence, 19) N 21-07-04 E crossing over lands of the former Erie Railroad a distance of 910.68 feet to a point on the westerly bounds of the former Erie Railroad and the easterly bounds of the former Pennsylvania Railroad; thence northerly along the easterly bounds of the former Pennsylvania Railroad the following courses (20) thru (29);

Thence, 20) N 38-29-14 E a distance of 58.82 feet to a point;

Thence, 21) N 38-36-20 E a distance of 67.68 feet to a point;

Thence, 22) N 38-53-47 E a distance of 69.56 feet to a point;

Thence, 23) N 34-12-02 E a distance of 57.29 feet to a point;

Thence, 24) N 31-28-03 E a distance of 75.67 feet to a point;

Thence, 25) N 24-59-19 E a distance of 63.56 feet to a point;

Thence, 26) N 28-12-44 E a distance of 69.23 feet to a point;

Thence, 27) N 26-31-55 E a distance of 66.17 feet to a point;

Thence, 28) N 23-29-10 E a distance of 64.11 feet to a point;

Thence, 29) N 23-47-04 E a distance of 71.26 feet to a point at the south corner of lands conveyed to 760 Exchange Street Partnership by the City of Rochester by deed recorded October 2, 1985 and filed in Liber 6785 Page 239;

Thence, 30) N 28-47-16 E along the easterly bounds of 760 Exchange

Partnership a distance of 1186.50 feet to a point 90.0 feet south of the southerly line of Ford Street;

Thence, 31) S 54-41-55 E on a line parallel to and 90.0 feet distant from the south line of Ford Street a distance of 46.20 feet to a non-tangent point of curve on the westerly bounds of land appropriated by the State of New York from The Erie Railroad by appropriation and map recorded January 23, 1917 and filed in Liber 988 Page 134; Thence, southerly along the westerly bounds of the State of New York the following courses (32) thru (38);

Thence, 32) along a non-tangent curve to the left having a radius of 1117.50 feet bearing S 54-02-42 E, and forming a central angle of 5-11'47", a distance of 101.35 feet to a point of tangency;

Thence, 33) S 30-45-31 W a distance of 589.05 feet to a point of curvature;

Thence, 34) along a tangent curve to the left having a radius of 3978.70 feet and forming a central angle of 5-44'40" a distance of 398.90 feet to a point of reverse curvature;

Thence, 35) along a tangent curve to the right having a radius of 5485.53 feet and forming a central angle of 4-08'45" a distance of 396.92 feet to a point of tangency;

Thence, 36) S 29-09-36 W a distance of 133.79 feet to a point of curvature;

Thence, 37) along a tangent curve to the left having a radius of 4309.28 feet and forming a central angle of 7-23'38" a distance of 556.10 feet to a point on the easterly bounds of the former Erie Railroad;

Thence, 38) S 29-09-36 W along said former Erie Railroad a distance of 15.26 feet to a point at the intersection of the centerline of Flint Street (60.0' wide) extended to the easterly bounds of the former Erie Railroad;

thence 39) S 44-39-48 E along the centerline of Flint Street extended a distance of 6.95 feet to a point at the northwesterly corner of lands appropriated by the State of New York from James L. Hotchkiss by appropriation and map recorded June 15, 1917 in deed Liber 988 Page 225;

Thence, southerly along the westerly bounds of the State of New York the following courses (40) thru (43);

40) S 21-07-04 W a distance of 550.64 feet to a point of curvature;

Thence, 41) along a tangent curve to the right having a radius of 2734.36 feet and forming a central angle of 7°-36' 30" a distance of 363.10 feet to a point of Compound curvature;

Thence, 42) along a tangent curve to the right having a radius of 662.69 feet and forming a central angle of 32-09' 10" a distance of 371.88 feet to a point of tangency;

Thence, 43) S 60-52-44 W a distance of 22.00 feet to a point on the easterly bounds of the former Erie Railroad;

Thence, 44) S 29-09-36 W along the easterly bounds of the Former Erie Railroad (99.0' wide) a distance of 26.12 feet to the waters edge of the Genesee River on the northerly bank thereof;

Thence, westerly along the edge of water the following courses (45) thru (48);

Thence, 45) S 63-08-29 W a distance of 29.57 feet to a point;

Thence, 46) S 65-28-56 W a distance of 13.40 feet to a point;

Thence, 47) S 83-28-35 W a distance of 46.67 feet to a point;

Thence, 48) S 77-52-41 W a distance of 48.75 feet to a point on the westerly bounds of the former Erie Railroad;

Thence, 49) N 29-09-36 E along the westerly bounds of the former Erie Railroad a distance of 169.92 feet to a point at the southeasterly corner of lands conveyed to the City of Rochester by the University of Rochester by deed recorded September 18, 1970 and filed in Liber 4079 Page 55; Thence, 50) S 79-30-16 W along the southerly bounds of lands of the City of Rochester a distance of 505.00 feet to a point on the south-erly bounds of the former Pennsylvania Railroad; Thence, westerly along the southerly bounds of the former Pennsylvania Railroad the following courses (51) thru (76);

Thence, 51) S 56-24-08 W a distance of 67.24 feet to a point;

Thence, 52) S 58-42-47 W a distance of 63.56 feet to a point;

Thence, 53) S 62-09-43 W a distance of 66.43 feet to a point;

Thence, 54) S 66-01-17 W a distance of 72.44 feet to a point;

Thence, 55) S 68-15-05 W a distance of 66.36 feet to a point;

Thence, 56) S 47-30-57 W a distance of 73.45 feet to a point;

Thence, 57) S 83-20-54 W a distance of 68.63 feet to a point;

Thence, 58) S 89-08-44 W a distance of 66.40 feet to a point;

Thence, 59) S 79-34-10 W a distance of 68.88 feet to a point;

Thence, 60) S 83-10-12 W a distance of 68.87 feet to a point;

Thence, 61) S 85-28-00 W a distance of 61.99 feet to a point;

Thence, 62) S 86-11-06 W a distance of 71.99 feet to a point;

Thence, 63) S 84-00-04 W a distance of 68.03 feet to a point;

Thence, 64) S 86-34-08 W a distance of 61.99 feet to a point;

Thence, 65) S 86-01-44 W a distance of 65.99 feet to a point;

Thence, 66) S 86-01-10 W a distance of 67.99 feet to a point;

Thence, 67) S 86-42-58 W a distance of 65.99 feet to a point;

Thence, 68) S 87-52-37 W a distance of 68.03 feet to a point;

Thence, 69) S 84-38-00 W a distance of 62.01 feet to a point;

Thence, 70) S 86-01-29 W a distance of 69.99 feet to a point;

Thence, 71) S 86-28-12 W a distance of 63.99 feet to a point;

Thence, 72) S 86-28-12 W a distance of 63.99 feet to a point;  
 Thence, 73) S 86-35-44 W a distance of 50.00 feet to a point;  
 Thence, 74) S 71-34-51 W a distance of 41.30 feet to a point;  
 Thence, 75) S 85-05-52 W a distance of 62.00 feet to a point;  
 Thence, 76) S 89-23-08 W a distance of 52.41 feet to a point at the northeast corner of lands conveyed to the City of Rochester by the University of Rochester by deed recorded on November 11, 1931 in Liber 1587 Page 260;  
 Thence, 77) S 00-36-52 W along the easterly bounds of lands of the City of Rochester a distance of 34.04 feet to the waters edge on the north bank of the Genesee River; Thence, westerly along the waters edge of the Genesee River the following courses (78) thru (85);  
 78) S 74-51-51 W a distance of 83.83 feet to a point;  
 Thence, 79) S 85-56-45 W a distance of 108.42 feet to a point;  
 Thence, 80) S 80-15-05 W a distance of 86.50 feet to a point;  
 Thence, 81) S 78-43-02 W a distance of 55.90 feet to a point  
 Thence, 82) S 61-58-10 W a distance of 15.16 feet to a point;  
 Thence, 83) S 82-12-50 W a distance of 15.01 feet to a point;  
 Thence, 84) S 70-54-39 W a distance of 8.51 feet to a point;  
 Thence, 85) S 75-49-28 W a distance of 56.59 feet to a point;  
 Thence, 86) N 29-36-12 W a distance of 29.16 feet to an angle point in the southeasterly line of South Plymouth Avenue;  
 Thence, 87) N 28-02-37 E along the southeasterly line of South Plymouth Avenue a distance of 104.69 feet to the POINT OR PLACE OF BEGINNING; containing within said bounds 7.744 Acres of land more or less.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
February 20, 2018

To the Council:

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

- Int. No. 52      Authorizing an agreement with Town and County Travel, Inc. for a tour of Historically Black Colleges and Universities for City youth
- Int. No. 53      Amending Ordinance No. 2017-279 relating to a grant agreement for Police Department violence prevention and community policing programs
- Int. No. 54      Authorizing acceptance of a PetSmart Charities 2018 Spay/Neuter Grant
- Int. No. 55      Authorizing an agreement with the New York State Division of Criminal Justice Services

Respectfully submitted,  
 Willie J. Lightfoot  
 Mitch Gruber  
 Jacklyn Ortiz  
 Adam C. McFadden  
 Loretta C. Scott  
**PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-46  
Re:      Agreement – Town and Country Travel, Tour of Historically Black Colleges and Universities

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation establishing \$36,000 as maximum compensation for an agreement with Town and Country Travel, Inc. (owned and operated by Teresa Johnson, Pittsford, New York) to conduct a tour of Historically Black Colleges and Universities for city youth. The cost of this agreement, which includes all transportation, hotel, food and fees, will be funded from the 2017-18 Budget of the Department of Recreation and Youth Services (DRYS).

The term of the agreement shall extend until June 30, 2018.

The purpose of the college tour is to expose city youth to college life outside of the city limits and to reinforce the importance of school attendance, good grades and planning for the future. It will also reinforce the connection between education and careers. Approximately 40 youth ages 14-18 who participate in DRYS programs will go on the tour, planned for April 2 – April 5, 2018. They will visit three or four colleges/universities in the Washington, D.C. and Maryland area and nearby historical sites.

The funding is from the remaining 2017 Summer of Opportunity grant from the New York State Department of Labor (NYSDOL) (Ordinance No. 2017-107). The NYSDOL requires that the City expend 30% of the grant funds through utilizing certified M/WBE businesses. Town and Country Travel was selected to provide the student tour service based on being the only local certified M/WBE travel agencies.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-26

Ordinance No. 2018-46  
(Int. No. 52)

**Authorizing an agreement with Town and Country Travel, Inc. for a tour of Historically Black Colleges and Universities for City youth**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Town and Country Travel, Inc. for a tour of Historically Black Colleges and Universities in an amount not to exceed \$36,000 for City youth who participate in Department of Recreation and Youth Services (DRYS) programs. Said amount shall be funded from the 2017-18 Budget of DRYS.

Section 2. Said agreement shall extend until June 30, 2018.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-47  
Re: Amendment - Ordinance No. 2017-279

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending Ordinance No. 2017-279, which authorized grant agreements and funding for Rochester Police Department violence prevention and community policing programs.

RPD recently received the grant agreement document from the New York State Division of Criminal Justice Services for the Senator Richard Funke grant with an agreement term of January 1, 2018 through December 31, 2018. Therefore, Section 1 of Ordinance No. 2017-279 is amended from "The term of the agreement shall be October 1, 2017 through September 30, 2018" to "The term of the agreement shall be January 1, 2018 through December 31, 2018."

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-47  
(Int. No. 53)

**Amending Ordinance No. 2017-279 relating to a grant agreement for Police Department violence prevention and community policing programs**

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

Section 1. Section 1 of Ordinance No. 2017-279 is hereby amended to read as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services (DCJS) for receipt and use of funds in the amount of \$10,000 to intensify the Rochester Police Department's investigations in the City's Goodman Section in order to decrease the incidence of violence. The term of the agreement shall be ~~October 1, 2017 through September 30, 2018~~ January 1, 2018 through December 31, 2018.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text; new text is underlined.



Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-48  
Re: Grant Agreement – PetSmart Charities, Inc., 2018 Spay/Neuter Grant

Transmitted herewith for your approval is legislation related to a PetSmart Charities, Inc. grant. This legislation will:

- 1) Authorize an agreement with PetSmart Charities, Inc. for the receipt and use of a Spay/Neuter Grant in an amount of up to \$42,100. The term of this agreement shall be through December 31, 2018.
- 2) Amend the 2017-18 Budget of the Police Department by \$42,100 to reflect the addition of this grant.
- 3) Establish \$35,125 as maximum compensation for an agreement with Animal Hospital of Pittsford, P.C. (Principal: Todd Wihlen), 2816 Monroe Avenue, Rochester, 14618, to provide spay/neuter services for Rochester Animal Services. The term of the agreement will be through December 31, 2018.

PetSmart Charities, Inc. is providing this grant to support the no-cost spay/neuter initiative for Animal Services. Animal Services provides vouchers to pet owners in underserved neighborhoods throughout the City. The vouchers can be redeemed for pet sterilization surgeries at Animal Hospital of Pittsford, P.C. The grant funds will be used to pay for the redeemed vouchers, and medical supplies and surgical expenses for additional spay/neuter surgeries at Rochester Animal Services.

The previous grant received from the PetSmart Charities was for \$41,756 (Ord. No. 2017-311), for shelter veterinary supplies and cages to improve health and wellness of animals in the City’s care. That grant is still in progress.

A justification for not issuing an RFP is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-26

Ordinance No. 2018-48  
(Int. No. 54)

**Authorizing acceptance of a PetSmart Charities 2018 Spay/Neuter Grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with PetSmart Charities, Inc. for receipt and use of a 2018 Spay/Neuter Grant in the amount of \$42,100 to fund spay and neuter services for pet owners in underserved City neighborhoods. The term of the agreement shall be through December 31, 2018. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. Ordinance No. 2017-154, the 2017-18 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 the sum of \$42,100, which amount is hereby appropriated from funds to be received under the grant agreement authorized herein.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Animal Hospital of Pittsford, P.C. to provide spay and neuter services for the pets of those who have received spay/neuter program vouchers funded by the 2018 Spay/Neuter Grant authorized herein. The term of the agreement shall be through December 31, 2018. The maximum compensation for the agreement shall be \$35,125, and that amount, or so much thereof as may be necessary, shall be funded from the 2017-18 Budget of the Police Department.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-49  
Re: Agreement –New York State Division of Criminal Justice Services, Video Recording of Statements Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$24,300 for the New York State Video Recording of Statements Grant.

This award will provide up to \$24,300 for eleven video recorders for use in the Police Department’s interview rooms at the Public Safety Building. This funding also includes the cost of installation, associated technology, and protective Plexiglas boxes for the recorders. This grant is part of an initiative started by the state in 2016 to increase the number of video recorded interviews during crime investigations.

The previous Video Recording of Statements Grant was authorized by City Council in December 2016 (Ordinance No. 2016-413). The term of this agreement is January 1, 2018 through December 31, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-49  
(Int. No. 55)

**Authorizing an agreement with the New York State Division of Criminal Justice 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 New York State Division of Criminal Justice Services for the receipt and use of anticipated grant funds in the amount of \$24,300 for interview video recording equipment, including installation and associated equipment. The term of the agreement shall be January 1, 2018 through December 31, 2018.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:00 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL  
REGULAR MEETING  
March 20, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

Absent – None – 0

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

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

**Recognition Ceremony**

**Retirement:**

**DES:**

- \* Robert L. Dunn
- \* Robert Lee Fields
- \* James R. McIntosh
- \* Sandra S. Members

**DRYS:**

Kevin N. Holman

**FIN:**

- \* Cynthia Martin

**RFD:**

- \* Mark J. Delaney

**RPD:**

Ralph J. Gagliano

**Special Recognition:**

Kade Henderson

\*Did not attend

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges 4282-18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 63 and Int. URA-2, Councilmember Gruber on Int. No. 63 and Int. No. URA-2, and Councilmember Spaul on Int. No. 59, Int. No. 61, Int. No. 88, Int. No. 89 and Int. No. 90.

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

None presented.

**THE COUNCIL PRESIDENT** --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on March 15, 2018 on the following matters:

Approving the sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue Int. No. URA-2

No Comments

Local Improvement Ordinance establishing the cost of special services for the East Avenue/Alexander Street Entertainment District Int. No. 67

No Comments

Authorizing a change in traffic flow on Pindle Alley Int. No. 75

No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
March 20, 2018

To the Council:

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

- Int. No. 58 Amending the Budget to reflect administration of the City Traffic Violations Agency
- Int. No. 59 Authorizing amendatory agreements with Tower 195 LLC relating to the Underground Truck Road
- Int. No. 60 Authorizing an amendatory agreement for Uniform Relocation Act compliance services
- Int. No. 61 Authorizing grant applications to the Dormitory Authority of the State of New York for the Rundel Library Structural Terrace Improvements Phase IV Project
- Int. No. 88 Resolution approving reappointment to the Rochester Public Library Board of Trustees
- Int. No. 89 Resolution approving appointment to the Rochester Public Library Board of Trustees, as amended
- Int. No. 90 Resolution approving Reappointment to the Rochester Public Library Board of Trustees
- Int. No. 91 Establishing Minority and Women Business Enterprise goals and Minority Workforce Participation Goals
- Int. No. 95 Authorizing amendatory agreement for business process and project management services
- Int. No. 96 Resolution approving appointments to the Board of Ethics

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-50  
Re: 2017-18 Budget Amendment – City Traffic Violations Agency

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation amending the 2017-18 Budget of the Finance Department by \$295,600 and Undistributed Expense by \$68,700 to reflect the costs of personnel and associated fringe benefits and miscellaneous expense of administering the City Traffic Violations Agency (TVA) program.

State Law authorizes the Agency to commence operations on or after April 21, 2018 provided that the City has enacted a local law establishing the Agency (Chapter 157 of the State Laws of 2017). The October 2017 charter amendment establishing a City Traffic Violations Agency fulfills that requirement in accordance with the State Law (Local Law No. 3).

The City of Rochester Traffic Violations Agency is scheduled to open April 23, 2018. It is anticipated that there will be ten full time employees, one part time employee, and two per diem employees dedicated to the program. It is expected that some employees will transfer from the New York State Department of Motor Vehicles (DMV) and some employees will be new hires.

The amendment reflects expense through the remainder of the 2017-18 fiscal year. The chart below shows the breakdown by category. Expense and revenue for 2018-19 will be included in the Proposed Budget, contingent upon City Council approval.

2017-18 Amendment	Amount
Personnel	\$155,000
Materials & Supplies	9,100
Services	131,500
Total Finance Amendment	295,600
Undistributed	68,700
<b>Total</b>	<b>\$364,300</b>

Approximately twelve thousand (12,000) outstanding tickets will transfer from the DMV to the TVA. It is anticipated that the collection of outstanding ticket revenue will more than offset the expense of the Agency.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-50  
(Int. No. 58)

**Amending the Budget to reflect administration of the City Traffic Violations Agency**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Finance Department by \$295,600 and the Budget of Undistributed Expenses by \$68,700 to administer the City Traffic Violations Agency, which amount in the aggregate sum of \$364,300 is hereby appropriated from anticipated increased revenues from motor vehicle moving violation collections.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-51  
Re: Amendatory Agreements - Tower 195 LLC, Truck Tunnel Agreement

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation that authorizes an amendatory agreement with Tower 195 LLC (Andrew Gallina, Principal) that will settle the City’s and Tower 195’s rights and responsibilities with regard to access, security and maintenance of the Main Street Underground Truck Road (the “Tunnel”). The amendatory agreement includes a one-time payment of \$50,000 to Tower 195 in order to settle and terminate the portion of a 1985 agreement wherein the City agreed to pay up to \$50,000 per year for the provision of security services along the portion of the Tunnel that passes beneath The Metropolitan, Tower 195’s development located in the former Chase Lincoln Building.

The Tunnel, constructed in the early 1960s at the same time as Midtown Plaza, extends from Atlas Street to the Rochester Riverside Convention Center, running roughly parallel with and to the south of East Main Street. It provides access for truck freight and utility service to several properties, including The Metropolitan. The Tunnel also provides access to The Metropolitan's private underground parking annex which currently has 39 parking spaces and which Tower 195 may be expanding in the future.

In 1985 the City entered into a pair of agreements with Chase Lincoln First Bank, N.A. ("Chase") and other parties (collectively, the "1985 Agreement"), which provides for the shared use, expansion and maintenance of the Tunnel for a term of 100 years. The 1985 Agreement provides for cost sharing relative to maintenance and security costs for the portion of the Tunnel, known as Part III, which services. The Metropolitan property parcels located at 1 South Clinton Avenue, and numbers 219 and 221 East Main Street (the "Metropolitan Parcels"). Tower 195 acquired the Metropolitan Parcels in 2015 and received an assignment of the Chase's rights and obligations under the 1985 Agreement.

The 1985 Agreement requires the City to pay up to \$50,000 per year (plus annual Consumer Price Index adjustments) for Chase's, and now Tower 195's, costs to provide security services in Part III of the Tunnel. The Part III security services were relatively minimal, consisting mainly of the management and video monitoring of the opening and closing of internal overhead doors that control access to the rest of the Tunnel. The City now has the technology it needs to maintain security on its own, and does so in parallel with the security services that Tower 195 provides for its annex to the tunnel. Moreover, it appears that the City has never been billed for the Part III security services. Nevertheless, Tower 195 asserts that it has incurred security costs in the past that it is entitled to recover under the 1985 Agreement. Although the City no longer relies on Tower 195 for the provision of Part III security services, there are other access and cost sharing arrangements in the 1985 Agreement that are needed to operate and maintain the Tunnel going forward.

Therefore, the parties have negotiated an amendatory agreement that would terminate Tower 195's Part III security obligations going forward, release the City from any claims by Tower 195 for the past costs for providing Part III security services in return for the City's one-time payment of \$50,000, commit the City to provide Tower 195 with key fobs for access to the Tunnel by the tenants and employees who use The Metropolitan's parking annex, and continue the remaining shared access and maintenance provisions of the Agreement that the parties continue to rely on to continue operating the Tunnel.

The amendatory agreement will resolve the City's potential liability for past Tunnel Security costs, lift the burden of unnecessary security costs going forward, assure Tower 195 of the ability to use and expand The Metropolitan's parking annex, and provide for the continued use and maintenance of valuable infrastructure so that it will continue to contribute to the economic and social vitality of the eastern Central Business District for several more decades. The \$50,000 settlement payment will be funded from the 2017-18 Budget of Undistributed Expenses.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-51  
(Int. No. 59)

#### **Authorizing amendatory agreements with Tower 195 LLC relating to the Underground Truck Road**

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 Tower 195 LLC (Tower) relating to the shared costs and use of the Underground Truck Road (the Tunnel) that serves several properties along East Main Street, including Tower's properties located at 1 South Clinton Avenue and at numbers 219 and 221 East Main Street comprising The Metropolitan development (the Metropolitan Parcels). When Tower acquired the Metropolitan Parcels in 2015, it was assigned the rights and obligations of Chase Lincoln First Bank, N.A. (Chase) under the Financial and Reimbursement Agreement, Underground Truck Road, Part III, dated December 30, 1985 (Reimbursement Agreement). The amendatory agreement shall modify the terms of the Reimbursement Agreement as follows:

- a. Delete Section 2B of the Reimbursement Agreement entitled Security Guard Costs and revise or interpret any remaining provisions of the Reimbursement Agreement that refer to "maintenance and security" costs or similar terms so as to exclude security guard services.
- b. Require the City to pay Tower, promptly upon the approval of this ordinance, the sum of \$50,000 in satisfaction of all the reimbursements for security guard services due or owing to Tower as of the effective date of the amendatory agreement.
- c. Upon Tower's receipt of such payment, state that the City and Tower do thereby irrevocably mutually release and forgive the other from, and waive reimbursement for, all costs, expenses and disbursements owed or claimed to be owed from one to the other for Tunnel security guard services as of the effective date of the amendatory agreement.
- d. Ratify and restate all remaining terms and conditions of the Reimbursement Agreement that are not inconsistent with the foregoing modifications.

Section 2. The City's payment of \$50,000 authorized in Section 1 shall be funded from the 2017-18 Budget of Undistributed Expenses

Section 3. The Mayor is hereby authorized to enter into an amendatory agreement with Tower relating to the shared use, expansion and maintenance of the Tunnel. When Tower acquired the Metropolitan Parcels in 2015, it was assigned the rights and obligations of Chase under the Underground Truck Road Access Agreement dated as of December 30, 1985 (the "Tunnel Agreement"). The amendatory agreement shall modify the terms of the Tunnel Agreement as follows:

- a. Require the City to continue to provide to Tower approximately 39 electronic key fobs (or such other credentials as will allow access to the Tunnel) to Tower in order to allow Tunnel access for those using the approximately 39 parking spaces in The Metropolitan's private annex that is accessible only by means of the Tunnel.

- b. Require the City to provide to Tower additional electronic key fobs (or other credentials) sufficient to serve the users of additional parking spaces in the event that Tower renovates the Metropolitan Parcels to provide additional parking spaces that are accessible only by means of the Tunnel.
- c. Tower shall be responsible for assigning and tracking the recipient of each electronic key fob (or other credential) and shall provide such information to the City upon request.
- d. Affirm that the parties anticipate that service providers to The Metropolitan will use the Tunnel and that the City shall allow such service providers to access the Tunnel upon presentation of reasonable identification to City security personnel.
- e. Provide that no owners, tenants, guests, Metropolitan service providers, or any other party, shall be allowed to park in the thoroughfare portion of the Tunnel and that any vehicle parked in the thoroughfare portion of the Tunnel shall be subject to immediate removal without prior notice at the expense of the vehicle owner.
- f. Ratify and restate all remaining terms and conditions of the Reimbursement Agreement that are not inconsistent with the foregoing modifications.

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

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson – 8

Nays – None – 0

Councilmember Spauld abstained due to a personal relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-52

Re: Amendatory Agreement - R.K. Hite & Co., Inc., Uniform Relocation Act Compliance Services

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

Transmitted herewith for your approval is legislation amending an agreement with R.K. Hite & Co., Inc. (the Consultant) for services needed to comply with the Federal Uniform Relocation Act (URA). The City is required to comply with the URA when it seeks to acquire real property for redevelopment projects that may be assisted with Federal and/or State funds.

The present agreement as authorized in September 2015 (Ordinance No. 2015-286) and as amended in August 2016 (Ordinance No. 2016-256) provides for maximum compensation in the amount of \$120,000. This amendment will add \$200,000 in 2016-2017 Cash Capital funds to the agreement, for a total of \$320,000.

The Consultant’s URA compliance services are required primarily for the Bull’s Head revitalization initiative, where several additional property acquisitions are anticipated. Acquisition of the properties will enable the City to remove blight and assemble land for redevelopment in order to reposition Bull’s Head as a key western gateway in the city.

The term of the agreement, which is one year with the option to renew for up to two additional one-year periods, will remain unchanged.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-52  
(Int. No. 60)

**Authorizing an amendatory agreement for Uniform Relocation Act compliance 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 amendatory agreement between the City and R.K. Hite & Co., Inc. to amend the professional services agreement for services related to compliance with the federal Uniform Relocation Act, as authorized in Ordinance No. 2015-286 and amended in Ordinance No. 2016-256, so as to increase the maximum compensation by \$200,000 to a new total of \$320,000. The increase in compensation shall be funded from 2016-17 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-53

Re: Grant Agreement – Dormitory Authority of the State of New York, Rundel Library Structural Terrace Improvements Phase IV Project

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation related to \$2 million in assistance from the Dormitory Authority of the State of New York (DASNY). This legislation will:

1. Authorize the City’s applications to DASNY for two grants of \$1 million each through the State and Municipal Facilities Program to partially fund the Rundel Library Structural Terrace Improvements Phase IV Project;
2. Authorize agreements with DASNY for the receipt and use of grant funds; and
3. Designate the Budget Director and City Engineer as authorized officers for the grants.

Secured through the efforts of Assemblyman Gantt and Senator Robach, the grants will partially fund the Rundel Library Structural Terrace Improvements Phase IV Project. This project will reconstruct the closed north riverfront terrace and elevated east sidewalk and create a more vibrant public space that celebrates the Library and the history of the aqueduct and Erie Canal. The estimated overall cost of the project is \$7.8 million.

Construction is anticipated to begin in spring 2019 with completion in fall 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-53  
(Int. No. 61)

**Authorizing grant applications to the Dormitory Authority of the State of New York for the Rundel Library Structural Terrace Improvements Phase IV Project**

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

Section 1. The Mayor is hereby authorized to submit applications to the Dormitory Authority of the State of New York (DASNY) for two grants of \$1 million each to fund the Rundel Library Structural Terrace Improvements Phase IV Project (the Project).

Section 2. The receipt and use of the sum of \$2,000,000 in anticipated reimbursements from DASNY is hereby authorized and appropriated to fund the Project.

Section 3. The Budget Director and City Engineer are each hereby designated as an Authorized Officer authorized, in the name and on behalf of the City, to negotiate, execute, deliver and/or approve agreements and other documents in connection with performance of the Project and the financing of the costs thereof, as necessary to abide by the DASNY requirements for the City to obtain and use the funding authorized herein.

Section 4. The applications, as well as any agreements required to effectuate the funding authorized herein, shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2018-8

Re: Appointment - Rochester Public Library Board of Trustees

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation confirming the reappointment of Daniel B. Karin, 191 Highland Parkway, Rochester New York, 14620, to the Rochester Public Library Board of Trustees.

Mr. Karin was initially appointed to the Board in March, 2016 to fulfill an unexpired term. This re-appointment by City Council will be for a five-year term on the Rochester Public Library Board of Trustees, to expire on December 31, 2023.

A copy of Mr. Karin’s resume is available for review in the City Clerk’s office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-8

(Int. No. 88)

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

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

Section 1. The Council hereby approves the reappointment of Daniel B. Karin, 191 Highland Parkway, Rochester, NY 14620, to the Rochester Public Library Board of Trustees for a term which shall expire on December 31, 2023.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-9  
Re: Appointment - Rochester Public Library Board of Trustees

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation confirming the appointment of Carolee A. Conklin, 310 Exchange Boulevard, Apt. 257, Rochester New York, 14608 to the Rochester Public Library (RPL) Board of Trustees.

During her time on City Council, Ms. Conklin was appointed and served as the City Council Liaison to the RPL Board of Trustees. She has been recommended unanimously for appointment to the Board of Trustees by the RPL Board. Her term shall be for five years and extend until December 31, 2023.

A copy of Ms. Conklin’s resume is available for review in the City Clerk’s office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-9  
(Int. No. 89, as amended)

**Resolution approving appointment to the Rochester Public Library Board of Trustees**

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

Section 1. The Council hereby approves the appointment of Carolee Conklin, ~~INSERT ADDRESS~~ 310 Exchange Boulevard, Apt. 257, Rochester, New York 14608, to the Rochester Public Library Board of Trustees for a term which shall expire on December 31, 2023.

Section 2. This resolution shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-10  
Re: Appointment - Rochester Public Library Board of Trustees

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation confirming the reappointment of Wanda Martinez, 8 Treyer Street, Rochester New York 14621, to the Rochester Public Library Board of Trustees.

This reappointment by City Council will be for a five-year term on the Rochester Public Library Board of Trustees, to expire on December 31, 2023.

A copy of Ms. Martinez’ resume is available for review in the City Clerk’s office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-10  
(Int. No. 90)



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

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

Section 1. The Council hereby approves the reappointment of Wanda Martinez, 8 Treyer Street, Rochester, NY 14621, to the Rochester Public Library Board of Trustees for a term which shall expire on December 31, 2023.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-54

Re: MWBE Goals

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation to establish new comprehensive Minority and Women Owned Business Enterprise (MWBE) goals and minority workforce participation goals. This legislation will:

1. Establish a new goal that MWBE's will receive 30% of the City's total annual awards for city funded public works projects, public works consultant contracts, professional services contracts and commodity (goods and services) contracts,
2. Establish that the City's MWBE goals will mirror the state's MWBE goals,
3. Establish minority workforce participation goals at 20% minority (M) and 6.9% female (W),
4. Establish the responsibility for monitoring and reporting annual MWBE and workforce utilization goals.

**Background**

1. MWBE Goals

The City has been following MWBE participation goals that were established in 1992 for public works projects and three other expenditure categories. The goals at that time were established based upon a disparity study using data from 1989 and 1990. These goals were last adjusted in 1994. The goals for the areas of highest City expenditures were set at 9.9 % per contract for street construction projects and 19.2% per contract for general construction projects with an annual allowance of 10% for waivers. Separate goals were set for three other consulting services categories: architectural and engineering services, personnel and training services and advertising and media services based upon the availability of MWBE's at the time of the study.

During the ensuing twenty-four years, other local, state and federal governments have continuously modified their MWBE goals to changing demographic and business trends. New York State is a recognized leader in adopting MWBE goals that reflect the changing demographics across the state and the need to encourage the growth of businesses that more closely reflect those demographics. In 1988, Governor Mario Cuomo was given authority under Executive Law Article 15-A to establish the Division on Minority and Women Business Development, which initiated the state's MWBE program. In 1995, Governor George Pataki set the state MWBE participation goals at 5%. Under Governor Eliot Spitzer they were increased to 10%. Governor David Paterson increased the goals to 20% in 2010 after the state's first disparity study was completed. Governor Andrew Cuomo increased the goals to 25% in 2012 and in 2014 he raised them to 30%. This landmark move resulted in New York State having the highest MWBE goals in the country.

New York State has taken an expansive approach to creating opportunities across many business sectors, not just public works projects. The state has set both an overall annual aggregate MWBE goal of 30%, and 30% MWBE goals for four primary expenditure areas: Construction Contracts (equivalent to the City's Public Works contracts); Construction Consultant contracts (equivalent to the City's engineering and Architectural Services contracts); Service Consultants (equivalent to the City's professional services contracts for consultants); and Commodities contracts (equivalent to the City's goods and services purchasing contracts).

The state goals reflect the findings of statewide disparity studies. The most recent state disparity study, for 2016, was released in June 2017. Because local disparity studies have been estimated to cost several hundred thousand dollars each, many large metropolitan governments have chosen to adopt the New York State 30% goals, while making minor adjustments to reflect local conditions. Across upstate, the City of Buffalo, Monroe County, Onondaga County and The City of Albany have adopted 30% MWBE goals for construction projects. Rochester would be the first City in upstate to follow the state's lead by establishing 30% goals for public works consultant contracts, professional services consultant contracts, and commodities contracts in addition to public works construction projects.

For the most recent state fiscal year - 2016-17, the state reported that statewide MWBE utilization was 27.2% after waivers, compared to the goal of 30%. The state counts all expenditures with MWBE prime contractors as well as subcontractors towards

meeting the MWBE goals. The state sets MWBE subcontractor goals in its construction (public works) contracts, construction consultant contracts and services contracts. In addition, the state also utilizes incentives to encourage award of contracts to MWBE's as prime contractors, such as additional weighting for evaluating proposals and bids by MWBE's.

The state counts MWBE's who are certified by the Empire State Development (ESD) Division of Minority and Women's Business Development. The state sets minority category goals at 15% for Minority (M) businesses and 15% for Women Owned (W) businesses, although these are adjusted on a case-by-case basis if needed to reflect actual availability of certified MWBE's. ESD does not provide ethnic subgroup information for its certified MWBE's. Therefore, a Minority is defined as a person classified as Black, Hispanic, American Indian or Alaskan Native, and Asian or Pacific Islander.

## 2. Minority Workforce Participation Goals

The City has successfully incorporated minority workforce participation goals into large public works projects covered by Project Labor Agreements (PLA's): the Port Project (Phases 1, 2), the Midtown Redevelopment Project (Phases 1, 2, 3 and 4) and the Inner Loop project. In addition, the Rochester School Modernization Program (RSMP) incorporates minority workforce participation goals into all of its projects. The goals for the PLA's and the RSMP projects have been 20% M and 6.9% W.

### Proposed City Goals

#### 1. MWBE Goals

The proposed legislation will establish annual goals for four major expenditure categories of City government. Achievement of goals (MWBE utilization) will be based on annual expenditures in each category, as measured by contract awards during a fiscal year to MWBE prime contractors and subcontractors. Annual aggregate goals are proposed for each minority category (M and W) based on current capacity of MWBE businesses in the region estimated from state certification data. Minority category goals can be adjusted in future years if needed to reflect available capacity based upon annual utilization data.

The proposed aggregate annual City goal for utilization of MWBE's is 30% of contract awards for the following categories, effective starting with Fiscal year 2018-19. Individual category goals and minority category goals are proposed as:

1. Public works construction projects: 30% aggregate annual goal; 20% M and 10% W
2. Public works consultants: 30% aggregate annual goal; 15% M, 15% W
3. Professional services consultants: 30% aggregate annual goal; 15% M, 15% W
4. Commodities - goods and services purchasing contracts): 30% aggregate annual goal; 15% M, 15% W. Achievement of these goals to be phased in over three years in order to transition out of expiring contracts. Annual goals are:
  - a. Fiscal year 2018-19: Aggregate annual goal 10%; 5% M, 5% W
  - b. Fiscal year 2019-20: Aggregate annual goal 20%; 10% M, 10% W
  - c. Fiscal year 2020-21: Aggregate annual goal 30%; 15% M, 15% W.

The proposed goals will be met by utilizing New York State certified MWBE's from the nine-counties included in the Empire State Development (ESD) Finger Lakes Region: Genesee, Livingston, Monroe, Ontario, Orleans, Seneca, Wayne, Wyoming and Yates. MWBE's from outside the region will be allowed if there are not sufficient qualified MWBE businesses in the region to perform specialized work or consulting services required.

While General Municipal Law (GML) sets certain restrictions on what the City is permitted to put into its bid documents to assist the City with achieving its MWBE goals, the City is allowed to incorporate MWBE bonus weighting factors into evaluations of City RFP's and bids for purchasing commodities. Current City policy provides a 10% bonus weighting factor for MWBE prime contractors in the RFP evaluation process. Up to an additional 10% bonus weighting factor will be added for prime contractors who utilize MWBE subcontractors for professional services contracts. For City purchase contracts, the City will include a 5% pricing advantage to MWBE bidders as permitted by GML to determine award of a bid based on best value. The bonus weighting factors for professional services consulting contracts and the pricing advantage for purchase contracts are intended to increase awards of city business to MWBE's.

#### 2. Minority Workforce Participation Goals

The proposed legislation will set minority workforce participation at 20% for minority workers (M) and 6.9% for female workers (W) for individual contracts for public works construction projects, public works consultants and professional services consultants.

While General Municipal Law (GML) sets certain restrictions on what the City can put into its bid documents to assist the City with achieving its minority workforce participation goals, the City can incorporate bonus weighting factors into evaluations of City RFP's. Up to an additional 10% bonus weighting factor will be added for prime contractors who demonstrate that they meet or exceed the City's minority workforce participation goals.

### Measuring Achievement of Goals

#### 1. MWBE Goals

The 30% annual aggregate goal and the proposed minority category goals set a high standard for the City to achieve. For comparison, New York State has not yet achieved its goal of 30%, even though the 30% goal was set in 2014. The City has accurate records to measure prior MWBE utilization for public works contracts, but not for the other three categories. For City public works contracts, the average annual utilization of MWBE's for the last four years was 29.3% after waivers. This experience with public works contracts shows that in any given year, the ability to meet the 30% annual goal has varied significantly, depending on the mix of contracts and how many contracts were awarded to MWBE prime contractors as the low bidder. Nevertheless, the 30% goal is proposed as the standard for the City to meet as an annual average.

MWBE utilization will be tracked by reports filed by the contractors and audited by the City.

2. Minority Workforce Participation Goals

The 20% M and 6.9% W workforce participation goals will be incorporated into public works and consultant contracts. Workforce utilization will be tracked by using certified payroll information or other personnel tracking reports filed by the contractors and audited by the City.

3. Quarterly and Annual Reports

The MWBE Officer will prepare and submit quarterly and annual City MWBE utilization reports to identify how well the City is meeting its goals. The annual report will include recommendations for future steps that could be taken to achieve the goals if there are shortfalls. Similar reports for workforce utilization will also be submitted.

### **Program Administration**

The Director of Finance will be responsible for developing the administrative regulations and procedures for achieving and reporting MWBE goals and workforce participation goals. These will include:

1. Administrative regulations to provide a consistent method for incorporating MWBE and workforce participation goals into all designated City funded contracts, along with consistent contract forms and reporting requirements,
2. The MWBE Officer will be the central review agent for all city contracts and RFP's over \$10,000 prior to advertising. Departments will be responsible for administering their contracts and collecting and reviewing MWBE and workforce utilization documentation prior to approving payments. MWBE documentation will be made available electronically for full access by all departments.
3. The MWBE Officer will be authorized to adjust individual contract MWBE goals by waivers for the following reasons:
  - a. Specialty work that the MWBE Officer agrees cannot be reasonably subcontracted to an MWBE company,
  - b. Lack of qualified MWBE companies in the Finger Lakes region for the contract work,
  - c. For professional service consulting contracts, the prime contractor and subcontract bonus incentives will be offered for any state certified MWBE, if there are not sufficient certified MWBE consultants in the Finger Lakes region, in order to expand opportunities for the use of MWBE's in City contracts.

I am submitting this legislation to significantly increase the City's MWBE goals and minority workforce participation goals in order to expand the opportunity for minority and women owned businesses to earn more of the City's business and to increase employment opportunities for the minority workforce.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-54  
(Int. No. 91)

### **Establishing Minority and Women Business Enterprise goals and Minority Workforce Participation Goals**

WHEREAS, the City of Rochester seeks to encourage the growth and development of Minority and Women Business Enterprises (MWBE) in our local economy, and

WHEREAS, the City seeks to ensure that MWBEs have the opportunity to participate in the many projects the City funds annually, including public works, professional services and purchases of goods and services, and

WHEREAS, the State of New York, pursuant to Executive Law Article 15-A, has established a statewide MWBE goal of 30% of annual expenditures in four categories of contracts: construction, construction consultants, service consultants, and commodities, and

WHEREAS, the City seeks to improve local employment opportunities for City residents to promote the welfare of our citizens, and

WHEREAS, setting workforce participation goals has proven to improve employment opportunities for minorities and women, and

WHEREAS, the City has extensive experience with implementing MWBE goals and minority workforce participation goals through public works contracts, professional services consulting contracts and project labor agreements.

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

Section 1. The City of Rochester shall, to the extent practicable, model its MWBE goals pursuant to New York State Executive Law Article 15-A. This ordinance supersedes and replaces all prior MWBE ordinances with these revised goals.

Section 2. The City of Rochester hereby establishes the goal that MWBEs will receive 30% of the total annual contract awards for contracts over \$10,000 for three types of City contracts, along with aggregate minority and women award goals, as stated below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Public Works Construction Projects	30%	20%	10%
Public Works Consultants	30%	15%	15%
Professional Services Consultants	30%	15%	15%

Section 3. The City of Rochester hereby establishes the goal that MWBEs will receive the following percentages of annual contract awards for City commodity (goods and services) contracts, along with aggregate minority and women award goals, effective as stated below:

<b>Contract Type</b>	<b>Aggregate Annual Award</b>	<b>Aggregate Annual Award: Minorities</b>	<b>Aggregate Annual Award: Women</b>
Commodity Contracts after July 1, 2018	10%	5%	5%
Commodity Contracts after July 1, 2019	20%	10%	10%
Commodity Contracts after July 1, 2020	30%	15%	15%

Section 4. A contractor, vendor, or consultant shall be eligible for meeting MWBE goals if it:

- A) Is a state-certified MWBE at the time of the contract award. State certification requires that a business be at least 51% owned and controlled by minorities (M), women (W), or both. Minority shall be defined consistent with state and federal definitions, which is currently a person classified as Black, Hispanic, American Indian or Alaskan Native, and Asian or Pacific Islander; and
- B) The contractor, vendor, or consultant has bona fide offices and operations in the Empire State Development Finger Lakes Region ("Region"), which includes the counties of Genesee, Livingston, Monroe, Ontario, Orleans, Seneca, Wayne, Wyoming and Yates. State-certified MWBE businesses from outside the Region may be counted if there are insufficient businesses in the Region to perform the specialized work or consulting services required.

Section 5. Aggregate annual goal achievement shall be based on the value of City contracts awarded within the fiscal year to both MWBE prime contractors and subcontractors, and reported for four different contract categories: public works contracts, public works professional consulting contracts, all other professional services consulting contracts, and City contracts for commodities.

Section 6. The MWBE Officer shall be the central review agent for all City contracts and requests for proposals over \$10,000 prior to solicitation, and shall prepare and submit quarterly and annual MWBE utilization reports to the Mayor. The MWBE Officer shall be authorized to adjust individual contract goals by waivers, or permit the use of state-certified MWBE's from outside the Region, for the following reasons:

- A) Specialty work that cannot reasonably be subcontracted to an MWBE company, or
- B) Lack of qualified responsive and responsible MWBE companies in the Region that perform the contract work.

Section 7. For professional services consulting contracts, responding companies shall receive additional evaluation weighting points as follows:

<b>Responding Company</b>	<b>Weight Awarded</b>
Prime contractor is an MWBE	10%
Uses 10-20% MWBE Subcontractors	5%
Uses More Than 20% MWBE Subcontractors	10%

Section 8. For City commodity (goods and services) contracts, the City shall permit a 5% price advantage to MWBE bidders for contracts awarded based upon best value.

Section 9. Minority workforce goals shall be incorporated into all City public works and professional services consulting contracts. The goals shall be 20% M and 6.9% W. For professional services consulting contracts, responding companies who demonstrate that they meet or exceed both these goals shall receive additional evaluation weighting points of 10%.

Section 10. The Director of Finance shall be responsible for developing the administrative regulations and procedures for achieving and reporting MWBE goals and minority workforce utilization goals. Departments shall be responsible for administering their contracts to meet the MWBE and minority workforce participation goals specified herein.

Section 11. Ordinance No. 2012-318 governing the procurement of professional services is hereby amended by deleting the section titled "Minority/Women Business Enterprise Goals."

Section 12. MWBE and minority workforce goals specified herein shall be adjusted if required by law or to meet state and federal funding requirements.

Section 13. This ordinance shall take effect July 1, 2018.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2018-55  
Amendatory Agreement - Consilium 1, LLC, Business Process and Project Management Services

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Consilium 1, LLC, 155 Culver Road, Suite 200, Rochester, NY, to extend the term of the agreement for business process and project management services. The original agreement was authorized in April 2014 (Ordinance No. 2014-363) for a term of three years. The amendatory agreement will extend the term of the existing agreement for an additional year to April 21, 2019, with the other terms of the agreement remaining the same.

The consultant will continue to provide enterprise process and systems services, at specified unit prices on a project-by-project basis that is determined based on project specific proposals, type of service required, and the consultant's ability to perform the services within the time specified by the City. These services may include: process requirements for enterprise system deployments such as payroll/personnel, document management, financial upgrades, and electronic payment processing.

Consultants from Consilium 1, LLC, are currently engaged on the Payroll/Personnel and Windows 10 Implementation projects and will continue to be needed beyond April 2018.

The amendatory agreement will continue to be financed from the annual budgets of the Department of Information Technology and, if necessary, other departments using the services or from Cash Capital funds appropriated for specific projects.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-55  
(Int. No. 95)

**Authorizing amendatory agreement for business process and project management 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 amendatory professional services agreement with Consilium1, LLC for additional business process and project management services. The amendatory agreement shall extend for an additional year, to April 21, 2019, the term of the original agreement, which was authorized by Ordinance No. 2014-363. All other terms specified in the original authorization shall remain as is.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Resolution No. 2018-11  
Appointments to the Board of Ethics

Transmitted herewith for your approval is legislation to approve the reappointment of, Calvin Lee, 19 Shelter Street, Rochester, NY 14611 and Carl Steinbrenner, 104 Troup Street, Rochester, NY 14620 and the appointment of Scott Ginett, 235 Meigs Street, Rochester NY 14607; James Patterson, 183 Corwin Road, Rochester NY 14604; and Naimah Sierra, 17 Weld Street, Rochester, NY 14605.

Calvin Lee's term will expire January 31, 2019; Carl Steinbrenner's term will expire January 31, 2020; Scott Ginett, James Patterson, and Naimah Sierra's terms will expire January 31, 2021.

Resumes for Calvin Lee, Carl Steinbrenner, Scott Ginett, James Patterson, and Naimah Sierra are on file with the City Clerk.

Respectfully submitted,  
Loretta C. Scott

President

Resolution No. 2018-11  
(Int. No. 96)

**Resolution approving appointments to the Board of Ethics**

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

Section 1. The Council hereby approves reappointment of the following individuals to the Board of Ethics:

Calvin Lee  
19 Shelter Street  
Rochester, NY 14611

Carl Steinbrenner  
104 Troup Street  
Rochester, NY 14620

Section 2. The Council hereby approves appointment of the following individuals to the Board of Ethics:

Scott Ginett  
235 Meigs Street  
Rochester, NY 14607

James Patterson  
183 Corwin Road  
Rochester, NY 14604

Naimah Sierra  
17 Weld Street  
Rochester, NY 14605

Section 3. The term of Calvin Lee shall expire on January 31, 2019.

Section 4. The term of Carl Steinbrenner shall expire on January 31, 2020.

Section 5. The terms of Scott Ginett, James Patterson, and Naimah Sierra shall expire on January 31, 2021.

Section 6. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Patterson  
March 20, 2018

To the Council:

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

- Int. No. 62            Authorizing the sale of real estate
- Int. No. 63            Approving Rochester Urban Renewal Agency’s sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue
- Int. No. 64            Authorizing a grant agreement with Flower City Habitat for Humanity, Inc. for the construction of affordable housing
- Int. No. 65            Authorizing a grant agreement with Flower City Habitat for Humanity, Inc. for the rehabilitation of affordable housing
- Int. No. 66            Authorizing a lease agreement with The Arbor Loft, LLC
- Int. No. 92            Authorizing an amendatory agreement with DLR Group Inc. for further analysis of the impact of downtown entertainment venues

The Neighborhood & Business Development Committee recommends for consideration the following entitled legislation:

- Int. No. 67            Local Improvement Ordinance establishing the cost of special services for the East Avenue/Alexander Street Entertainment District

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends for **REVIEW** by the Planning Commission the following entitled legislation:

- Int. No. 93                    Amending Chapter 120 of the Municipal Code, the Zoning Code, by adding the O-LH Overlay Limited-Height District
- Int. No. 94                    Amending Chapter 120 of the Municipal Code, the Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24, and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center District to C-1 Neighborhood Center/ O-LH Overlay Limited Height District:

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

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re:                    Ordinance No. 2018-56  
                       Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lot with his existing lot and utilize it as green space.

The second property is an unbuildable vacant lot being sold for \$1.00 (as per City policy) to its adjacent owner who will combine the lot with her existing property.

The first year projected tax revenue for these two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$771.

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-27

Ordinance No. 2018-56  
 (Int. No. 62)

**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 of the negotiated sale of the following parcel of vacant land:

Address	S.B.L.#	Lot Size	Sq. Ft.	Price	Purchaser
148 Sawyer St	135.26-1-31	40 x 105	4,200	\$425	Presley L. Riley

Section 2. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land for the sum of \$1.00:

Address	S.B.L.#	Lot Size	Sq. Ft.	Purchaser
57 Champlain St	121.53-3-16	33 x 141	4,653	Susie A. Morgan

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-57  
Re: Sale of a Portion of Real Estate and Granting of an Access Easement – 36 South Avenue

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing the sale of real estate comprising of 169.40± square feet as well as granting an access easement comprising of 1,708± square feet of land owned by Rochester Urban Renewal Agency to Action for A Better Community, Incorporated. These actions will resolve title issues and allow the organization to sell its property at 49 Stone Street.

A stair tower along the rear wall of the property owned by Action for a Better Community, Incorporated encroaches onto the RURA property at 36 South Avenue (South Avenue Garage). Selling the 169.40± square feet portion of the property as well as granting the access easement will resolve the title defects and encroachments that currently exist and allow the sale to advance. 49 Stone Street will be sold to a developer who will convert the property into a mixed use building including retail space and residential units.

The sales price of the parcels and the value of the easement is \$11,750 and was determined by an independent appraisal prepared by Jay J. Loson, MAI of Midland Appraisal Associates, Inc. as of January 26, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-28

Ordinance No. 2018-57  
(Int. No. 63)

**Approving Rochester Urban Renewal Agency’s sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue**

WHEREAS, the Rochester Urban Renewal Agency (hereinafter called “Agency”) is the owner of 36 South Avenue, an approximately 2.38 acre parcel which is the location of the public South Avenue Parking Garage (the “Garage Parcel”);

WHEREAS, Action for a Better Community, Incorporated (hereinafter called “ABC”) is the owner of an adjoining property located at 49 Stone Street (“49 Stone Parcel”);

WHEREAS, a stair tower at the rear of the 49 Stone Parcel encroaches onto the Garage Parcel and another bordering portion of the Garage Parcel would provide a useful alternative pedestrian access route for the 49 Stone Parcel;

WHEREAS, ABC has proposed to purchase from Agency two parcels comprising an approximately 169.40 square feet area of the Garage Parcel to accommodate the stair tower encroachment and to purchase an access easement across another approximately 1,708 square foot portion of the Garage Parcel, and both purchases are intended to resolve title defects so that ABC can convey the 49 Stone Parcel to a developer who intends to convert the property into a mixed use facility that includes retail space and residential units;

WHEREAS, an independent appraisal prepared by Jay J. Loson, MAI of Midland Appraisal Associates, Inc. places the fair market value of the encroachment area and access easement at \$11,750;

WHEREAS, the conveyance of the encroachment area and access easement to the neighboring property would not interfere with the public use of and access to public parking on the Garage Parcel;

WHEREAS, pursuant to Article 15 of the General Municipal Law, the City Council has held a public hearing on March 23, 2018 to consider the conveyances described herein; and

WHEREAS, it was determined:

1. That the use of the encroachment area and the access easement by ABC and a succeeding owner and the terms of the conveyance of said property interests are satisfactory;
2. That conveyance of said property interests by negotiation is the appropriate method of making the interests available;
3. That the ABC possesses the qualifications and financial resources necessary to acquire and utilize the property interests in accordance with urban renewal purposes;
4. That the proposed price for the property interests is a satisfactory price and not less than the fair value of the property interests for their intended use;
5. That the proposed conveyance complies with the provisions Articles 15 and 15A of the General Municipal Law; and
6. That the conveyance of said property interests is satisfactory.

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



Section 1. The Council approves the Agency's determination that ABC possesses the qualifications and financial resources necessary to acquire and utilize the above described property interests in accordance with urban renewal purposes.

Section 2. The Council hereby authorizes the Agency to convey fee title to the following encroachment area parcels and an access easement over the following easement parcel for a purchase price of \$11,750, in accordance with the provisions of Articles 15 and 15A of the General Municipal Law and on the terms established by the Agency as set forth above.

#### STAIR TOWER CONVEYANCE DESCRIPTION - PARCEL #1

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Rochester, County of Monroe and State of New York more particularly described as follows: COMMENCING at a point in the westerly highway boundary of Stone Street (40 feet wide), said point being 362.34 feet southerly from the southerly highway boundary of East Main Street; thence A.) Westerly, along the northerly line of lands now or formerly owned by Action for a Better Community, Inc. as filed in the Monroe County Clerk's office as liber 9506 of deeds page 484, a distance of 143.70 feet to the point of BEGINNING; thence,

1. Southerly, along the westerly line of lands now or formerly owned by said Action for a Better Community, Inc., a distance of 52.54 feet to a point; thence, the following courses and distance through the lands now or formerly owned by Rochester Urban Renewal Agency (Tax Map #121.23-2-26.2);
2. Westerly, at an interior angle of 90°, distance of 5.20 feet to a point; thence,
3. Northerly, at an interior angle of 90°, a distance of 35.40 feet to a point; thence,
4. Westerly, at an exterior angle of 90°, a distance of 3.50 feet to a point; thence
5. Northerly, at an interior angle of 90°, a distance of 17.16 feet to a point; thence,
6. Easterly, at an interior angle of 89°49'35", a distance of 8.70 feet to the PLACE AND POINT OF BEGINNING.  
BEING 133 SQ. FT.

#### STAIR TOWER CONVEYANCE DESCRIPTION - PARCEL #2

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Rochester, County of Monroe and

State of New York more particularly described as follows:

COMMENCING at a point in the westerly highway boundary of Stone Street (40 feet wide), said point being 362.34 feet southerly from the southerly highway boundary of East Main Street; thence A.) Southerly, along the westerly highway boundary of said Stone Street, a distance of 71.00 feet to a point; thence, B.) Westerly, along the northerly line of lands now or formerly owned by R-Net Corp. as filed in the Monroe County Clerk's office as liber 8593 of deeds page 10, a distance of 134.59 feet to the point of BEGINNING; thence,

1. Southerly, along the westerly line of lands now or formerly owned by said R-Net Corp., a distance of 2.85 feet to a point; thence, the following courses and distance through the lands now or formerly owned by Rochester Urban Renewal Agency (Tax Map #121.23-2-26.2);
2. Westerly, at an interior angle of 90°, distance of 3.20 feet to a point; thence,
3. Northerly, at an interior angle of 95°27'13", a distance of 3.65 feet to a point; thence,
4. Northerly, at an interior angle of 174°32'47", a distance of 6.82 feet to a point; thence
5. Easterly, at an interior angle of 90°, a distance of 3.55 feet to a point; thence,
6. Southerly, at an interior angle of 90°, along the westerly line of lands now or formerly owned by Action for a Better Community, Inc. as filed in the Monroe County Clerk's office as liber 9506 of deeds page 484, a distance of 7.87 feet to the PLACE AND POINT OF BEGINNING.  
BEING 36.4 SQ. FT.

#### PEDESTRIAN INGRESS/EGRESS EASEMENT DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of Rochester, County of Monroe and State of New York more particularly described as follows:

BEGINNING at a point in the westerly highway boundary of Stone Street (40 feet wide), said point being 362.34 feet southerly from the southerly highway boundary of East Main Street; thence,

1. Westerly, at an exterior angle of 89°50'40", a distance of 143.70 feet to a point; thence,
2. Southerly, at an exterior angle of 89°49'35", a distance of 17.16 feet to a point; thence,
3. Easterly, at an exterior angle of 90°, a distance of 3.50 feet to a point; thence,
4. Southerly, at an interior angle of 90°, a distance of 35.40 feet to a point; thence
5. Easterly, at an exterior angle of 90°, a distance of 5.20 feet to a point; thence,
6. Southerly, at an interior angle of 90°, a distance of 10.47 feet to a point; thence,
7. Westerly, at an interior angle of 90°, a distance of 3.55 feet to a point; thence,

- 8. Southerly, at an exterior angle of 90°, a distance of 6.82 feet to a point; thence,
- 9. Southerly, at an exterior angle of 174°32'47", a distance of 3.65 feet to a point; thence, the following courses and distance through the lands now or formerly owned by Rochester Urban Renewal Agency (Tax Map #121.23-2-26.2)
- 10. Westerly, at an interior angle of 84°32'47", a distance of 3.8 feet to a point; thence
- 11. Northerly, at an interior angle of 90°, a distance of 10.8 feet to a point; thence,
- 12. Northerly, at an exterior angle of 172°51'43", a distance of 45.87 feet to a point; thence,
- 13. Northerly, at an interior angle of 172°51'43", a distance of 21.45 feet to a point; thence,
- 14. Easterly, at an interior angle of 90°13', a distance of 147.73 feet to a point; thence,
- 15. Southerly, along the westerly highway boundary of said Stone Street, a distance of 5.29 feet to the PLACE AND POINT OF BEGINNING.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-58  
Re: Grant Agreement - Flower City Habitat for Humanity, Inc.

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing a grant in the amount of \$165,000 to Flower City Habitat for Humanity, Inc. (FCHH) for the construction of new affordable homeownership units in the city; and, to fund the grant, appropriating \$165,000 in HOME Program funds from the 2015-16 New Housing Construction allocation of the Housing Development Fund to fund the grant. The term of the agreement will be for two years, with a maximum grant amount per home of \$27,500.

The grant will be used as a subsidy to support construction of six (6) owner-occupied single-family houses in and immediately adjacent to the JOSANA neighborhood where the residents, together with the City and other stakeholders, completed a Neighborhood Master Plan in 2011. FCHH’s new construction activity aligns with the diverse residential community goal identified in the Master Plan. The sale of vacant lots for this project was authorized by Council through separate legislation submitted in March and May of 2017 (Ordinances Nos. 2017-62 and 2017-129).

The new houses will be sold to families selected by an FCHH committee using the following criteria:

- Annual household income between 35% and 70% of the area median income.
- Minimum two years continuous history of employment or other income source.
- Demonstrated need as current housing is substandard, overcrowded, or a cost burden.
- No bankruptcy or discharge within last two years, and no open judgements or tax liens.
- Willingness to partner by contributing at least 300 hours of “sweat equity” (depending on household size), providing monthly proof of income and savings, providing a down payment and portion of closing costs, attending at least 7 required classes on financial literacy and home ownership, and agreeing to live in the house for at least 10 years.

The houses will be sold for appraised value (approximately between \$60,000 and \$80,000) and FCHH provides a 30-year mortgage with a 0% interest rate.

A SEQRA review was initiated; the project was determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(9) and does not require further review. A NEPA review is underway and will be completed prior to entering into any agreements for the New Construction project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-58  
(Int. No. 64)

**Authorizing a grant agreement with Flower City Habitat for Humanity, Inc. for the construction of affordable housing**

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

Section 1. The Mayor is hereby authorized to enter into a grant agreement with Flower City Habitat for Humanity, Inc. for the construction of affordable housing in the JOSANA neighborhood.

Section 2. The agreement shall obligate the City to pay an amount not to exceed \$165,000 and the maximum grant amount for each home shall be \$27,500. The sum of \$165,000, or so much thereof as may be necessary, is hereby appropriated from the New Housing Construction allocation of the Housing Development Fund of the Consolidated Community Development Plan/2015-16 Annual Action Plan. The term of the agreement shall be two years.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-59  
Re: Grant Agreement - Flower City Habitat for Humanity, Inc., Home Ownership Pilot Program for Vacant Houses

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing \$125,000 as maximum compensation for an agreement with Flower City Habitat for Humanity, Inc., (FCHH) to support the rehabilitation of single-family housing for homeownership in the City. The grant will be funded from the Home Ownership Pilot Program for Vacant Houses, funding for which was appropriated November 16, 2016 through the adoption of Ordinance No. 2016-364. The term of the agreement will be for two years, with a maximum grant amount per home of \$24,999.

Properties for the program will primarily be identified by FCHH and City Housing staff. The properties must be vacant, single-family houses located on a residential street with yard space and off-street parking. The program will be Citywide, with emphasis on the CONEA, 14621, Marketview Heights, Beechwood and EMMA neighborhoods. For this pilot program, we anticipate providing funding for five (5) approved properties between April 1, 2018 and March 31, 2020.

The homes will be rehabilitated to ensure compliance with current building codes, and to perform required lead and asbestos remediation. The City Contract Services Group will be responsible for working with FCHH to identify lead hazards and code violations, and for approving the scope of work for each home. For each of the identified properties, up to \$24,999 would be made available by the City of Rochester for rehabilitation work.

Qualified buyers would be eligible for a rehabilitation deferred loan of up to \$24,999 from the Home Ownership Pilot Program for Vacant Houses. Additionally, FCHH has secured New York State Affordable Housing Corporation (AHC) funds in the amount of \$35,000-40,000 per home. AHC promotes home ownership among low and moderate income families, and stimulates the development, preservation, and stabilization of New York communities. The remaining sources of funding for the project will be secured through capital campaigns and fundraising efforts, and donated materials.

Qualified buyers would be identified and approved by the Partner organization(s), with support from the City of Rochester Housing Staff through the Home Buyer Services Program. Potential buyers must meet income guidelines as established by HUD, and will be required to earn less than 80% AMI. All homeowners will partner with FCHH by providing at least 300 hours of "sweat equity", and will attend at least seven (7) financial literacy classes. All buyers must be first-time home buyers, not currently owning other real estate, nor having owned any residential real estate within Rochester in the past 3 years. Buyers will be required to reside in the property for a minimum of 10 years (no investors).

FCHH will ensure that each participant is approved for a mortgage, and prepared for homeownership. FCHH is able to offer program participants 0% interest, 30-year mortgages, which decreases the cost of housing for potential homebuyers. The City will take a subordinate lien position for our grants after the lender mortgage.

A SEQRA review was initiated; the project was determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(2) and does not require further review. A Programmatic NEPA review was completed, and Statutory Checklists will be completed prior to work commencing on any of the homes.

The City released a Request for Qualifications (RFQ) for the Home Ownership Pilot Program for Vacant Houses in 2016. The proposals submitted were inadequate, and no award was made at that time. Subsequently, the City identified FCHH as a potential partner. FCHH has a proven track-record and the capability to perform all components of the program.

This grant program supports the Council Priority Plan for Rebuilding and Strengthening Neighborhood Housing. The Home Ownership Pilot Program for Vacant Houses supports the City Housing Policy objective to promote the rehabilitation, redevelopment, and new construction of housing.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-29

Ordinance No. 2018-59  
(Int. No. 65)

**Authorizing a grant agreement with Flower City Habitat for Humanity, Inc. for the rehabilitation of affordable housing**

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

Section 1. The Mayor is hereby authorized to enter into a grant agreement with Flower City Habitat for Humanity, Inc. to support the rehabilitation of affordable owner-occupied, single-family housing.

Section 2. The agreement shall obligate the City to pay an amount not to exceed \$125,000 and the maximum grant amount for each home shall be \$24,999. The agreement shall be funded from Home Ownership Pilot Program for Vacant Houses Program allocation within the Housing Development Fund of the 2015-16 Community Development Block Grant, as appropriated in Ordinance No. 2016-364. The term of the agreement shall be two years.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-60

Re: Lease Agreement - Port Terminal Building

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Agathi Georgiou, Owner, The Arbor Loft, LLC, for approximately 5,750 square feet of space in Suite 110. The term of the lease will be five (5) years with 2 renewal options of five (5) years each. The monthly rental amount for the initial term will be \$4,800 calculated at a rate of \$10/SF which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi, Inc. as of February 2018.

Arbor Loft, LLC is a full service event planning company, located in the city of Rochester at 17 Pitkin Street. The Arbor Loft, LLC has been in operation since 2015 and specializes in weddings, ceremonies, retirement parties and corporate events. The Port Terminal Building location will handle similar gatherings and will allow the tenant to offer a waterfront option for these events. Currently, The Arbor Loft, LLC averages over 100 events per year and employs 20 people. The new location will add a full-time event coordinator as well as 10-15 new part-time positions.

The Mayor is authorized to amend the terms of any other existing agreements to conform to the lease agreement authorized herein.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-30

Ordinance No. 2018-60  
(Int. No. 66)

**Authorizing a lease agreement with The Arbor Loft, LLC**

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

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for the establishment and year-round operation of a place for holding social gatherings such as wedding receptions, retirement parties and corporate events in a desirable waterfront location by a tenant who has been successful in conducting a similar business elsewhere in Rochester; and

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

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with The Arbor Loft, LLC for use of 5,750 square feet of space in Suite 110 of the Port Terminal Building. The agreement shall have a term of 5 years with two optional renewal terms of five years each.

Section 2. The monthly rental amount for the initial term will be \$4,800.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Local Improvement Ordinance No. 1737

Re: East Avenue/Alexander Street Entertainment District

Council Priority: Creating and Sustaining a Culture of Vibrancy; Public Safety

Transmitted herewith for your approval is legislation reauthorizing the district and establishing the amount of \$20,800 for special assessments for the East Avenue/Alexander Street Entertainment District.

This assessment provides for additional trash removal on Saturday and Sunday, from 3:00 am to 5:00 am, from April through October, to address trash resulting from the increased activity in the District during this period. The assessment covers the additional cost of these services and is apportioned among the properties within the district that cater to the patrons of the establishments (e.g., bars, restaurants and parking lots who profit from the patrons).

In 2018-19 the fixed fee for additional street cleaning services is determined by type of establishment and square footage as agreed upon by the entertainment establishments and property owners in the district. The total annual charge estimate was determined by the Department of Environmental Services.

All affected properties have been examined and any change in use is reflected in the attached list of subject properties. The operating assessment is apportioned among properties based on type and function of their use, using the following schedule:

Code	Use	Annual Charge
1	Parking lot under 2500 SqFt	\$217
2	Parking Lot 2500-4999 Sq Ft	\$422
3	Parking Lot 5000-9999 Sq Ft	\$627
4	Parking Lot 10000 Sq Ft or more	\$855
5	Small Sit Down Restaurant	\$217
6	Take out Restaurant/Smaller Bar	\$422
7	Large Bar/Sit Down Restaurant	\$980

This assessment will be included on the annual tax bill of the affected properties. Residential properties with no entertainment venues or parking lots are not affected.

A Public Hearing is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-31

Local Improvement Ordinance No. 1737  
 (Int. No. 67)

**Local Improvement Ordinance establishing the cost of special services for the East Avenue/Alexander Street Entertainment District**

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

Section 1. The 2018 budget for upgraded street cleaning and trash removal services for the East Avenue/Alexander Street Entertainment District is established at \$20,800 and the charge shall be as set forth below, and said amount is hereby appropriated from the Special Assessments as set forth below and shall be assessed and levied on the 2018-19 tax bill in accordance with Local Improvement Ordinance No. 1631.

Code	Use	Annual Charge
1	Parking lot under 2500 Sq. Ft	\$217
2	Parking lot 2500-4999 Sq. Ft	\$422
3	Parking lot 5000-9999 Sq. Ft	\$627
4	Parking lot 10000 Sq. Ft or more	\$855
5	Small Sit Down Restaurant	\$217
6	Take Out Restaurant/Smaller Bar	\$422
7	Large Bar/Sit Down Restaurant	\$980

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-61  
 Re: Agreement - DLR Group Inc.

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation that authorizes an amendatory agreement with DLR Group Inc. (Tom Gallagher, Principal) dba DLR Group | Westlake Reed Leskosky, Cleveland, OH, (DLR), which is the corporate successor to Westlake Reed Leskosky (WRL), to answer supplemental questions regarding its August, 2016 Performing Arts Center Site and Facility Study. The legislation establishes \$66,435 as the maximum compensation for the additional services. The term of the amendatory agreement may extend until July 31, 2018 and will be funded from 2017-18 Cash Capital.

In Ordinance No. 2015-229, the City commissioned WRL to study the feasibility of an entertainment center in downtown Rochester, which was completed in August, 2016. The study found that proposed development would generate significant economic impact in downtown Rochester and the surrounding area, creating jobs and economic opportunities for our residents. DLR will answer additional questions regarding job growth and economic and social vitality to ensure this project is completed in a way that maximizes its benefit to all of Rochester's residents and organizations.

Since WRL completed the original study and DLR has WRL's unique baseline of knowledge regarding the history of this topic, DLR is uniquely qualified to provide accurate answers promptly. Therefore, a justification for not issuing an RFP for these supplemental questions is attached. DLR has agreed to provide answers to the supplemental questions no later than July 31, 2018. Upon (i) DLR's submission of responses substantiating significant job projections and development of local economic and social vitality, and (ii) verification of adequate project financing sources, Council may proceed with authorization for development of the proposed housing/ entertainment complex on the City's Parcel 5.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-61  
(Int. No. 92)

**Authorizing an amendatory agreement with DLR Group Inc. for further analysis of the impact of downtown entertainment venues**

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 DLR Group Inc., successor to Westlake Reed Leskosky, for additional analysis of specified City inquiries regarding the planning and feasibility of a downtown entertainment venue. The amendatory agreement shall increase the maximum compensation of the original agreement, which was authorized by Ordinance No. 2015-229, by \$66,435. The amendatory amount shall be funded from 2017-18 Cash Capital. The term of the amendatory agreement may extend until July 31, 2018.

Section 2. Upon (i) submission of responses by DLR Group Inc. substantiating significant job projections and development of local economic and social vitality, and (ii) verification of adequate project financing sources, City Council may proceed with authorization for development of the proposed housing/ entertainment complex on the City's Parcel 5.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 8

Nays - Councilmember Clifford - 1

**TO THE COUNCIL**

Ladies and Gentlemen:

Introductory 93 and  
Introductory 94

Re: Amending Chapter 120 of the Zoning Code by Adding the Overlay Limited-Height District

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is an ordinance amending the Zoning Code by adding the Overlay Limited-Height District (O-LH) that will limit the height of new construction to a maximum of three stories. The Overlay District is intended to be placed over or adjacent to certain C-1 Neighborhood Center District areas that are not suitable for buildings exceeding three stories.

Nearly all C-1 zoned properties in the City face neighborhood arterial streets in the front and R-1 Low Density or R-2 Medium Density zoned residential properties in the back. Proximate to lower density residential areas requires C-1 zoned establishments to be unobtrusive and conducted at a scale and density compatible with the surrounding residential neighborhood. The same goes for R-3 High-Density Residential zoned areas located on arterials, which are proximate and similarly situated adjacent to lower density residential areas.

Prior to 2003, the Zoning Code set a maximum height of 40 feet for buildings in the C-1 district. The present Zoning Code that went into effect in 2003 eliminated that height limitation but restricts commercial and other nonresidential uses to a maximum floor area of 3,000 square feet. In most instances, that 3,000 square foot limit, without a height restriction, would tend to suffice as a means to restrict C-1 District establishments to a lower intensity and scale that is compatible with the surrounding neighborhood.

However, the present Zoning Code also provides for some C-1 uses where there is no comparable limit for maintaining compatibility with the surrounding neighborhood. The Zoning Code permits the following uses in the C-1 District without any limit on building floor area: single-family dwellings, apartments or other multifamily dwelling units when sharing a building with a permitted commercial use, live-work space, bed-and-breakfast establishments, and convents and rectories (Zoning Code §120-34). The same goes for the following uses that may be authorized by special permit: homeless residential facilities, hospices and residential care facilities (Zoning Code §120-35). Building heights in the R-3 District are limited to two times the width of the lot frontage (Zoning Code §120-29), which could allow for building heights that would be unsuitably obtrusive in some locations.

In some areas within or adjacent to the C-1 District, buildings of four or more stories would dwarf and place in the shadow the single-family and two-family homes that adjoin them and would generate traffic, parking demands, noise and other effects at a scale that is incompatible with the surrounding

residential neighborhood. Reestablishing a height limit in a vulnerable area is necessary to ensure that the C-1 District and adjacent areas continue to be developed in a way that complements rather than detracts from the lower density residential neighborhoods that the C-1 District is intended to serve. This Overlay District is proposed for that purpose and is first proposed to be applied to the C-1 District parcels located along the east side of Mt. Hope Avenue between Highland Park to the north and the C-V Collegetown Village District beginning at Cook Street to the south. See the attached map. These C-1 District parcels are suitable for the Overlay because they are near the unique features that are especially vulnerable to the aesthetic, traffic, parking and other adverse impacts associated with taller buildings: a narrow R-1 zoned residential neighborhood challenged by a persistent shortage of on- and off-street parking spaces; location across the street from Mt. Hope Cemetery, a property listed on the National Register of Historic Places and zoned O-S Open Space; and Highland Park located nearby to the north and east.

The enactment of this Overlay would give the Council the flexibility to extend the 3-story height limitation to additional C-1 and R-3 District areas in the future by means of a Zoning Map amendment.

This proposal will be reviewed by the City Planning Commission on May 7, 2018, and a public hearing before the City Council will be required.

Respectfully submitted,  
Adam C. McFadden  
Vice President

Introductory No. 93

**AMENDING CHAPTER 120 OF THE MUNICIPAL CODE, THE ZONING CODE, BY ADDING THE O-LH OVERLAY LIMITED-HEIGHT DISTRICT**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by adding Article XV-A for the O-LH Overlay Limited-Height District, which shall read in its entirety as follows:

Article XV-A. O-LH Overlay Limited-Height District

§ 120-118.1. Purpose.

The O-LH Overlay Limited-Height District protects City neighborhoods that are within or adjacent to the C-1 Neighborhood

Center District that would be adversely impacted by taller buildings. It establishes a three-story limit on building heights for those C-1 District or adjoining areas where there is the presence or proximity of features that would be adversely affected by the aesthetic, traffic, parking demands, and other adverse impacts associated with taller buildings. Such features may include but are not limited to uses in the R-1 Low Density Residential and R-2 Medium Density Residential zoned districts, an O-S Open Space District, a Preservation District, a City-designated landmark, a property or structure listed on the State or National Register of Historic Places, a park, a critical environmental area as defined in §48-4 of the Municipal Code, or a residential area challenged by a persistent shortage of on- and off-street parking spaces. The O-LH District shall not be independently mapped on the City of Rochester Zoning Map but shall be overlaid upon an existing C-1 or R-3 District area that is found to be appropriate for such treatment.

§ 120-118.2. Permitted uses and structures.

The uses and structures permitted in the O-LH District shall be the permitted uses allowed in the underlying district.

§ 120-118.3. Special permit uses.

The uses and structures allowed as special permit uses in the O-LH District shall be the special permit uses allowed in the underlying district.

§ 120-118.4. Lot, area and yard requirements.

The lot, area and yard requirements of the O-LH District shall conform to the underlying district.

§ 120-118.5. Bulk requirements.

A. Building heights in the O-LH:

- (1) Minimum building height, principal use or structure: conforming to the underlying district.
- (2) Maximum building height, principal use or structure: three stories.
- (3) Maximum building height, detached accessory use or structure: conforming to the underlying district.

B. Square footage limitations on uses in the O-LH shall conform to the underlying district.

§ 120-118.6. Personal wireless telecommunication facilities (PWTF).

Personal wireless telecommunication facilities in the O-LH District shall be regulated as outlined in § 120-143, Personal wireless telecommunication facilities.

§ 120-118.7. Additional regulations.

The applicable City-Wide Design Guidelines and Standards (Article XIX) and Requirements Applying to All Districts (Article XX) in this chapter shall apply to all uses in the O-LH District.

Section 2. This ordinance shall take effect immediately.

Held in Committee.

Introductory No. 94

**AMENDING CHAPTER 120 OF THE MUNICIPAL CODE, THE ZONING CODE, BY CHANGING ZONING CLASSIFICATION OF 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 AND 1196-1200 MT. HOPE AVENUE, 25 MAY STREET, 20, 21, 24 AND 25 STEWART STREET AND 10 GOLD STREET FROM C-1 NEIGHBORHOOD CENTER DISTRICT TO C-1 NEIGHBORHOOD CENTER/ O-LH OVERLAY LIMITED HEIGHT DISTRICT**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code and the Zoning Map incorporated therein, as amended, is hereby further amended by changing the zoning classification of the following parcels and area from C-1 Neighborhood Center District to C-1 Neighborhood Center/ O-LH Overlay Limited Height District: **Address** **SBL #**

1092 Mt. Hope Avenue	136.38-1-43
1098 Mt. Hope Avenue	136.38-1-76. /HOME
1108 Mt. Hope Avenue	136.38-1-76. /NHOM
1116 Mt. Hope Avenue	136.38-1-75
1118-1120 Mt. Hope Avenue	136.38-1-74
1132-1138 Mt. Hope Avenue	136.46-1-1
1142 Mt. Hope Avenue	136.46-1-61
1150 Mt. Hope Avenue	136.46-1-60
1174 Mt. Hope Avenue	136.46-1-59
1176 Mt. Hope Avenue	136.46-1-58
1182 Mt. Hope Avenue	136.46-1-57
1186-1188 Mt. Hope Avenue	136.46-1-56
1190 Mt. Hope Avenue	136.46-1-55
1196-1200 Mt. Hope Avenue	136.46-1-54
25 May Street	136.38-1-44
20 Stewart Street	136.38-1-73
21 Stewart Street	136.46-1-2
24 Stewart Street	136.38-1-72
25 Stewart Street	136.46-1-3
10 Gold Street	136.46-1-24

and the area extending from those parcels to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Held in Committee.

By Councilmember Evans  
March 20, 2018

To the Council:

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

- Int. No. 68 Authorizing an amendatory agreement with Edge Architecture, PLLC
- Int. No. 69 Authorizing an agreement for design services for the Brewery Line Trail
- Int. No. 70 Authorizing an agreement for design of the Mount Hope Cemetery Site Enhancements
- Int. No. 71 Amending Ordinance No. 2017-36 and appropriating funds for the 2019 Preventive Maintenance Northwest Group 5 Project
- Int. No. 72 Amending Ordinance No. 2017-11 and appropriating funds for the 2020 Preventive Maintenance Northeast Group 9 Project



- Int. No. 73 Authorizing an agreement for resident project representation services for the Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project
- Int. No. 74 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,241,000 Bonds of said City to finance certain costs of Southeast Quadrant 2018 Hazardous Sidewalk Replacement Program
- Int. No. 76 Authorizing an agreement with Joseph C. Lu Engineering, P.C.
- Int. No. 77 Authorizing an agreement for Gardiner Firehouse Upgrades
- Int. No. 78 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$711,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse Renovation Project
- Int. No. 79 Authorizing an intermunicipal agreement with Rochester Housing Authority

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

- Int. No. 75 Authorizing a change in traffic flow on Pindle Alley

Respectfully submitted,  
 Malik Evans  
 Mitch Gruber  
 Elaine M. Spaul  
 Adam C. McFadden  
 Loretta C. Scott  
**PARKS & PUBLIC WORKS COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-62  
 Re: Amendatory Agreement – Edge Architecture, PLLC, Campbell Street R-Center Gym Floor, Windows and HVAC Replacement Project

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Edge Architecture, PLLC (Allen Rossignol, AIA, LEEP AP President & CEO), Rochester, New York, for additional architectural and engineering design, construction administration and resident project representation services for the Campbell Street R-Center Gym Floor, Windows and HVAC Replacement Project. The original agreement for \$100,000 was authorized in July, 2016 (Ordinance No. 2016-240) and amended to \$200,000 in February, 2017 (Ordinance No. 2017-37). This amendment will increase maximum compensation to a total of \$226,510. The term of the agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project.

The amendatory agreement shall be financed as follows:

2017-18 Cash Capital	\$20,000
2017-18 Budget of the Department of Recreation and Youth Services	<u>6,510</u>
TOTAL	\$26,510

The project includes replacement of the existing gymnasium floor, windows and HVAC systems, upgrade of the building’s main electrical service, installation of new below-grade waterproofing and perimeter drainage for the gymnasium, and renovation of the kitchen. The amendatory will include additional design, construction administration and resident project representation (RPR) services for replacement of the existing shingle roof with a new metal roof system, and replacement of gymnasium wall pads and basketball hoops.

The initial project included replacement of the existing gymnasium floor, windows and HVAC system. Additional work in the project includes upgrade of the building’s main electrical service, installation of new below-grade waterproofing and perimeter drainage for the gymnasium, and replacement of the kitchen hood. The amendatory agreement will include additional design, construction administration and resident project representation (RPR) services for replacement of the existing shingle roof with a new metal roof system, and replacement of gymnasium wall pads and basketball hoops.

The estimated total cost of the Campbell Street R-Center Gym Floor, Windows and HVAC Replacement Project, including contingency, design and RPR, is estimated at \$1,107,510 and will be funded as follows:

Bonds authorized Ordinance No. 2016-241	\$ 520,000
Bonds authorized Ordinance No. 2017-38	500,000
2017-18 Cash Capital	81,000
2017-18 Budget of the Department of Recreation and Youth Services	<u>6,510</u>
TOTAL	\$1,107,510

Construction of the project began in fall 2017; with scheduled completion anticipated in summer 2018. The amendatory agreement will result in the creation and/or retention of the equivalent of 0.3 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-62  
(Int. No. 68)

**Authorizing an amendatory agreement with Edge Architecture, PLLC**

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 for additional architectural and engineering design, construction administration and resident project representation services for the Campbell Street R-Center Gym Floor, Windows and HVAC Replacement Project. The original agreement was authorized by Ordinance No. 2016-240 and thereafter amended by Ordinance No. 2017-37. The term of the amendatory agreement shall continue until 3 months after completion of the 2-year guarantee inspection of the project.

Section 2. The compensation authorized under the amendatory agreement is increased by \$26,510; maximum compensation shall not exceed \$226,510. The increase shall be funded \$20,000 from 2017-18 Cash Capital and \$6,510 from the 2017-18 Budget of the Department of Recreation and Youth Services.

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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-63  
Re: Brewery Line Trail Design – McCord Landscape Architecture, PLLC

Transmitted herewith for your approval is legislation:

1. Establishing \$80,000.00 as maximum compensation for an agreement with McCord Landscape Architecture, PLLC, (Doug McCord, Principal), 2129 Five Mile Line Road, Penfield, NY for design services for the Brewery Line Trail. The cost of the agreement will be financed from \$40,000 2015-16 Cash Capital and \$40,000 funds appropriated herein.
2. Authorize receipt and use of \$275,000 in Dormitory Authority of the State of New York (DASNY) funds for the project.

The project includes improvements to the existing trail, trail furnishings, river railing, shoring the gorge edge, opening views by clearing scrub growth, and improve lighting in the area. Consultant will provide preliminary and final design, bid documents, and construction phase design services. The term of the agreement is six months after project acceptance and completion.

McCord Landscape Architecture, PLLC was selected for design services through a request for proposal process, which is described in the attached summary.

Design will begin in the winter of 2018 and it is anticipated that construction will begin in the spring of 2019 with scheduled completion in summer of 2019. The project will result in the creation and/or retention of the equivalent of 6.2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-32

Ordinance No. 2018-63  
(Int. No. 69)

**Authorizing an agreement for design services for the Brewery Line Trail**

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 McCord Landscape Architecture, PLLC to provide design services for the Brewery Line Trail project. The maximum compensation for the agreement shall be \$80,000 and that amount, or so much thereof as may be necessary, shall be funded with \$40,000 from 2015-16 Cash Capital and \$40,000 from Dormitory Authority of the State of New York (DASNY) funds appropriated herein. The term of the agreement shall continue to 6 months after completion and acceptance of the project.

Section 2. The receipt and use of the sum of \$275,000 in anticipated reimbursements from DASNY is hereby authorized and appropriated to fund the Brewery Line Trail project. The Mayor is hereby authorized to enter into an agreement with DASNY and/or to execute such other documents as may be necessary for the City to receive and use the funding authorized herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-64  
Re: Agreement - Martha Lyon Landscape Architecture, LLC, Mount Hope Cemetery Site Enhancements

Transmitted herewith for your approval is legislation related to the Mount Hope Cemetery Site Enhancements project. This legislation will establish \$75,000 as maximum compensation for an agreement with Martha Lyon Landscape Architecture, LLC, (Principal Martha Lyon), 313 Elm Street, Northampton, Massachusetts, for design of the Mount Hope Cemetery Site Enhancements. The cost of the agreement will be financed with 2014-15 Cash Capital. The term of the agreement shall terminate six (6) months after completion and acceptance of the construction of the Project.

Recognizing the need to balance the preservation of the renowned landscape character of Mount Hope Cemetery with the need to prolong its active life, the City of Rochester completed the Mount Hope Cemetery Master Plan in 2015. The resulting Master Plan provides a long-term framework for the management and preservation of Mount Hope Cemetery. The Master Plan selected eight areas for schematic-level design and included study of existing issues and opportunities and the development of design alternatives. This project will advance the schematic design of three of these areas through detailed design and construction, including the Section L Scattering Garden, the Woodland Avenue Serenity Garden, and the Section MM Scattering Garden. The enhancement for each of the three areas is intended generate revenue through the creation and eventual sale of new interment options and to benefit the condition and stature of the heritage landscape.

Martha Lyon Landscape Architecture, LLC was selected for design services through a request for proposal process, which is described in the attached summary. Design services will begin in spring 2018; it is anticipated that construction will begin in spring 2019 with scheduled completion in summer 2019. The agreement will result in the creation and/or retention of the equivalent of 0.8 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-33

Ordinance No. 2018-64  
(Int. No. 70)

**Authorizing an agreement for design of the Mount Hope Cemetery Site Enhancements**

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 Martha Lyon Landscape Architecture, LLC, to provide design services for the Mount Hope Cemetery Site Enhancements (Project). The maximum compensation for the agreement shall be \$75,000 and that amount, or so much thereof as may be necessary, shall be funded from 2014-15 Cash Capital. The term of the agreement shall continue to 6 months after completion and acceptance of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-65  
Re: Amendment - 2019 Preventive Maintenance NW Group 5 Project

Transmitted herewith for your approval is legislation related to the project. This legislation will:

1. Appropriate \$57,000 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2019 Preventive Maintenance NW Group 5 Project; and
2. Amend Ordinance No. 2017-36 to reduce the amount of anticipated reimbursements appropriated from the Federal Highway Administration (FHWA) to finance the federal portion of the design services agreement with La Bella Associates, DPC for design services related to this project from \$307,200 to \$307,158; and,
3. Amend Ordinance No. 2017-36, which originally established funding for the agreement with La Bella Associates, DPC for design services related to this project, by reducing the 2015-16 Cash Capital by \$56,958, reducing the anticipated reimbursements from FHWA by \$42 and replacing those funds with the \$57,000 of the NYS Marchiselli Aid appropriate herein.

This federal aid project, administered by the City under agreement with the NYSDOT includes three locations:

- Beach Avenue from Lake Avenue to the West City Line;
- Dewey Avenue from Eastman Avenue to the North City Line; and
- Lake Avenue from the Lake Ontario State Parkway to Beach Avenue.

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, receiving basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-34

Ordinance No. 2018-65  
(Int. No. 71)

**Amending Ordinance No. 2017-36 and appropriating funds for the 2019 Preventive Maintenance Northwest Group 5 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$57,000 in anticipated reimbursements from the New York State Department of Transportation Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2019 Preventive Maintenance Northwest Group 5 Project (Project) design services.

Section 2. Section 2 of Ordinance No. 2017-36 is hereby amended by reducing by \$42 the amount of the FHWA funds appropriated therein.

Section 3. Section 3 of Ordinance No. 2017-36 is hereby amended by allocating \$57,000 of the funds appropriated under Section 1 herein to replace and reduce by \$56,958 the amount of the 2015-16 Cash Capital funds appropriated therein and to replace and reduce by \$42 the amount of FHWA reimbursements appropriated therein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-66  
Re: Appropriate and Amendment – 2020 Preventive Maintenance NE Group 9 Project

Transmitted herewith for your approval is legislation related to the project. This legislation will:

1. Appropriate \$20,528 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2020 Preventive Maintenance NE Group 9 Project; and
2. Amend Ordinance No. 2017-11, which originally established funding for the agreement with Erdman, Anthony and Associates, Inc. for design services related to this project, by reducing the 2016-17 Cash Capital by \$19,672, reducing the anticipated reimbursements from FHWA by \$856 and replacing those funds with the \$20,528 of the NYS Marchiselli Aid appropriate herein.

This federal aid project, administered by the City under agreement with the NYSDOT includes three locations:

- Hudson Avenue from North Street to Route 104; and
- St. Paul Street from Central Avenue to Gorham Street.

Street improvements will include milling and resurfacing of the above streets, including repair of the existing pavement base where needed, adjustment of water valve and sewer castings, resetting or installing new granite curbs as needed, replacement of hazardous sidewalks, alteration or replacement of sidewalk handicap ramps to bring into ADA compliance where it is feasible to do within the existing Right of Way, installation of pavement markings and replacement of traffic loops. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring 2020 with scheduled completion in fall 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-35

Ordinance No. 2018-66  
(Int. No. 72)

**Amending Ordinance No. 2017-11 and appropriating funds for the 2020 Preventive Maintenance Northeast Group 9 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$20,528 in anticipated reimbursements from the New York State Department of Transportation Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2020 Preventive Maintenance Northeast Group 9 Project (Project) design services.

Section 2. Section 3 of Ordinance No. 2017-11 is hereby amended by allocating \$20,528 of the funds appropriated under Section 1 herein to replace portions of the shares of the Project design services funded by other sources so as to reduce by \$19,672 the amount of the 2016-17 Cash Capital appropriated therein and so as to reduce by \$856 the amount of FHWA reimbursements appropriated therein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-67 and  
Ordinance No. 2018-68  
Re: Hazardous Sidewalk Replacement Program

Transmitted herewith for your approval is legislation related to the 2018 Hazardous Sidewalk Program. This legislation will:

1. Establish \$540,000 as maximum compensation for a professional services agreement with Vanguard Engineering, PC, (Principal Joseph Ardieta), Rochester, New York, for resident project representation (RPR) services; and
2. Authorize the issuance of bonds totaling \$1,241,000 and the appropriation of the proceeds thereof to finance of the Project.

The Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project will replace hazardous sidewalks in the southwest quadrant of the city. The Term RPR Services for Hazardous Sidewalk Replacement Projects includes project representation for construction phases of hazardous sidewalk replacement contracts. The agreement will be for a term of three years and may extend until three months after completion and acceptance of a two year guarantee inspection of the projects covered by the agreement.

Bids for construction were received on December 19, 2017. The apparent low bid of \$3,497,350.00 was submitted by Sunshine Concrete Company Inc., (President Joseph Farruggia) 3461 Stevenson Ct, N Tonawanda, NY 14120 which is 7.8% more than the engineer's estimate. An additional \$159,189 will be allocated for project contingencies.

The costs for the categories of work for the project based upon the bid amount are as follows:

	<u>Construction</u>	<u>Contingency</u>	<u>RPR</u>	<u>Total</u>
Debt to be issued	\$1,241,000			\$1,241,000
2014-15 Local Works Cash Capital			\$540,000	\$540,000
2017-18 Local Works Cash Capital	<u>\$2,256,350</u>	<u>\$159,189</u>		<u>2,415,539</u>
<b>Total</b>	<u><b>\$3,497,350</b></u>	<u><b>\$159,189</b></u>	<u><b>\$540,000</b></u>	<u><b>\$4,196,539</b></u>

Vanguard Engineering was selected for RPR services through a request for proposal process, which is described in the attached summary. The Project is anticipated to start construction in spring 2018 and be completed by fall 2018. The project will result in the creation and/or retention of the equivalent of 45.6 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-36

Ordinance No. 2018-67  
(Int. No. 73)

**Authorizing an agreement for resident project representation services for the Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 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 Vanguard Engineering, PC to provide resident project representation services for the Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project (the Project). The maximum annual compensation for the agreement shall be \$540,000 and said amount, or so much thereof as may be necessary, shall be funded from 2014-15 Cash Capital. The term of the agreement shall be for three years and may extend until 3 months after completion and acceptance of a 2-year guarantee inspection of the work covered by the agreement.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Evans moved to amend Int. No. 74.

The motion was seconded by Councilmember Spaul.

Ordinance No. 2018-68  
(Int. No. 74, as amended)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,241,000 Bonds of said City to finance certain costs of Southeast Southwest Quadrant 2018 Phase 1 Hazardous Sidewalk Replacement Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of ~~Southeast~~ Southwest Quadrant 2018 Phase 1 Hazardous Sidewalk Replacement Program, along streets noted on the attached Area Map, including costs of design, repair and replacement of hazardous and failing sidewalks (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 \$4,196,539, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,241,000 bonds of the City to finance said appropriation, application of \$540,000 of 2014-2015 Local Works Cash Capital, \$2,415,539 of 2017-2018 Local Works Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,241,000 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 \$1,241,000. 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. 24. of the Law, is ten (10) years.

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

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

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

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

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

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-69

Re: Authorizing a Traffic Flow Change - Pindle Alley

Transmitted herewith for your approval is legislation authorizing a change in the direction of traffic flow on Pindle Alley, between Church and Allen Streets, from two-way (Church Street to 200-feet north of Church Street) and one-way northbound (from 200-feet north of Church Street to Allen Street) to one-way southbound traffic.

The Pindle Alley southbound one-way is requested by the Department of Environmental Services. Vehicles traveling northbound on Pindle have been observed in conflict with vehicles entering Pindle from the City Hall parking lot. By reversing the direction of traffic flow, vehicles will no longer be able to cut through from Church Street to Allen Street, which will resolve a sight distance concern at the first parking lot driveway north of the B-building as well as concerns related to pedestrian safety when crossing Pindle on Allen Street.

The City is pursuing this change as a matter of public safety and, as such, no petition is required. The change to southbound one-way traffic was reviewed and endorsed by the City's Traffic Control Board at its February 20, 2018 meeting.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-37

Ordinance No. 2018-69  
(Int. No. 75)

**Authorizing a change in traffic flow on Pindle Alley**

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

Section 1. The Council hereby approves the following changes in the direction of the traffic flow on Pindle Alley between Church and Allen Streets:

- a. from Church Street to 200 feet north of Church Street, from two-way to one-way southbound; and
- b. from 200 feet north of Church Street to Allen Street, from one-way northbound to one-way southbound.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-70

Re: Agreement - Lu Engineering, P.C. - Resident Project Representation (RPR) Professional Services, ROW Permit RPR

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with Joseph C. Lu Engineering, P.C., 339 East Avenue Rochester 14607 (Principal, Cletus O. Ezenwa, P.E.) for resident project representation (RPR) services for City Right of Way (ROW) permit construction. The term of the agreement will be twenty seven (27) months and will be financed equally from the 2017-18 and 2018-19 budgets of the Department of Environmental Services, contingent upon council approval of later budget. Permit fees for trench work done in the City ROW are collected as a means of offsetting these RPR services.

The City ROW includes street pavement, curbing, sidewalks, tree lawns and areas behind sidewalks. Construction within the City ROW is performed under the jurisdiction of either City issued street construction contracts or City issued ROW work permits. ROW permit work is done by various entities including public or private utility agencies, property owners, and private contractors. Services under this agreement will involve RPR on construction activities that are under the jurisdiction of a City issued ROW work permit. Services will include providing a part or full time resident engineer or inspectors for construction as needed. Duties would involve observation of construction procedures of a permit holder for compliance with ROW work permit requirements such as: construction site cleanup and protection of vehicular and pedestrian traffic; proper trench backfill; temporary and final site restoration; and meeting permit schedule requirements. Work would also include: coordination with City residents affected by the work and addressing

resident questions and concerns; and coordination with permit holders on the correct location and depth of new work to ensure new work will not conflict with existing or proposed City facilities.

The proposed agreement is intended to expedite consultant assignments to the numerous permit construction projects that occur each year in the City ROW. This will facilitate management of the permit work by providing greater flexibility with respect to the assignment of RPR services for various permit projects.

Joseph C. Lu Engineering, P.C. was selected for RPR Services through a Request for Proposal process, which is described in the attached summary. Consultant services will begin in spring 2018. The ROW work permit projects are ongoing yearly projects.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-38

Ordinance No. 2018-70  
(Int. No. 76)

**Authorizing an agreement with Joseph C. Lu Engineering, P.C.**

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 Joseph C. Lu Engineering, P.C. for resident project representation services for City Right of Way permit construction. Maximum compensation for the agreement shall be \$150,000 and shall be funded in the amounts of \$75,000 from the 2017-18 Budget of the Department of Environmental Services (DES) and \$75,000 from the 2018-19 Budget of DES, contingent on approval of the latter budget. The term of the agreement shall be 27 months.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-71 and  
Ordinance No. 2018-72

Re: Agreement - Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C., Gardiner Firehouse Upgrades

Transmitted herewith for your approval is legislation related to Gardiner Firehouse Upgrades. This legislation will:

1. Establish \$110,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, P.E., President and CEO), 280 East Broad Street, Suite 200, Rochester, NY for architectural and engineering design and construction administration services. The cost of the agreement will be financed from bonds to be issued herein.
2. Authorize the issuance of bonds totaling \$711,000 and the appropriation of the proceeds thereof to finance the Project.

The project includes, but is not limited to, replacement of the heating, ventilating and air conditioning systems, a kitchen renovation, and a roof restoration. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project.

Bergmann Associates was selected for architectural and engineering services through a request for proposal process, which is described in the attached summary.

Design will begin in spring 2018; with anticipated construction to begin in spring 2019 with scheduled completion in fall 2019. The project will result in the creation and/or retention of the equivalent of 7.7 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-39

Ordinance No. 2018-71  
(Int. No. 77)

**Authorizing an agreement for Gardiner Firehouse Upgrades**

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



Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide architectural and engineering design and construction administration services for the Gardiner Firehouse Upgrades (Project). The maximum compensation for the agreement shall be \$110,000 and that amount, or so much thereof as may be necessary, shall be funded from the proceeds of a bond ordinance to be adopted for the Project. The term of the agreement shall continue to 3 months after completion of a 2-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-72  
(Int. No. 78)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$711,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse 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 the costs of renovation of the Gardiner Firehouse, including costs of replacement of the HVAC system, a kitchen renovation and a roof restoration (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 \$711,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$711,000 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 \$711,000 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 \$711,000. 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. 13. of the Law, is ten (10) years.

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-73  
Re: Intermunicipal Agreement – Rochester Housing Authority, Vehicle Fueling and Maintenance Services

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester Housing Authority (RHA) located at 675 West Main Street, Rochester, NY, for Vehicle Fueling and Maintenance Services.

The City has provided routine vehicle fueling and maintenance and repair services for RHA since 2007. The current agreement was signed in May, 2013 and will expire on April 30, 2018. RHA’s present fleet size is 58. The City will charge a markup of \$0.15 per gallon over cost to cover administrative expenses associated with tracking the fuel sales.

In fiscal year 2017, the City received revenue of \$33,137.17 for fuel and \$49,475.5 for maintenance. The City estimates future annual revenues of \$30,000 for fuel and \$50,000 for maintenance.

The agreement will be for three years with the option of up to two additional one-year terms.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-73  
(Int. No. 79)

**Authorizing an intermunicipal agreement with Rochester Housing Authority**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the Rochester Housing Authority for the City to provide services related to vehicle fueling and maintenance.

Section 2. The term of the agreement shall be for three years, with the option of up to two additional one-year terms.

Section 3. The City shall charge a markup of \$.15 per gallon for administrative expenses.

Section 4. The agreement shall have such additional terms and conditions as the Mayor deems appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
March 20, 2018

To the Council:

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

- Int. No. 80 Authorizing an agreement with the New York State Department of Environmental Conservation
- Int. No. 81 Authorizing an agreement with LeadsOnline, Inc.
- Int. No. 82 Authorizing an agreement with Government Payment Services, Inc.
- Int. No. 83 Authorizing acceptance of Petco Foundation grant for Animal Services
- Int. No. 84 Authorizing an agreement with Eskay Concerts, Inc. for concert series management services

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

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-74  
Re: Agreement - Oil Spill Response Trailer Loan from New York State Department of Environmental Conservation

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Department of Environmental Conservation (NYSDEC) for the loan and use of an oil spill response trailer for responses to a discharge of oil or hazardous material to the lands or waters of New York State. The term of the agreement is five (5) years upon approval of the Office of State Comptroller, with an option to renew for an additional five (5) years.

The loan of the spill trailer and related equipment is provided to enhance the ability of the Rochester Fire Department (RFD) to assist in and support oil and hazardous materials spill responses in bodies of water in New York State.

While in receipt of the trailer and equipment, the City of Rochester is responsible for the security of the equipment and replacement of expendable supplies for local responses. NYSDEC is responsible for equipment maintenance and supplies for regional responses. In return for the use of the spill response trailer, the RFD will provide a vehicle as needed for responses to tow the trailer and trained staff for response to a spill incident. Existing vehicles will be utilized when a response is required. The value of the trailer and equipment is \$30,000. The trailer will be stationed at the Public Safety Training Facility Training Division located at 1190 Scottsville Road.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-74  
(Int. No. 80)

**Authorizing an agreement with the New York State Department of Environmental Conservation**

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 Environmental Conservation (NYSDEC) for the loan and use of an oil spill response trailer. NYSDEC shall loan the trailer to the City in exchange for the Rochester Fire Department's agreement to provide trained response staff, a towing vehicle, and transport of the trailer to spill incidents.

Section 2. The term of the agreement shall be five years with an option to renew for an additional five-year term.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-75  
Re: Agreement - LeadsOnline, Inc., Retail Transactions Report System

Transmitted herewith for your approval is legislation establishing \$34,000 annually as maximum compensation for an agreement with LeadsOnline, Inc., (Principal: David K. Finley), Plano, Texas, for continued online reporting of transactions conducted at pawnbrokers, secondhand dealers, and scrap yards. The cost of the agreement will be funded from the 2017-18 and subsequent Budgets of the Police Department, contingent upon their approval.

In March 2012, City Council amended the Municipal Code via Ordinance Nos. 2012-120, 2012-121 and 2012-122, requiring the daily upload of all reportable transactions at pawnbrokers, secondhand dealers and scrap yards to an electronic reporting service provided by the Rochester Police Department (RPD). To ensure compliance, and at the direction of RPD, these establishments are currently using LeadsOnline, Inc., to report their transactions. This agreement will continue to provide an online database, as required by the Code, and assist RPD in quickly identifying suspicious transactions to improve the likelihood of recovering stolen property.

LeadsOnline, Inc., serves a dual purpose for RPD by ensuring compliance with City regulations and providing case support for on-going investigations. LeadsOnline, Inc., provides a suite of query, analytical, and reporting tools with which to analyze transaction data and compliance metrics. Information from LeadsOnline, Inc., is also accessed by crime analysts and investigators to research transaction logs for stolen property for both local and national transactions, often directly contributing to solvability factors in active investigations.

A justification for not issuing an RFP is attached. The term of this agreement will be June 15, 2018 through June 14, 2019, with the option to renew for up to three additional one-year periods.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-40

Ordinance No. 2018-75  
(Int. No. 81)

**Authorizing an agreement with LeadsOnline, Inc.**

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 LeadsOnline, Inc. for online reporting of transactions conducted at pawnbrokers, secondhand dealers, and scrap yards. The maximum annual compensation shall be \$34,000, which shall be funded from the 2017-18 Budget of the Police Department. The annual compensation for each extended term of the agreement, if any, shall be funded from a subsequent budget of the Police Department, contingent upon approval.

Section 2. The term of the agreement shall be June 15, 2018 through June 14, 2019, with three optional one-year renewals.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-76  
Re: Agreement - Government Payment Service, Inc., Bail Credit Card Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Government Payment Service, Inc., dba GovPayNet (Principal: Mark MacKenzie), Indianapolis, IN, for the processing of credit card payments for bail posted for individuals in police custody. There is no cost to the City for this service.

The Rochester Police Department currently accepts only cash for bail transactions. These transactions are unique since the funds are required to be transferred to a State fund specifically for this purpose.

Using GovPayNet is common in NY State; 60 of the 62 County Sheriff Departments, including Monroe County, use them for credit card services for bail. Through this agreement, GovPayNet will:

- Provide credit card services for bail transactions, equipment, and training with no charge to the City.
- Charge the cardholder a 9% fee for all transactions. This fee is assessed on the bail amount, and is added to the overall transaction cost.
- Provide the State bail fund with bail funds collected. GovPayNet is then responsible for collecting the funds from the cardholder.
- Assume the risk for fraud, collection, default, and the return of funds.

This payment and pricing model is the industry standard, and addresses the risks associated with bail transactions. RPD's goal is to reduce the risks associated with handling cash while enhancing opportunities for people to make bail payments. A no cost option of accepting cash payments will still be available.

A justification for not issuing an RFP is attached. The term of this agreement will be for one year with the option to renew for up to three additional one-year periods.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-41

Ordinance No. 2018-76  
(Int. No. 82)

**Authorizing an agreement with Government Payment Service, Inc.**

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 Government Payment Service, Inc. d/b/a GovPayNet for processing of bail posted using a credit card. The term of the agreement shall be for one year with up to three optional one-year extensions.

Section 2. The company shall be entitled to charge credit card holders a transaction fee of up to 9%. There shall be no cost to the City for this service.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-77

Re: Agreement - Petco Foundation, Animal Services Grant

Transmitted herewith for your approval is legislation authorizing an agreement with Petco Foundation for the receipt and use of a grant in the amount of \$10,000, and amending the 2017-18 Budget of the Police Department by \$7,000 to reflect a portion of this grant. The term of this agreement is February 5, 2018 through February 4, 2019.

The funding from this grant will be used for fee-waived adoption events, which will prepare animals for adoption and promote adoption of shelter pets.

This is the fourth time we have received this grant.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-77  
(Int. No. 83)

**Authorizing acceptance of Petco Foundation grant for 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 Petco Foundation for the receipt and use of a grant in the amount of \$10,000 to promote pet adoptions. The term of the agreement shall be from February 5, 2018 through February 4, 2019.

Section 2. Ordinance No. 2017-154, the 2017-18 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 the sum of \$7,000, which amount is hereby appropriated from funds to be received under the grant agreement authorized herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-78  
Re: Agreement - Eskay Concerts, Inc, Bands on the Bricks Concert Series at the Public Market

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an agreement with Eskay Concerts, Inc. d/b/a Up All Night, Principal Gerard Fisher, Rochester, New York, for event management and beverage concession services for the 2018 Bands on the Bricks Concert series and establishing \$26,000 as maximum compensation for these services. The term of the agreement will be for one year and the cost will be funded from the 2017-18 (\$23,000) and 2018-19 (\$3,000) Budgets of the Department of Recreation and Youth Services (DRYS) contingent upon Council approval of the latter budget.

Eskay Concerts will provide talent, production, sound, and beverage services for the Bands on the Bricks concert series to be held at the Rochester Public Market on Friday evenings during July and August 2018. Eskay Concerts has provided these services for the past 18 years and was selected through a request for proposals process in December 2014. DRYS will issue a new RFP in the fall of 2018 for any future services.

This was last authorized by City Council via Ordinance Nos. 2015-27 and 2017-108.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-42

Ordinance No. 2018-78  
(Int. No. 84)

**Authorizing an agreement with Eskay Concerts, Inc. for concert series management 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 in the maximum amount of \$26,000 with Eskay Concerts, Inc. (d/b/a Up All Night) to provide event management and beverage concession services for the 2018 Bands on the Bricks Concert Series. The agreement shall have a term of one year.

Section 2. The cost of the agreement shall be funded in the amounts of \$23,000 from the 2017-18 Budget of the Department of Recreation and Youth Services (DRYS) and \$3,000 from the 2018-19 Budget of DRYS, contingent upon approval of the latter budget.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Spaul  
March 20, 2018

To the Council:

The **ARTS & CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 85 Authorizing an agreement for the 2018 Gus Macker 3-on-3 basketball tournament

Int. No. 86 Authorizing an agreement with Yellow Jacket Racing, LLC

Respectfully submitted,  
Elaine Spaul  
Molly Clifford  
Michael A. Patterson  
Adam C. McFadden  
Loretta C. Scott  
ARTS & CULTURE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-79  
Re: Agreement - Rochester Youth Sports Foundation, Gus Macker 3-on-3

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an agreement with Rochester Youth Sports Foundation (president: Anthony Jordan) to produce the second annual Gus Macker 3-on-3 basketball tournament in Downtown Rochester. The cost of this agreement will be financed from the 2017-18 Budget of the Bureau of Communications.

The Gus Macker 3-on-3 basketball tournament is a national tournament that began in 1987. The tournament is designed so anyone can play: men, women, adults, and youth, experienced or inexperienced. Since 1987, 972 tournaments have been played in 75 cities across the United States, by more than 2.2 million players, and more than 23 million spectators have enjoyed watching this driveway-style, outdoor basketball tournament.

This is the second year the Gus Macker tournament will be held in Rochester. It will take place June 30 and July 1, 2018 at the Riverside Festival Site (the parking lot on the southeast corner of Court and Exchange streets) and the adjacent block of Court Street. Last year, the tournament drew more than 140 teams. In 2018, organizers are anticipating more than 300 teams, 1,200 players and 4,000 spectators. The event features more than just basketball- it produces family fun in a festival atmosphere with a youth entertainment stage and food vendors.

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

The term of the agreement will be for one year. A similar agreement for the 2017 event was executed via Ordinance No. 2017-115 in April 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-43

Ordinance No. 2018-79  
(Int. No. 85)

**Authorizing an agreement for the 2018 Gus Macker 3-on-3 basketball tournament**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$50,000 with the Rochester Youth Sports Foundation for the 2018 Gus Macker 3-on-3 basketball tournament (Tournament) in downtown Rochester. Said amount, or so much thereof as may be necessary, shall be funded from the 2017-18 Budget of the Bureau of Communications. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-80

Re: Agreement - Rochester Flower City Challenge, Yellow Jacket Racing, LLC

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with Yellow Jacket Racing, LLC (Principals: David Boutillier and Ellen Brenner), for production of the Rochester Flower City Challenge: a half-marathon running event and other sports events planned for April 21 and 22, 2018. The cost of this agreement will be financed from the 2017-18 Budget of the Bureau of Communications.

This will be the ninth year of the event and will include the Rochester River Challenge Duathlon/Paddle Triathlon on Saturday, April 21, and the Rochester Flower City Half-Marathon and a Family 5K run on Sunday, April 22. The Duathlon is a 5K run, followed by a 20-mile bicycle race, and finishing with a second 5K run. The Paddle Triathlon is a 5K run, followed by a 20-mile bicycle race, and a 3-mile canoe/kayak segment. These two events will be based at the Genesee Waterways Center in Genesee Valley Park. Yellow Jacket Racing provides free training workshops and programs leading up to the races.

The Half Marathon and Family 5K run will be based at the Blue Cross Arena with the course showcasing the city’s historic neighborhoods, river and canal. This is the only half-marathon distance running event in the Rochester area in the spring. It is marketed regionally to draw entrants from a 600-mile radius. In 2017, there were 28 states represented (including New York) and participation from Canada, Poland and the Netherlands.

The 2017 Duathlon and Triathlon totaled 352 finishers. The 2017 Half-Marathon & 5K race had 3,537 registrants, including 163 children who participated in quarter-mile, half-mile, and mile races. In addition to the participants, more than 2,000 spectators lined the course. During the half-marathon, participating neighborhoods host a spirit contest. Neighborhoods voted “most enthusiastic” by the runners receive donations from Yellow Jacket Racing. In 2017, a combined \$1,250 was donated to the Highland Park Neighborhood (1<sup>st</sup> place) and Susan B. Anthony Neighborhood (2<sup>nd</sup> place).

The term of the agreement will be for one year. An agreement for the same amount was executed for the 2017 event via Ordinance No. 2017-57.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-44

Ordinance No. 2018-80  
(Int. No. 86)

**Authorizing an agreement with Yellow Jacket Racing, LLC**

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 Yellow Jacket Racing, LLC to produce the 2018 Rochester Flower City Challenge. The maximum compensation for the agreement shall be \$40,000, which shall be funded from the 2017-18 Budget of the Bureau of Communications.

Section 2. The agreement shall have a term of one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Scott  
March 20, 2018

To the Council:

The **COMMITTEE OF THE WHOLE** recommends the following entitled legislation be **HELD** in committee:

Int. No. 87 Resolution confirming the appointment of the Commissioner of Recreation and Youth Services

Respectfully submitted,  
Molly Clifford  
Malik Evans  
Mitch Gruber  
Willie J. Lightfoot  
Jacklyn Ortiz

Michael A. Patterson  
Elaine Spaul  
Adam C. McFadden  
Loretta C. Scott  
COMMITTEE OF THE WHOLE

Councilmember Lightfoot moved to discharge Int. No. 87 from committee.

The motion was seconded by Councilmember Spaul.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-12  
Re: Confirmation of the Commissioner, Department of Recreation and Youth Services

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Daniele Lyman-Torres as Commissioner, Department of Recreation and Youth Services.

Daniele Lyman-Torres' resume is on file in the City Clerk's Office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-12  
(Int. No. 87)

**Resolution confirming the appointment of the Commissioner of Recreation and Youth Services**

WHEREAS, the Mayor has appointed Daniele Lyman-Torres to the position of Commissioner of the Department of Recreation and Youth Services, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that she has the ability and qualifications to execute the duties and responsibilities of the office.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Daniele Lyman-Torres as Commissioner of the Department of Recreation and Youth Services.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 8:17 p.m.  
HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*  
ROCHESTER CITY COUNCIL  
REGULAR MEETING  
April 17, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

Absent – None – 0

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

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

**Recognition Ceremony**



**Retirement:**

**DES:**

\* C. Mitchell Rowe

**ECD:**

\* Timothy A. Yauch

**LIB:**

\* Nancy J. Cutaia

**RPD:**

\* Daniel D. Carlson  
Wayne E. Johnson

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Clifford

RESOLVED, that the minutes of the Regular Meeting of February 20, 2018 and the Regular Meeting of March 20, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

- Administrative Cancellation or Refund of Erroneous Taxes and Charges –April 2018 – 4283-18
- Quarterly Reports – Delinquent Receivables – 4284-18
- Quarterly Reports – Workers Compensation Claims - 4285-18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 136 and Int. No. URA-4 and Councilmember Gruber on Int. No. 136 and Int. No. URA-4.

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

None presented.

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS**

Pursuant to law, public hearings were held on April 12, 2018 on the following matters:

Local Improvement Ordinance – Establishing the operating and maintenance costs of neighborhood commercial and residential parking areas Int. No. 98

No Comments

Local Improvement Ordinance – Establishing the cost of assessments related to the High Falls Business Improvement District and authorizing an agreement Int. No. 105

No Comments

Local Improvement Ordinance – establishing the operation, installation and maintenance costs of street lighting special assessment districts Int. No. 113

No Comments

Local Improvement Ordinance – establishing the operating and maintenance costs of special assessments for streetscape enhancements Int. No. 114

No Comments

Local Improvement Ordinance – care and embellishment of street malls for 2018-2019 Int. No. 115

Two Speakers

Local Improvement Ordinance – establishing the cost of the special work and services related to the Main Street improvements of the Downtown Enhancement District Int. No. 116

No Comments

Amending the Official Map to discontinue the park designation of approximately 12.466 acres of land and to dedicate to park purposes approximately 12.467 acres Int. No. 122

Two Speakers

Local Improvement Ordinance – security and snow removal services at the Public Market for 2018-19 Int. No. 125

No Comments

Local Improvement Ordinance reestablishing the South Avenue/Alexander Street Open Space Special Assessment District and establishing the cost of related special work and services Int. No. 131

One Speaker

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

By Vice President McFadden April 17, 2018

To the Council:

The FINANCE COMMITTEE recommends for ADOPTION the following entitled legislation:

- Int. No. 97 Resolution approving reappointment and appointment to the Rochester Civil Service Commission
- Int. No. 99 Authorizing an amendatory agreement with Rochester Market Driven Community Corporation
- Int. No. 100 Authorizing a professional services agreement for expert witness services for the Law Department
- Int. No. 101 Amending Ordinance No. 2014-365 and authorizing an amendatory agreement with CEB, SHL Talent Measurements Solutions
- Int. No. 102 Authorizing an agreement for actuary services
- Int. No. 130 Authorizing an agreement for auditing services
- Int. No. 132 Authorizing an agreement to support the implementation of a new payroll system
- Int. No. 133 Authorizing an agreement for a Workers’ Compensation actuarial consultant
- Int. No. 134 Authorizing an agreement for insurance broker services

The FINANCE COMMITTEE recommends for CONSIDERATION the following entitled legislation:

- Int. No. 98 Local Improvement Ordinance – Establishing the operating and maintenance costs of neighborhood commercial and residential parking areas

Respectfully submitted, Adam C. McFadden Molly Clifford Malik Evans Michael A. Patterson Loretta C. Scott FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL Ladies and Gentlemen:

Resolution No. 2018-13 Re: Reappointment and Appointment Civil Service Commission

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation confirming the reappointment of Sarah Farrell Partner, 76 Vassar Street, Rochester, New York 14607 and the appointment of Serina M. Brown, 59 Second Street, Rochester, New York 14605, to the Civil Service Commission.

Ms. Partner was appointed in February 2010 to complete the term of a commissioner who resigned and was reappointed in June 2012 to a six-year term. Of the 72 regular meetings held during her current six-year term, Ms. Partner attended 58 or 81%. Ms. Partner is a Democrat whose current term expires on May 31, 2018. Her new term will extend to May 31, 2024.

Ms. Brown will replace Leslie B. Smith who resigned from the Commission on April 21, 2016. Ms. Brown is a Democrat and will serve the remainder of Ms. Smith’s term, which will extend to May 31, 2022.

Resumes for Ms. Partner and Ms. Brown are available for review in the City Clerk’s Office.

A summary description of the Commission and its current membership is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-46

Resolution No. 2018-13  
(Int. No. 97)

**Resolution approving reappointment and appointment to the Rochester Civil Service Commission**

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

Section 1. The Council hereby approves the reappointment of Sarah Farrell Partner, 76 Vassar Street, Rochester, NY 14607, to the Rochester Civil Service Commission for a term which shall expire on May 31, 2024.

Section 2. The Council hereby approves the appointment of Serina M. Brown, 59 Second Street, Rochester, NY 14605, to the Rochester Civil Service Commission for a term which shall expire on May 31, 2022.

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1738  
Re: Special Assessment District Parking Lots

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing special district assessment for the neighborhood commercial and residential parking lots appropriating \$64,191.00 for operation and maintenance of the parking areas during 2018-19.

Special Assessment District parking lots established by City Council in 1979 include: Culver/Merchants, Monroe Avenue/Oxford Square Lot, North Street, Lyell Avenue and Woodside Street/Goodwill Street. A sixth lot was created in 2011-12 for Mt. Hope in the College town district. Annual operating and maintenance costs of the areas are assessed against all properties within the district according to their respective parking space requirements.

The assessments reflect the cost of snow plowing, cleaning, landscaping, maintenance, lighting and parking regulation enforcement. These services are provided either by City personnel, by private companies under contract to the City or by the property owners themselves. The total assessments required and total appropriation for 2018-19 is:

Lot Name	18/19 Budget	17/18 Budget	Variance	Reason
Lyell Avenue	\$11,221.00	\$11,221.00	\$0.00	N/A
Monroe/Oxford	16,200.00	16,200.00	0.00	N/A
Woodside/Goodwill	13,060.00	13,360.00	-300.00	Decrease in contingency fund and beautification
Culver/Merchants	10,010.00	9,980.00	30.00	Increase in lot maintenance
North Street	13,700.00	10,000.00	3,700.00	Increase in lot maintenance and repairs (more cleaning, repairs to lot pot holes, pavement crack filling and sealant)
Mt Hope	1,000.00	1,000.00	\$0.00	N/A
<b>Sub-total</b>	<b>\$65,191.00</b>	<b>\$61,761.00</b>	<b>\$3,430.00</b>	
<b>Rollover Untaxed</b>				
Monroe/Oxford	-1,000.00	.00	-1,000.00	Prior years carry over
<b>Total</b>	<b>\$64,191.00</b>	<b>\$61,761.00</b>	<b>\$2,430.00</b>	

A public hearing is required for these local improvements.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Local Improvement Ordinance No. 1738  
 (Int. No. 98)

**Local Improvement Ordinance - Establishing the operating and maintenance costs of neighborhood commercial and residential parking areas**

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

Section 1. The 2018-19 assessment for operation and maintenance of the special assessment district parking lots listed below shall be \$64,191. The following amounts are hereby authorized and appropriated and shall be allocated and levied against the properties benefited by the special assessment district parking lots, as follows:

Lot Name	2018-19 Assessment
Lyell Avenue	\$11,221
Monroe/Oxford	\$15,200
Woodside/Goodwill	\$13,060
Culver/Merchants	\$10,010
North Street	\$13,700
Mt. Hope	\$1,000

Section 2. The 2018-19 budget for the operation and maintenance of the special assessment district parking lots shall be \$65,191, comprised of the assessed amounts specified in Section 1 herein, plus \$1,000 in funds for the Oxford/Monroe district that are left over from that district's prior assessments.

Section 3. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-81  
 Re: Amendatory Agreement – Market Driven Community Corporation – Business Development Services

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with the Rochester Market Driven Community Corporation dba OWN Rochester (MDCC) for additional community cooperative business development services. The original agreement authorized in November 2016 (Ordinance No. 2016-354), established maximum compensation of \$50,000 for a term of one year with an optional one-year renewal term. The City and MDCC intend to exercise the one-year renewal option. This amendment will increase the maximum compensation by \$50,000 for a maximum total contract value of \$100,000. The additional cost will be funded from the Job Development Fund.

MDCC is a non-profit holding company that develops, incubates, and supports for-profit worker-owned businesses, including performing market analysis and business planning, leveraging fundraising for operational budget and capitalization costs for the businesses, and supporting business site selection and development activities. The MDCC mission is to develop businesses in distressed and disinvested neighborhoods to create living wage job opportunities for residents and build community wealth.

MDCC will continue to provide cooperative business development services to support the development, launch, and growth of one additional worker-owned businesses. Via the renewal term and increased compensation, MDCC will support the development of one additional worker-owned business that will provide floor care services to local retailers and anchor institutions.

Under the initial term of the agreement, MDCC helped launch and support ENEROC LLC, a for-profit subsidiary of the MDCC that provides LED lighting installation and retrofitting services for large commercial and institutional customers, as well as subcontract labor for larger contractors. ENEROC has completed several large scale retrofitting projects including two parking garages and other facilities at Rochester Regional Health campuses. ENEROC is currently installing LED strip lighting on the roof of 3 City Center, the new home of M&T Bank, and has several large institutional contracts in the pipeline. MDCC continues to grow and build capacity, having fundraised over \$300,000 in support from local philanthropy that will help it increase its impact and sustainability. ENEROC currently employs three full-time workers and has achieved self-sustaining revenue.

The MDCC was incorporated as a fully independent non-profit corporation in September 2016 and received 501c3 status in June 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-81  
(Int. No. 99)

**Authorizing an amendatory agreement with Rochester Market Driven Community Corporation**

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 Rochester Market Driven Community Corporation, dba OWN Rochester, to provide additional community cooperative business development services. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2016-354, by \$50,000 to a new total of \$100,000. The amendatory amount shall be funded from the Job Development Fund.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-82  
Re: Agreement – Expert Witness Services

Transmitted herewith for your approval is legislation authorizing a professional services agreement with Legal Med, LLC (General Manager, Christine Wintringer) to provide expert witness services necessary to defend the City in lawsuits involving personal injury claims. The maximum amount of the agreement shall be \$40,000. Said amount shall be funded from the 2017-18 Budget of the Law Department.

The agreement will allow the Law Department to obtain the services of expert physicians to review treatment and therapy records and examine and report on the physical and psychological condition of personal injury plaintiffs. The City lawyers have more than 12 years of experience with the professionals provided by Legal Med, including under a previous professional services agreement in the amount of \$40,000 authorized in Ordinance No. 2016-264, as amended by Ordinance No. 2016-255. Legal Med has provided highly credentialed, practicing physicians in the relevant medical disciplines, including an orthopedic surgery, neurology and psychology, who also excel at explaining the facts on the witness stand.

The Law Department anticipates that it may require up to \$40,000 for the experts’ services for pending lawsuits if they proceed through to trials and verdicts. The term of the agreement may extend until completion of those lawsuits.

A justification for not conducting a Request for Proposal process is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-47

Ordinance No. 2018-82  
(Int. No. 100)

**Authorizing a professional services agreement for expert witness services for the Law Department**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Legal Med, LLC to provide expert witness services in conjunction with personal injury litigation.

Section 2. The maximum cost of the agreement shall be \$40,000, which cost shall be funded from the 2017-18 Budget of the Law Department. The term of the agreement may extend until completion of the cases for which the expert services are requested.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-83  
Re: Amendatory Agreement - CEB, SHL Talent Measurement Solutions Occupational Personality Testing Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with CEB, SHL Talent Measurement, Alpharetta, Georgia, for administration of an occupational personality test to supplement the Civil Service Testing regimen for entry level positions at the 911 Call Center. The original agreement authorized in December 2014 (Ordinance No. 2014-365), established maximum compensation of \$19,990 for a term of two years with two optional one-year renewal term. The City and CEB, SHL Talent Measurement intends to exercise the second one-year renewal option. Last year DHRM mistakenly believed that the prior ordinance authorized funding for the subsequent year and that, therefore, \$9,995 of the funding that would be authorized under this ordinance would cover fees and expenses already incurred by the consultant. This amendment will increase the maximum compensation by \$19,990 or a maximum total contract value of \$39,980. The additional cost will be funded from the 2017-18 (\$9,995) and 2018-19 (\$9,995) Budget of the Department of Human Resource Management, contingent upon the adoption of the subsequent budget.

The Consultant will continue to provide the City with an occupational personality test which has been administered in conjunction with the Civil Service Examination for the two entry level positions at the 911 Call Center, 911 Dispatcher and 911 Telecommunicator, since 1993.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-83  
(Int. No. 101)

**Amending Ordinance No. 2014-365 and authorizing an amendatory agreement with CEB, SHL Talent Measurement Solutions**

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 CEB, SHL Talent Measurement Solutions to amend the professional services agreement related to administration of occupational personality tests, as authorized in Ordinance No. 2014-365, which is now amended so as to increase the total maximum compensation under the agreement by \$19,990 for a total maximum compensation of \$39,980. Of the increase in funds, \$9,990 funded from the 2017-18 Budget of the Department of Human Resource Management (DHRM) shall pay for expenses incurred under the first renewal term of the agreement. The additional \$9,990 shall fund the second and final renewal term and shall be funded from the 2018-19 Budget of DHRM, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-84  
Re: Agreement - GASB 45-75 Actuary Services

Transmitted herewith for your approval is legislation establishing \$37,000 as maximum compensation for an agreement with Aquarius Capital (Michael Frank, President, Port Chester NY) for the provision of actuary services necessary to comply with financial reporting requirements. The first year of this agreement will be funded from the 2017-18 Budget of the Finance Department. The cost for subsequent years will be funded from the annual budgets of the department, contingent upon their approval. The costs, by year, are summarized below:

2017-18	\$11,000	2020-21	\$2,000
2018-19	\$2,000	2021-22	\$11,000
2019-20	\$11,000		

In order to comply with Generally Accepted Accounting Principles, the City's annual financial statements must report the accrued liabilities for other post-employment benefit based on actuarial analysis. Compliance with this regulation, GASB Statement No. 45-75, requires us to report the values of such costs, not the funding of it. Thus, no budgetary impact is expected.

The Rochester City School District, a component unit in the City's annual financial reports, must also comply with the GASB 45-75 standards. A request for proposals for these services was jointly issued on February 9<sup>th</sup>, 2018. On this joint effort, the City of Rochester and the Rochester City School District solicited proposals from nine firms, and received responses from five of those firms.

In addition to Aquarius Capital’s, proposals were received from Burke Group (Rochester, NY), Nyhart (Indianapolis, IN), Rudd and Wisdom, Inc. (Austin, TX) and Segal Consulting (New York, NY). A review team representing the City and the District evaluated the proposals, and based on expertise and cost recommend Aquarius Capital. The District will engage under their own agreement and funding.

The proposed five-year agreement will provide for the actuarial estimate needed for the June 30, 2018 statements, along with the required biannual updates through June 30, 2022.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-84  
(Int. No. 102)

**Authorizing an agreement for actuary 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 Aquarius Capital Solutions Group LLC for the provision of actuary services necessary to comply with financial reporting requirements. The maximum compensation for the agreement shall be \$37,000, which shall be funded from the 2017-18 Budget of the Department of Finance (the Department)(\$11,000), 2018-19 Budget of the Department (\$2,000), 2019-20 Budget of the Department (\$11,000), 2020-21 Budget of the Department (\$2,000) and 2021-22 Budget of the Department (\$11,000), contingent upon approval of the subsequent budgets. The term of the agreement shall be five years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-85  
Re: Agreement – Freed Maxick CPAs, P.C. Auditing Services

Council Priority: Deficit reduction and long term financial stability

Transmitted herewith for your approval is legislation establishing an agreement with Freed Maxick CPAs, P.C. 100 Meridian Center, Suite 310, Rochester, New York 14618 for auditing services.

Auditing services will be provided to the City of Rochester, Rochester City School District, Rochester Joint School Construction Board, REDCO, Rochester Land Bank and the Library. The contract will be 3 years with an option of two 1-year extensions.

Freed Maxick CPAs, P.C. was selected through a request for proposal process and the summary is attached.

Respectfully submitted,  
Loretta C. Scott                      Adam McFadden Vice President  
President                                      Chair, Finance Committee  
Councilmember-at-Large              District Councilmember

Attachment No. AR-48

Ordinance No. 2018-85  
(Int. No. 130)

**Authorizing an agreement for auditing services**

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

Section 1. The sum of \$914,300 or so much thereof as may be necessary, is hereby established as the maximum compensation for a professional services agreement with Freed Maxick CPAs, P.C. to provide auditing services to the City of Rochester and the Rochester City School District, and for special audits and/or services requested by the City. The agreement shall be funded in the amounts of \$552,550 from the 2017-18 and subsequent budgets of the City and \$361,750 from the 2017-18 and subsequent budgets of the District, contingent upon adoption of subsequent budgets. The agreement shall have a term of three years, with two one-year renewal options.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-86  
Agreement-Amy Jasinski, Payroll Project

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$15,000 as maximum compensation for a one year agreement with Amy Jasinski, 144 S. 3<sup>rd</sup> Street Unit 302, San Jose, California 95112 for continued support of the implementation of the new payroll system for the City of Rochester. The cost of the agreement will be financed from the 2017-18 Budget of the Department of Finance (\$7,500) and 2018-19 Budget of the Department of Finance (\$7,500), contingent upon approval of the latter budget.

Ms. Jasinski retired as Payroll Supervisor for the Department of Finance in 2017. An initial contract established in March 2017 provided for consultation and programming support for the operation of the City’s current payroll system as development for the new system was underway and for the configuration and testing of the new system.

Ms. Jasinski’s considerable expertise and knowledge of the City’s payroll operations has assisted the City in successfully moving from a thirty-year old mainframe system to a modern, state-of-the-art system with Workday. This contract will provide for continued support with respect to Workday stabilization and consultation, configuration and testing for implementation of the new Kronos timekeeping system.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-49

Ordinance No. 2018-86  
(Int. No. 132)

**Authorizing an agreement to support the implementation of a new payroll system**

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 Amy Jasinski for continued support of the implementation of the City’s new payroll system. The maximum compensation for the agreement shall be \$15,000, which shall be funded from the 2017-18 Budget of the Department of Finance (\$7,500) and 2018-19 Budget of the Department of Finance (\$7,500), contingent upon approval of the latter budget. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-87  
Agreement – Madison Consulting Group, Inc., Workers’ Compensation Actuarial Consultant

Transmitted herewith for your approval is legislation establishing \$17,500 as maximum compensation for a five year agreement with Madison Consulting Group, Inc., (Principal, John Gleba, Secretary/Treasurer), Madison, Georgia, for actuarial services related to the City’s liability for workers’ compensation. The cost will be funded from the annual budgets of the Finance Department, beginning with fiscal year 2017-18. The cost for subsequent years will be funded from the annual budgets of the department, contingent upon their approval. The costs, by year, are summarized below:

2017-18	\$3,500	2020-21	\$3,500
2018-19	\$3,500	2021-22	\$3,500
2019-20	\$3,500		

Actuarial-based estimates would reduce the risk of misstatement of such liabilities in the City’s annual financial statements and would be an improvement over the currently used in-house estimates that are based on historical cost.

Madison Consulting Group, Inc., was selected through a Request for Proposal process, which is described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-50

Ordinance No. 2018-87  
(Int. No. 133)



**Authorizing an agreement for a Workers' Compensation actuarial consultant**

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 Madison Consulting Group, Inc. for actuarial services related to the City's liability for workers' compensation. The maximum compensation for the agreement shall be \$17,500, which shall be funded from the 2017-18 Budget of the Department of Finance (the "Department") (\$3,500), 2018-19 Budget of the Department (\$3,500), 2019-20 Budget of the Department (\$3,500), 2020-21 Budget of the Department (\$3,500) and 2021-22 Budget of the Department (\$3,500), contingent upon approval of the subsequent budgets. The term of the agreement shall be five years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-88  
Re: Agreement – Haylor, Freyer and Coon, Inc. Insurance Broker Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing the Mayor to enter into an agreement with Haylor, Freyer and Coon, Inc., (Principal, Steven G. DeRegis, Vice President), Risk Management Advisor, Syracuse, New York, for insurance broker services. The term of this agreement will be for three years, with an option for two one-year renewals. Compensation is provided to the broker by the insurance company that underwrites policies carried by the City. Current policies and premiums are summarized in the attached list.

Compensation of agents and brokers is regulated by NY State Insurance Laws which prevent agents and brokers from "netting" premium and replacing commissions with a fee, especially as it relates to placing coverage. Standard commission rates are typically in the range of 10% to 15%. Based on their proposal, it is anticipated that Haylor, Freyer & Coon, Inc. will receive an average of 12%, or approximately \$80,000. Specific amounts will be disclosed by the firm as policies are produced and will be included in the annual report they provide to the City.

Haylor, Freyer and Coon, Inc. was selected through a Request for Proposal process, which is described in the attached summary.

Premiums for existing policies total \$668,499. Premiums for coverage for the six City-owned parking garages, currently \$226,586, are paid directly by the Parking Bureau. REDCO pays a total of \$30,668 for their policies. The remaining premiums for other coverage, currently \$411,245, are charged to the Undistributed Allocation of the annual City Budget.

The last agreement for insurance broker services was authorized in April 2013 via Ordinance No. 2013-86.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-51

Ordinance No. 2018-88  
(Int. No. 134)

**Authorizing an agreement for insurance broker 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 Haylor, Freyer and Coon, Inc. for insurance broker services for a term of three years, with two one-year renewal options.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
April 17, 2018

To the Council:

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

Int. No. 103                      Authorizing the sale of real estate

- Int. No. 104 Authorizing a lease agreement with Bill Gray's Inc.
- Int. No. 136 Amending Ordinance No. 2018-57 to correct the legal description of the stair tower parcel #1 conveyance approved therein

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

- Int. No. 105 Local Improvement Ordinance - Establishing the cost of assessments related to the High Falls Business Improvement District and authorizing an agreement
- Int. No. 131 Local Improvement Ordinance reestablishing the South Avenue/Alexander Street Open Space Special Assessment District and establishing the cost of related special work and service

The following entitled legislation is being **HELD** in committee

- Int. No. 106 Local law amending the City Charter with respect to the abatement of nuisances
- Int. No. 135 Amending the Municipal Code with respect to the abatement of nuisances

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

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-89  
Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

Both properties are vacant lots sold by negotiated sale to the adjacent owners. On the first property, the purchaser will combine the lot with his existing lot and utilize it as green space. On the second, the purchasers will put in a driveway and combine the lot with their existing lot within twelve months.

The first year projected tax revenue for these two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$671.

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-52

Ordinance No. 2018-89  
 (Int. No. 103)

**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 of the negotiated sale of the following parcels of vacant land:

Address	S.B.L.#	Lot Size	Sq. Ft.	Price	Purchaser
317 Avenue B	106.22-1-23	40 x 128	5,120	\$450	Chad Council
64-66 Rialto St	091.78-2-12	37 x 116	4,307	\$50	Rhonda D. Carter Barineka Sampson

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-90  
Re: Lease Agreement – Port Terminal Building

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Bill Gray’s Inc. (John Gonzalez, Principal, 964 Ridge Road, Webster, NY). The restaurant chain will lease approximately 4,596 square feet of space in the Port Terminal Building, suites 101, 102, and 103. The term of the lease will be five (5) years with five (5) renewal options of five (5) years each. The monthly rental amount for the initial term will be \$3,830 calculated at a rate of \$10 per square foot which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi Inc. as of February 2018. The monthly rental amount for the first renewal term, if applicable, will be as follows:

Term	Monthly Rent
May 1, 2023 to April 30, 2024	\$3,868
May 1, 2024 to April 30, 2025	\$3,907
May 1, 2025 to April 30, 2026	\$3,946
May 1, 2026 to April 30, 2027	\$3,986
May 1, 2027 to April 30, 2028	\$4,025

If exercised, the monthly rental amounts for any additional renewal periods will be \$4,025 each month and annually increased by the Consumer Price Index (CPI). Throughout the life of the lease, including any renewals, the rent for winter months from November 1<sup>st</sup> through March 31<sup>st</sup>, will be reduced by 50% if the establishment stays open and to \$0.00 if the establishment closes for the winter season.

Bill Gray’s, Inc. projects to expend \$1,200,000 to renovate the leased space. The buildout is estimated at \$800,000 and equipment at \$400,000.

Bill Gray’s, Inc. was founded in 1938 and today operates eighteen (18) restaurants in the Rochester and Buffalo areas of Western New York. This location is expected to add between 30-45 full and part time jobs (6-9 full). Bill Gray’s Inc. has indicated they will make every effort to hire City residents and will participate in a job fair at the Port Terminal location.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-53

Ordinance No. 2018-90  
(Int. No. 104)

**Authorizing a lease agreement with Bill Gray’s Inc.**

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

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for the establishment of a year-round restaurant by a tenant who has been successful in conducting similar businesses elsewhere in the Rochester area; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is five years with five optional five-year renewals, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Bill Gray’s Inc. for use of 4,596 square feet of space in Suites 101, 102, and 103 of the Port Terminal Building. The agreement shall have a term of 5 years with five optional renewal terms of five years each.

Section 2. The monthly rental amount for the initial term shall be \$3,830 each month from May 1, 2018 through April 30, 2023, except that in winter months from November 1<sup>st</sup> through March 31<sup>st</sup>, monthly rent shall be reduced to \$1,915 if the establishment stays open and to \$0.00 if the establishment closes for the winter season.

Section 3. The initial renewal term, if exercised, shall be as follows:

<b>Term</b>	<b>Monthly Rent</b>
May 1, 2023 to April 30, 2024	\$3,868
May 1, 2024 to April 30, 2025	\$3,907
May 1, 2025 to April 30, 2026	\$3,946
May 1, 2026 to April 30, 2027	\$3,986
May 1, 2027 to April 30, 2028	\$4,025

Except that in winter months from November 1<sup>st</sup> through March 31<sup>st</sup>, monthly rent shall be reduced by 50% if the establishment stays open and to \$0.00 if the establishment closes for the winter season.

Section 4. If exercised, the monthly rental amounts for any additional renewal periods shall be \$4,025 each month and annually increased by the Consumer Price Index (CPI), except that during the winter months from November 1<sup>st</sup> through March 31<sup>st</sup>, monthly rent shall be reduced by 50% if the establishment stays open and to \$0.00 if the establishment closes for the winter season.

Section 5. The lease agreement shall have such additional terms and conditions as the Mayor deems appropriate.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Local Improvement Ordinance No. 1739  
High Falls Business Improvement District Management Association, Inc.

Transmitted herewith for your approval is legislation related to the High Falls Business Improvement District Management Association, Inc. (BID) established via Local Law No.1 in December 2003. This legislation will:

1. Approve the 2018-19 Budget totaling \$25,000 submitted by the High Falls BID Board.
2. Establish \$25,000 as the 2018-19 assessment for the district and authorize the apportionment of the cost among the subject properties.
3. Authorize an agreement with the High Falls BID for implementation of the services outlined in the BID plan.

The amount of the annual levy is determined by the budget proposed by the BID. The amount assessed to an individual property is determined by its primary use, which is verified annually. Funds are used for additional clean-up, beautification, landscaping, marketing, advertising, and promotional materials. Funds have also been used for special purposes such as historic signage and a lunchtime summer concert series produced in conjunction with the Hochstein School of Music.

The High Falls BID Plan outlines a description of the BID boundaries, and the assessment formula used to determine each building owners’ share. The plan is on file in the City Clerk’s office.

A public hearing on the assessment is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-54

Local Improvement Ordinance No. 1739  
(Int. No. 105)

**Local Improvement Ordinance - Establishing the cost of assessments related to the High Falls Business Improvement District and authorizing an agreement**

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

Section 1. The Council hereby approves the continuation of the High Falls Business Improvement District. The 2018-19 Budget for the High Falls Business Improvement District is established at \$25,000, which amount shall be assessed and levied in accordance with Local Law No. 1 of 2004.

The Mayor is hereby authorized to enter into an agreement with the High Falls Business Improvement District Management Association, Inc. for implementation of the services outlined in the District Plan.

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1740  
Re: South Avenue/Alexander Street Open Space Maintenance Special Assessment District

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation for renewal of the South Avenue/Alexander Street Open Space Maintenance Special Assessment District surrounding existing open space at 62 Alexander Street (SBL #121.56-2-55, at South Avenue and Alexander Street). This special assessment will finance the cost of maintenance of this property as developed open space.

The assessment reflects annual maintenance costs of \$8,900, based on estimates obtained by the South Wedge Area Neighborhood Council (SWANC). The maintenance includes grass cutting, trimming shrubs, watering, weeding, trash pick-up and removal, fall leaf clean-up, lighting, general maintenance, and a reserve to pay for repairs to structures and pavement installed in the open space.

The assessment district includes 256 properties near the site, and is classified into two tiers:

- 1.) The Inner Tier of the district consisting of properties fronting on South Avenue from Comfort Street to Hamilton Street and properties fronting on Alexander Street between South Clinton Avenue and Kirley Alley/Stebbins Street, but excluding the corner parcels at South Clinton Avenue.
- 2.) The Outer Tier of the district consisting of the remaining properties in the area bounded by Mt. Hope Avenue, Byron Street, South Clinton Avenue, and Hamilton Street, including the parcels on the south side of Hamilton Street and the parcels fronting on South Avenue between Hamilton Street and Averill Avenue.

The annual charges for maintenance of the open space will be apportioned among these properties based upon their assessed values, and also in relation to their proximity to the open space (without consideration for any exemptions):

- The charges for properties within the Inner Tier will be 36 cents per \$1,000 of assessed property value while the charges for the Outer Tier will be 18 cents per \$1,000 of assessed property value.
- The average annual assessment for Inner Tier properties is \$59.04 and the average annual assessment for Outer Tier properties is \$25.98.

The establishment of the district is supported by 91% of the assessment district property owners (25% is required by Code). The petition containing the request is on file in the Office of the City Clerk.

The district will become effective immediately. The term of the district will be 10 years.

The City finds that it would be impracticable to select a maintenance contractor through competitive bidding and designates the South Wedge Area Neighborhood Council to provide the maintenance.

A public hearing concerning the renewal of the district is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-55

Local Improvement Ordinance No. 1740  
(Int. No. 131)

**Local Improvement Ordinance reestablishing the South Avenue/Alexander Street Open Space Special Assessment District and establishing the cost of related special work and services**

WHEREAS, the City-owned parcel at 62 Alexander Street has been developed as a landscaped open space, utilizing funds from the City through the Sector Targeted Funding Initiative program and funds from New York State;

WHEREAS, a Local Improvement District that was established to maintain that landscaped open space in 2004 by Local Improvement Ordinance No. 1537 has lapsed; and

WHEREAS, a substantial number of surrounding property owners have again petitioned the City requesting that a special assessment district be reestablished to pay the annual maintenance costs, such petition being on file in the Office of the City Clerk.

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

Section 1. The Council hereby authorizes the maintenance for a period of ten years of the landscaped open space at 62 Alexander St. (SBL #121.56-2-55). Such maintenance shall include cutting grass, trimming shrubs, watering, weeding, trash pick-up and removal, fall leaf clean-up, lighting, repairs to structures and pavement, a reserve for replacement and other similar services deemed appropriate.

Section 2. The Council finds that the maintenance of the open space will benefit the parcels within a district described as follows: The Inner Tier of the district shall consist of properties fronting on South Avenue from Comfort Street to Hamilton Street and properties fronting on Alexander Street between South Clinton Avenue and Kirley Alley/Stebbins Street, but excluding the corner parcels at South Clinton Avenue. The Outer Tier of the district shall consist of the remaining properties in the area bounded by Mt. Hope Avenue, Byron Street, South Clinton Avenue, and Hamilton Street, including the parcels on the south side of Hamilton Street and the parcels fronting on South Avenue between Hamilton Street and Averill Avenue. The parcels are listed on an attachment filed in the City Clerk’s Office. Such district is defined to be the special assessment district for the maintenance costs of the South/Alexander Open Space, and the full amount of the annual maintenance costs shall be annually assessed against such parcels for each of the next ten years.

Section 3. The Council finds that the maintenance of the South/Alexander Open Space will benefit the parcels within the district in proportion to their assessed values, because property values will be enhanced thereby, and also in relation to their proximity to the open space. Therefore, the annual maintenance costs shall be allocated annually among the parcels in the district in proportion to their assessed values (without reduction for exemptions), with the parcels in the Outer Tier charged at half the rate as the Inner Tier parcels.

Section 4. The cost of the special work and services for the 2018-19 fiscal year for the South Avenue/Alexander Street Open Space District is established at \$8,900, which amount shall be assessed and billed on the 2018-19 tax bill as follows: Inner Tier properties will be charged \$.36 per \$1,000 of assessed property value and Outer Tier properties will be charged \$.18 per \$1,000 of assessed property value. Any assessment not paid by its due date shall be a lien upon the property billed and a personal obligation of the property owner. The rate for subsequent years shall be fixed at that time by the Council.

Section 5. The Council hereby finds that it would be impracticable to select a maintenance contractor through competitive bidding, designates the South Wedge Area Neighborhood Council to perform the special work and services, and authorizes the Mayor to enter into an agreement with said Association for this purpose.

Section 6. The agreement shall obligate the City to pay an amount not to exceed \$8,900, and said amount, or so much thereof as may be necessary, is hereby appropriated from the assessments authorized herein. The term of the agreement shall be July 1, 2018 through June 30, 2019.

Section 7. The agreement shall contain such terms and conditions as the Mayor deems to be appropriate.

Section 8. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-91  
Re: RURA Sale of Real Estate: Correcting Legal Description

Transmitted herewith for your approval is legislation that corrects a mistake in the legal description of an unused portion of the South Avenue Garage property that the City Council authorized the Rochester Urban Renewal Agency to sell to Action for a Better Community. It amends the legal description specified in Ordinance No. 2018-57, which was approved in March. The corrected legal description is consistent with the size, location, and value of the parcel that the City officials intended to have authorized in March.

Time is of the essence for this correction because the closing on the sale transaction is scheduled to occur this month and the sale cannot occur without an authorization from City Council that accurately describes the land to be conveyed.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-91  
(Int. No. 136)

**Amending Ordinance No. 2018-57 to correct the legal description of the stair tower parcel #1 conveyance approved therein**

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

Section 1. Ordinance No. 2018-57, approving the Rochester Urban Renewal Agency’s sale of an unused portion of its South Avenue Garage property, is hereby amended in Section 2 to correct the legal description of the stair tower parcel #1 conveyance to read as follows:

STAIR TOWER CONVEYANCE DESCRIPTION - PARCEL #1

ALL THAT TRACT OR PARCEL OF LAND, situate in the City of

Rochester, County of Monroe and State of New York more particularly described as follows:  
COMMENCING at a point in the westerly highway boundary of Stone Street (40 feet wide), said point being 362.34 feet southerly from the southerly highway boundary of East Main Street; thence A.) Westerly, along the northerly line of lands now or formerly owned by Action for a Better Community, Inc. as filed in the Monroe County Clerk’s office as liber 9506 of deeds page 484, a distance of ~~443.70~~ 135.00 feet to the point of BEGINNING; thence,

1. Southerly, along the westerly line of lands now or formerly owned by said Action for a Better Community, Inc., a distance of 52.54 feet to a point; thence, the following courses and distance through the lands now or formerly owned by Rochester Urban Renewal Agency (Tax Map #121.23-2-26.2);
2. Westerly, at an interior angle of 90°, distance of 5.20 feet to a point; thence,
3. Northerly, at an interior angle of 90°, a distance of 35.40 feet to a point; thence,
4. Westerly, at an exterior angle of 90°, a distance of 3.50 feet to a point; thence,
5. Northerly, at an interior angle of 90°, a distance of 17.16 feet to a point; thence,
6. Easterly, at an interior angle of 89°49'35", a distance of 8.70 feet to the PLACE AND POINT OF BEGINNING.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Introductory No. 106

Re: Amending the City's Nuisance Abatement Law

Transmitted herewith for your approval is legislation amending the Charter of the City of Rochester to reflect changes to the City's Nuisance Abatement Law

The City originally enacted a Nuisance Abatement Law ("NAL") in 1985, and has amended the law on a number of occasions since that time. The NAL aims to improve the public health, safety and welfare by identifying and remedying properties and establishments that become nuisances due to repeated violations of Penal Law, Municipal Code, and other quality of life provisions. To accomplish this goal, the NAL implements a Nuisance Points system, pursuant to which violations of specified laws and code provisions result in the assignment of Nuisance Points. The NAL assigns each assessable violation a Nuisance Point value of 3, 4, or 6 points, depending upon an ascending scale of adverse nuisance impact.

If a location accumulates 12 Nuisance Points in a six-month period, or 18 Nuisance Points in a 12-month period, the location is deemed to be a public nuisance and the City may take action to abate it. The abatement powers under the NAL are subject to notice and opportunity for a hearing and may include an order to: close a building of place to the extent necessary to abate the nuisance, or to suspend for up to six months or revoke for up to one year any City-issued business or occupational license related to the business or trade conducted at the premises and extend that sanction to any other place where the operator chooses to conduct business; suspend for up to six months or revoke for up to one year the operator's eligibility to secure City grants or loans; or any combination of the above measures. The abatement powers provided under the NAL are in addition to other the City's other enforcement authorities provided under other State and City laws.

The City, with the assistance of its consultant Strategic Community Intervention LLC, the staff of the Neighborhood Service Centers and their Director Daisy Algarin, and representatives of the Police, Fire and Law Departments, have engaged with neighbors, neighborhood associations, business and property owners and others to develop a NAL that is more effective, precise, and fair. This collective effort has generated the following proposal, which preserves the Nuisance Point system, but would improve upon it with the following amendments:

First, the NAL is moved from Section 3-15 of the City Charter to Section 10-12 of the Charter. This places administration of the law squarely under the Department of Neighborhood and Business Development. The current NAL at Charter Section 3-15 will be repealed.

Second, the revised NAL eliminates certain violations that are best addressed through municipal code violation tickets. The Nuisance Point values assigned to violations are also revised, with 10 points being assigned for violations involving dangerous weapons or the sale of controlled substances or marijuana, and six points being assigned for all other violations. Where an owner or tenant of the property is the victim of the violation, no points are to be assessed against the property.

Third, the revised NAL establishes a Nuisance Point waiver process. A property is eligible for a point waiver if no points have been assessed against the property in the past year and the violation at issue does not involve a weapons offense, a violation of the

fire code, or the sale of alcohol or tobacco to a minor. The owner of an eligible property is given the opportunity to design an abatement plan in consultation with the Administrator of the area's Neighborhood Service Center ("NSC") office. If the owner does so and thereafter abides by the abatement plan for six months with no further violations, the points will be waived. A property will be eligible for a waiver only once in a twelve-month period.

Fourth, the revised NAL provides for coordination between the Municipal Code Violations Bureau ("MCVB") and the NSC for those instance when a MCVB ticket is issued and Nuisance Points are assessed for the same violation. Where the MCVB ticket is dismissed on the merits, notice is to be given to the NSC so that the points may also be removed from the property.

Fifth, the revised NAL establishes a Citywide Nuisance Advisory Board. The Board will be made up of nine members—one resident and one business owner from each City quadrant and a resident from Center City. Where a violation occurs at a location such that assessment of points will result in the property being deemed a public nuisance, (i.e. 12 points in a six-month period or 18 points in a 12-month period), the property owner will have the opportunity to seek a hearing before the Board to contest the pending assessment of points. After the hearing, the Board will make a recommendation to the NSC Administrator as to whether the points should be assessed.

Sixth, once a property accumulates points sufficient to be deemed a public nuisance, the property owner will be notified of a mandatory abatement meeting at which the owner and NSC Administrator will devise an abatement plan. If the owner attends the meeting and abides by the plan, no further action is taken by the City and the points are allowed to "age out." If the owner fails to attend the meeting or abide by the plan, the matter is referred to the Law Department for enforcement proceedings.

Seventh, the Law Department will decide whether to abate an actionable public nuisance through a court action or an administrative hearing. In the event of a hearing, the owner and/or tenants may raise a defense of innocence by establishing that the tenant and/or owner (i) did not know of the conduct giving rise to nuisance; or (ii) upon learning of the conduct giving rise to the nuisance, did all that reasonably could be expected under the circumstances to terminate the nuisance activity. If innocence is established in this manner, then the remedy ultimately imposed, if any, may not infringe on the innocent party's rights in the property.

Finally, in the event that a public nuisance is to be remedied through an order of closure, tenants are to be given 30 days to vacate the premises before closure.

This legislation would go into effect on June 1, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Introductory No. 106

#### **LOCAL LAW AMENDING THE CITY CHARTER WITH RESPECT TO THE ABATEMENT OF NUISANCES**

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by repealing Section 3-15, Abatement of nuisances.

Section 2. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by adding to the end of Article X, Department of Neighborhood and Business Development, the following new section:

§ 10-12. Abatement of nuisances.

A. Declaration of legislative findings. The Council finds that public nuisances exist in the City of Rochester in the operation of certain establishments and the use of property in flagrant violation of certain Penal Law and Municipal Code provisions, which nuisances substantially and seriously interfere with the interest of the public in the quality of life and total community environment, commerce in the City, property values and the public health, safety and welfare. The Council further finds that the continued occurrence of such activities and violations is detrimental to the health, safety and welfare of the people of the City of Rochester and of the businesses thereof and the visitors thereto. It is the purpose of the Council to establish a means to remedy these public nuisances, which shall be in addition to the use of procedures and remedies available under other laws. The Council further finds that the remedies that may be implemented pursuant to this law are reasonable and necessary in order to protect the health and safety of the people of the City and to promote the general welfare. The Council finds that it is the public policy of the City of Rochester to ensure that all crime victims, including victims of domestic violence, dating violence, stalking, or sexual abuse in an emergency, are able to contact police or emergency assistance without penalty under this ordinance. The Council further finds that this law is not intended to sanction, penalize or displace victims of triggering enumerated crimes or violations that are deemed public nuisances pursuant to this City Charter Section; accordingly points, sanctions and penalties assessed hereunder shall not be applied against the premises where an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated crime or violation triggering the public nuisance incident.

B. Public nuisances defined. For purposes of this Section, a public nuisance shall be deemed to exist whenever through violations of any of the following provisions resulting from separate incidents at a building, erection or place, or immediately adjacent to the building, erection or place as a result of the operation of the business, 12 or more points are accumulated within a period of six months, or 18 or more points within a period of 12 months, in accordance with the following point system. Where more than one violation occurs during a single incident, the total points for the incident shall be the highest point value assigned to any single violation. Such violations shall be proven by a preponderance of evidence, as set forth in subsection F below, before the imposition of any remedy to abate the nuisance.

(1) The following violations shall be assigned a point value of ten points:

- (a) Article 265 of the Penal Law — Firearms and Other Dangerous Weapons.
- (b) Section 47-5 of the Code of the City of Rochester — Firearms, shotguns, rifles and other dangerous weapons.
- (c) Sections and subsections 220.06(1), 220.16(1), 220.16(2), 220.16(3), 220.16(4), 220.16(5), 220.16(6), 220.16(7), 220.28, 220.31, 220.34, 220.39, 220.41, 220.43, 220.44 and 220.65 of the Penal Law — Offenses Involving the Sale or Intent to Sell Controlled Substances
- (d) Sections 221.35, 221.40, 221.45, 221.50 and 221.55 of the Penal Law — Offenses Involving the Sale of Marihuana.

(2) The following violations shall be assigned a point value of six points:

- (a) Sections and subsections 220.03, 220.06(2), (3), (4), (5), (6), (7), and (8), 220.09, 220.16(8), (9), (10), (11), (12), and (13), 220.18, 220.21, 220.25, 220.45, 220.46, 220.50, 220.55, 220.60, 220.70, 220.71, 220.72, 220.73, 220.74, 220.75 and 220.76 of the Penal Law — Controlled Substance Offenses Not Involving the Sale or Intent to Sell.
- (b) Sections 221.05, 221.10, 221.15, 221.20, 221.25 and 221.30 of the Penal Law — Marihuana Offenses Not Involving Sale.
- (c) Article 225 of the Penal Law — Gambling Offenses.
- (d) Article 230 of the Penal Law — Prostitution Offenses.



- (e) Sections and subsections 165.15(4), (6), (7), and (8), 165.40, 165.45, 165.50, 165.52, 165.54, 165.71, 165.72, and 165.73 of the Penal Law — Criminal Possession of Stolen Property.
  - (f) The Alcoholic Beverage Control Law.
  - (g) Sections 260.20 and 260.21 of the Penal Law — Unlawfully Dealing with a Child.
  - (h) Possession, use, sale or offer for sale of any alcoholic beverage in violation of Article 18 of the Tax Law, or of any cigarette or tobacco products in violation of Article 20 of the Tax Law.
  - (i) Article 178 of the Penal Law — Criminal Diversion of Prescription Medications and Prescriptions.
  - (j) Section 147 of the Social Services Law — Food stamp program fraud.
  - (k) Section 3383 of the Public Health Law — Imitation controlled substances.
  - (l) Operating a premises without the requisite business permit in violation of § 90-33 of the City’s Municipal Code.
  - (m) Sections 240.36 and 240.37 of the Penal Law — Loitering in the First Degree and Loitering for the Purpose of Engaging in a Prostitution Offense.
  - (n) Section 2024 of Title 7 of the United States Code — Supplemental Nutrition Assistance Program.
  - (o) Suffering or permitting the premises to become disorderly, including suffering or permitting fighting.
  - (p) Chapter 75 of the City’s Municipal Code— Noise.
  - (q) Chapter 29 of the City’s Municipal Code— Amusements.
  - (r) Chapter 66 of the City’s Municipal Code — Junkyard Operators, Junk Dealers and Scrap Processors.
  - (s) Sections of the New York State Uniform Fire Prevention and Building Code and Chapter 54 of the City’s Municipal Code, as applied to places of assembly and other non-residential structures and uses, concerning occupancy requirements, capacity of means of egress and fire protection systems.
  - (t) Chapter 569, Article 7 (Service Food Establishments) and Article 8 (Food and Food Establishments) of the Laws of the County of Monroe — Sanitary Code.
- (3) It shall be the responsibility of the City department or bureau with primary enforcement responsibility for each of the above-listed violations, including but not limited to the Rochester Police Department, Rochester Fire Department, Bureau of Buildings and Zoning code enforcement officers employed in the Department of Neighborhood and Business Development, and code enforcement inspectors and Bureau of Operations supervisors employed in the Department of Environmental Services, to expeditiously notify the Administrator of the Neighborhood Service Center for that portion of the City in which the subject building, erection or place is located (hereinafter, the “NSC Administrator”) of a nuisance point violation and to provide to the NSC Administrator all supporting documentation of the violation, including copies of tickets and/or arrest paperwork.
- (4) With regard to a residential property, no points, sanctions and penalties assessed under this ordinance shall be applied against the premises where an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated crime or violation triggering the public nuisance incident.

#### C. Notice of Nuisance Points.

- (1) Written Notice of Nuisance Points.
  - a. Any time one of the above-identified violations occurs, the NSC Administrator, or another City employee as may be designated by the Commissioner of Neighborhood and Business Development, shall, within fifteen calendar days from the date of the violation, send a notice of nuisance points to the owner of the building, erection or place. The notice shall be sent by first class mail with delivery confirmation, and shall identify the violation and the number of points assessed against the property.
  - b. The NSC Director shall adopt a standard Notice of Nuisance Points letter to be used by every Neighborhood Service Center (“NSC”). The letter shall set forth the address where the nuisance activity took place, the specific violation, the date and time of the violation, and the number of points being assessed as a result of the violation. The letter will also set forth the total points accrued against the property during the preceding 12 months, inclusive of those that are the subject of the notice. The letter shall be signed by the NSC Administrator or, in the NSC Administrator’s absence, by his or her designee.
  - c. If, at the time the Notice of Nuisance Points letter is sent, the total number of nuisance points then accrued is less than that which would be deemed a public nuisance under this Section, the notice letter shall include the following language: “If the conduct giving rise to this violation is not abated and recurs, your property is in jeopardy of being deemed a

public nuisance pursuant to City Charter § 10-12B, which could result in the closure of your property. You are encouraged to contact the Neighborhood Service Center at [PHONE NUMBER] to arrange a meeting to discuss this violation and a means to prevent a nuisance from developing.”

(2) Waiver of Nuisance Points.

a. Eligibility:

- i. To be eligible for a waiver of nuisance points, no nuisance points shall have been assessed against a property during the preceding twelve months.
- ii. A property is eligible for the waiver of nuisance points no more than one time in any twelve-month period.
- iii. Points resulting from the following violations are not eligible for waiver:
  1. Article 265 of the Penal Law — Firearms and Other Dangerous Weapons.
  2. Section 47-5 of the City’s Municipal Code — Firearms, shotguns, rifles and other dangerous weapons.
  3. Sections of the New York State Uniform Fire Prevention and Building Code and Chapter 54 of the City’s Municipal Code concerning occupancy requirements.
  4. Sections 260.20 and 260.21 of the Penal Law — Unlawfully Dealing with a Child.

b. Waiver of Nuisance Points Letter.

- i. If a property to be assessed nuisance points is eligible for a waiver, then the NSC Administrator shall send, in the same mailing as the Notice of Nuisance Points Letter, a Waiver of Nuisance Points Letter.
- ii. The NSC Director shall adopt a standard Waiver of Nuisance Points letter to be used by every NSC. The Waiver of Nuisance Points letter shall inform the owner that his/her property is eligible for waiver of nuisance points, and shall direct the owner to contact the NSC within ten calendar days of the date of the Waiver of Nuisance Points Letter to schedule a waiver meeting to discuss and implement an abatement plan.

c. Abatement Plan and Waiver.

- i. If the owner timely requests and attends the waiver meeting, the owner and NSC Administrator shall negotiate in good faith to develop an appropriate written plan to abate the nuisance. If their effort succeeds, the plan shall be dated, signed by the owner and by the NSC Administrator, and shall be kept on file at the NSC. A copy of the abatement plan shall be provided to the owner.
- ii. If the owner abides by the abatement plan and no new nuisance activity occurs within the six months following the date of the abatement plan, the points that are subject to waiver shall be cancelled as if they had never existed on the property.
- d. Records of Abatement Plans and Waivers. Each NSC shall maintain for a minimum of two years records of abatement plans established and waivers issued for each property.

(3) Nuisance Points Advisory Board.

- a. Composition. There shall be a nine-member Nuisance Points Advisory Board (“Advisory Board”) appointed by the Mayor, comprising one resident and one business owner each from the Northeast District, East District, South District and Northwest District as such districts are defined by City Charter § 5-3, and one resident from the Center City District as that district is defined by City Zoning Code § 120-166B. The members shall not be City officers or employees at the time of their appointments. Board members shall serve a term of two years. Any member may be reappointed and, after the expiration of his or her term, each member shall hold over until a successor is appointed, if necessary. The board may appoint a Chairperson from among its members.

- b. Advisory Board Review.
  - i. Notice of Potential Nuisance.
    - 1. Where a violation takes place at a building, erection or place such that assessment of points for that violation would result in the building, erection or place being deemed a public nuisance pursuant to this Section, the NSC Administrator shall give notice of the violation to the owner, the impending assessment of points, and the fact that, upon assessment of the points, the building, erection or place will be deemed a public nuisance that is subject to the imposition of abatement actions pursuant to this Section. This Notice of Potential Nuisance shall be sent to the owner within fifteen calendar days of the violation in the same manner as a Notice of Nuisance Points.
    - 2. The NSC Director shall adopt a standard Notice of Potential Nuisance letter to be used by every NSC. The Notice of Potential Nuisance shall inform the owner that he or she may, within ten calendar days of the date of the Notice, contact the NSC to request that the Advisory Board review the most recent violation and the points to be assessed therefor.
      - ii. Review by Advisory Board. If a review is requested by an owner, the NSC Administrator shall submit to the Advisory Board a package containing all relevant reports upon which the potential assessment of nuisance points is based. The board shall review the package and any written submissions by the owner, and may allow the owner and any witnesses to offer oral statements, within a time limit to be set by the board, which time shall not exceed 30 minutes, as to why the points should not be assessed. An Advisory Board member shall not participate in any review proceeding with regard to any place that is located within a radius of 500 feet from the member's residence or with regard to which the member possesses an operational or ownership interest. The board shall review all submissions and explanations and submit a written recommendation to the NSC Administrator concerning issuance of the nuisance points. A copy of this written recommendation shall be sent by the board to the owner by first class mail with delivery confirmation. The board's function shall be advisory, and its recommendations shall not be construed to be a final decision.
      - iii. Final Determination by NSC Administrator. The NSC Administrator shall make a final determination as to the assessment of points within ten calendar days of the receipt of the recommendation of the Nuisance Points Advisory Board. The final determination shall be sent to the owner in the same manner as a Notice of Nuisance Points. A courtesy copy of the final determination shall be produced to the Advisory Board.
  - c. Meetings. The Advisory Board shall meet at least once a month as long as matters are pending. A majority of the full board, of which no fewer than two are residents and two are business owners, shall constitute a quorum and shall be necessary to make a recommendation on proposed nuisance points. The board shall maintain an orderly set of records, including minutes of its meetings. The Commissioner of Neighborhood and Business Development shall provide staff support to the board, and members of the Police Department and Law Department may also advise the board and attend board meetings.
  - d. Bylaws. The Advisory Board shall prepare and adopt bylaws from time to time outlining meeting times and related procedures. The bylaws shall be submitted to the NSC Director for review and acceptance.
- (4) Notice of Abatement Meeting. Where a building, erection or place accrues points sufficient to be deemed a public nuisance pursuant to City Charter §10-12B, the NSC Administrator shall schedule a meeting with the building owner or the owner's authorized representative (hereinafter collectively "owner") to devise a plan to abate the nuisance. The owner shall be notified by letter of the date, time and location of the meeting. The owner shall also be notified that if he or she fails to attend the meeting, the City may immediately proceed with an administrative abatement proceeding or civil action to abate the nuisance. The NSC Director shall adopt a standard Notice of Abatement Meeting letter to be used by every NSC, which shall be sent to the owner in the same fashion as a Notice of Nuisance Points. The owner shall be allowed to adjourn and reschedule the abatement meeting no more than one time and to a date no more than fourteen calendar days after the original scheduled date.
- (5) Abatement Plan. If the owner attends the Abatement Meeting, he or she shall negotiate in good faith with the NSC Administrator to devise an abatement plan intended to remedy the nuisance activity. If they succeed and the owner signs a commitment to perform the agreed upon abatement plan, the City will not advance with an administrative proceeding or civil action to abate the nuisance for so long as the owner abides by the plan.

#### D. Concurrent Adjudication by Municipal Code Violations Bureau.

- (1) Where the NSC Administrator assesses nuisance points based upon a violation of the Rochester City Code for which a Municipal Code Violations Bureau ticket is issued, the Administrator shall request in writing that the Municipal Code Violations Bureau provide to the NSC Administrator notice of the ultimate ticket disposition.

- (2) Where the Municipal Code Violations Bureau ticket disposition indicates a dismissal on the merits, the NSC Administrator shall cancel the nuisance points stemming from the underlying violation and shall notify the owner of the same.

E. Powers of the Commissioner with Respect to Public Nuisances. In addition to the enforcement procedures established elsewhere, the Commissioner of Neighborhood and Business Development, shall be authorized:

- (1) To order the closing of the building, erection or place to the extent necessary to abate the nuisance but in no event for a period longer than one year; or
- (2) To suspend for a period not to exceed six months or revoke for a period of one year a business permit issued for such premises, and to prevent the operator from obtaining a new business permit for another location for the period of suspension or revocation; or
- (3) To suspend for a period not to exceed six months or revoke for a period of one year any occupational license or permit issued by the City related to the conduct of a business or trade at the premises, which suspension or revocation may also apply to any other locations operated by the holder for which the license or permit is required; or
- (4) To suspend for a period not to exceed six months or revoke for a period of one year eligibility to secure grants or loans from the City of Rochester; or
- (5) Any combination of the above; or
- (6) Any other remedy rationally related to the nuisance to be abated and otherwise within the authority of the Commissioner.

F. Adjudication Procedure. Where a public nuisance is deemed to exist pursuant to Subsection B of this Section, and the owner of the property fails to attend the Abatement Meeting or fails to accept and abide by an abatement plan, the Commissioner of Neighborhood and Business Development, or his or her designee, shall notify the Corporation Counsel for the City of Rochester of the nuisance activity and recommend a remedy or remedies pursuant to Subsection E of this Section to abate the nuisance. The Corporation Counsel shall decide whether to implement the remedy by means of either an administrative abatement proceeding as described below or through a civil action as authorized by City Charter § 9-21.

- (1) Administrative Abatement Proceeding
  - a. Notice of Abatement Hearing. The Corporation Counsel shall establish a date for a hearing at which it will be determined whether a public nuisance exists and evidence will be presented as to the remedy appropriate to abate the public nuisance. A Notice of Hearing shall be provided to the owner, lessor, lessee and mortgagee of the building, erection or place wherein the public nuisance is being conducted, maintained or permitted. The Notice of Hearing shall contain the following:
    - i. The name of the owner.
    - ii. A description of the premises, including the street address.
    - iii. A statement of each and every incident during the relevant period giving rise to nuisance points, and a description of the remedy or remedies proposed to abate the public nuisance.
    - iv. The date, time and location of the hearing.
    - v. A statement that the failure to attend the hearing may constitute a default, which could result in the closure of the building, erection or place, the suspension or revocation of the owner's relevant business or occupational licenses, and/or the suspension or revocation of City grants or loans.
    - vi. A statement that no points shall be assessed against the building, erection or place for an enumerated crime or violation for which it is demonstrated that an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim.
  - b. Service of Notice. The Notice of Hearing, along with a copy of the text of this Section, shall be served upon the owner, lessee and mortgagee at least thirty calendar days before the scheduled hearing, in the following manner:
    - i. Owner: The owner shall be served in accordance with Article 3 of the Civil Practice Law and Rules or by means of first-class mail with delivery confirmation sent to the owner's address as it is maintained on record with the City Treasurer pursuant to City Charter §§ 6-118 and 6-119. If served by mail, service shall be deemed to be complete

upon mailing. In no event shall it be necessary to file proof of service with the clerk of any court before the hearing.

- ii. Lessee: Each lessee shall be served in accordance with Real Property Actions and Proceedings Law § 735, except it shall not be necessary to file proof of service with the clerk of any court before the hearing.
  - iii. Mortgagee: A mortgagee shall be served by means of first-class mail with delivery confirmation sent to the mortgagee's last known address as shown in the property records. Service shall be complete upon mailing, and there shall be no requirement to file proof of service with the clerk of any court before the hearing.
- c. Posting of Notice of Hearing: A copy of the Notice of Hearing shall be posted on the premises at least thirty calendar days before the hearing. Mutilation or removal of the posted notice of hearing shall be punishable by a fine of not more than \$250 provided that the posted notice contains therein a notice of such penalty.
- d. Hearing procedure.
- i. The hearing shall be conducted by an independent hearing officer appointed by the Corporation Counsel. The owner and other interested parties may be represented at the hearing by counsel. The owner and other interested parties may present evidence and call witnesses on their behalf, and may cross-examine any witnesses that testify for the City. The rules of evidence prevailing in a court of record shall not be controlling in abatement hearings. The Mayor and/or the Corporation Counsel are authorized to develop and implement other rules and regulations concerning the procedures for the abatement hearing not inconsistent with the rules here stated. Any such other rules and regulations shall be reduced to writing and shall be served on all parties along with the Notice of Hearing.
  - ii. For purposes of this Section, a conviction by a court of competent jurisdiction or an administrative bureau of the violation or crime that gives rise to the assessment of
  - iii. nuisance points shall not be required. Instead, to assess the points, the City shall be required to prove by a preponderance of the evidence that each element of the charged offense has occurred. However, a conviction as defined and applied in accordance with the provisions of Section 1.20 of the Criminal Procedure Law, in any court of competent jurisdiction, or a conviction or plea of guilty in the Municipal Code Violations Bureau, shall constitute conclusive proof of a point-assessable crime or violation under this Section.
  - iv. Defense of Innocence. An innocent party's interest in property shall not be forfeited. The party claiming innocence shall have the burden of proving innocence by a preponderance of the evidence. Such innocence may be demonstrated by proof that the party (i) did not know of the conduct giving rise to nuisance; or (ii) upon learning of the conduct giving rise to the nuisance, did all that reasonably could be expected under the circumstances to terminate such use of the property. For the purposes of this subsection, ways in which a person may show that he or she did all that reasonably could be expected may include demonstrating that such person, to the extent permitted by law, (a) gave timely notice to an appropriate law enforcement agency of information that led the person to know that nuisance activity was occurring or would occur, and (b) in a timely fashion revoked or made a good faith attempt to revoke permission for those engaging in such nuisance activity to use the property. However, a person shall not be required by this subparagraph to take steps that the person reasonably believes would be likely to subject any person to physical danger. Even where a party with an interest in the property establishes his or her innocence in accordance with this subsection, still the City may impose any reasonable and legally permissible remedy to abate the nuisance so long as it does not infringe upon the innocent party's interest in the property.
  - v. Defense of Victims. In accordance with the public policy and findings calling for the protection of victims of crimes and violations in Subdivision A of this Section, a party shall be entitled to testify or present other evidence in support of a claim that nuisance points should not be assessed for a specified violation or crime wherein an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated violation or crime that triggered the assessment of nuisance points. The party claiming the victim defense shall have the burden of proving its factual elements by a preponderance of the evidence in order to be entitled to the removal of assessed nuisance points.
- e. Hearing Officer Report and Recommendation. Within fourteen calendar days after the conclusion of the hearing, the hearing officer shall render a written report and recommendation to the Commissioner of Neighborhood and Business Development, which shall set forth factual findings based upon evidence in the record and shall state whether a public nuisance was proven by a preponderance of the evidence. In the event that a public nuisance is so proven, the hearing officer shall also render a written recommendation as to the remedy to be imposed to abate the public nuisance. The hearing officer's written recommendation shall be served upon all interested parties in the same manner as the original Notice of Hearing.

- f. Final Determination. Within seven calendar days after receipt of the hearing officer’s report and recommendation, the Commissioner of Neighborhood and Business Development shall issue a final determination either accepting, modifying, or rejecting the hearing officer’s report and recommendation. If the Commissioner determines that there is a public nuisance, based on either the recommendation of the hearing officer or the Commissioner’s own assessment of the hearing record, the final determination shall articulate the remedy to be imposed and set forth a reasonable manner in which the remedy elected is expected to abate the public nuisance. No remedy shall be imposed that goes beyond the remedy or remedies previously specified in the Notice of Hearing. The final determination shall be served on all interested parties in the same manner as the Notice of Hearing. A copy of the final determination shall also be posted at the building, erection or place where a public nuisance exists or is occurring in violation of law.
- g. Closure. Where the final determination orders the closure of a building, erection or place, the closure shall become effective thirty calendar days after the posting of the final determination upon the building, erection or place, and may after that time be enforced by the Rochester Police Department. The effective date shall be specified in the final determination.
  - i. In no event shall any closing ordered under this Section be for a period of more than one year from the issuance of the Commissioner’s final determination.
  - ii. A closing directed by the Commissioner pursuant to this Section shall not be deemed to constitute an act of possession, ownership or control by the City of the closed premises.
  - iii. It shall be a violation of this Section for any person to permit any other person to use or occupy any building, erection or place, or portion thereof, ordered closed by the Commissioner. Such a violation or mutilation or removal of a posted order of the Commissioner designee shall be punishable by a fine of not more than \$250 or by imprisonment not exceeding fifteen calendar days, or both, provided such posted order contains therein a notice of such penalty.

G. Additional Provisions

- (1) The Mayor, Commissioner of Neighborhood and Business Development (“Commissioner”) or NSC Director may promulgate rules, regulations, policies and procedures to carry out and give full effect to the provisions of this Section. Any such rules, regulations, policies and procedures shall be filed with the City Clerk.
- (2) The Commissioner or NSC Director shall implement a training program for NSC employees involved in the enforcement of this Section and for other City employees as needed.
- (3) If any provision of this Section or the application thereof to any person or circumstances is held invalid, the remainder of this Section and the application of such provisions to other persons and circumstances shall not be rendered invalid thereby.
- (4) The Commissioner shall prepare an annual report to be submitted to City Council summarizing the actions taken under this Section and indicating the results of such action.

Section 3. This local law shall take effect upon the latter of either: a) its filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law, or b) June 1, 2018.

Held in committee.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Introductory No. 135  
Municipal Code Amendments:  
Nuisance Abatement Law

Transmitted herewith for your approval is legislation that revises the Municipal Code to be consistent with the Introductory No. 106, the Local Law amending the City Charter with respect to the abatement of nuisances. That Local Law will substantially amend the nuisance abatement law and transfer it from Section 3-15 of the City Charter to Section 10-12. The ordinance, which would take effect on the same day as the Local Law, makes no substantive changes to the nuisance abatement law. Instead, it changes from Section 3-15 to Section 10-12 all of the Municipal Code’s references to the City Charter’s nuisance abatement law in order to track the Local Law’s relocation of that law within the Charter.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Introductory No. 135

**AMENDING THE MUNICIPAL CODE WITH RESPECT TO THE ABATEMENT OF NUISANCES**

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

Section 1. Chapter 68 of the Municipal Code, Licenses – Businesses and Trades, as amended, is hereby further amended in Subsection E of Section 68-10, Revocation of licenses and permits, to read as follows:

A. In addition to the power granted to the authority issuing a license or permit either in this chapter or in other chapters of the Municipal Code, a license or permit for a business or trade issued by the City of Rochester may be revoked or suspended in accordance with the procedures established in ~~§ 3-15~~ § 10-12, Abatement of nuisances, of the City Charter.

Section 2. Chapter 90 of the Municipal Code, Property Code, Article II, Business Permits, as amended, is hereby further amended in Subsection B of Section 90-36, Issuance of business permit, to read as follows:

B. No business permit shall be issued unless the applicant and business have fully complied with the provisions of this article and have obtained all necessary licenses and permits for the operation. No business permit shall be issued to a premises while charges are pending pursuant to ~~§ 3-15~~ § 10-12 of the City Charter, or while any other nuisance abatement proceeding or action is pending against the premises.

Section 3. Chapter 90 of the Municipal Code, Property Code, Article II, Business Permits, as amended, is hereby further amended in Subsection F(14) of Section 90-37, Operation of businesses, to read as follows:

C. The owner or operator of any business shall maintain good order on and about the premises at all times when the business is open. The premises shall include the building in which the business is located, as well as accessory structures and uses, including parking lots, and the land on which the building is located. The owner or operator of any business shall be responsible to remove refuse and obstructions from the sidewalk in accordance with Municipal Code requirements, and to operate the business so that neither the business nor its patrons become a source of disruption on the sidewalks, streets or other private property in the vicinity of the business. The lack of good order shall include, but not be limited to, suffering or permitting the following:

(14) Any other nuisance activity listed in ~~§ 3-15~~ § 10-12 of the City Charter.

Section 4. Chapter 96 of the Municipal Code, Secondhand Dealers, as amended, is hereby further amended in Subsection D of Section 96-5, Issuance of secondhand dealer’s license, to read as follows:

D. No secondhand dealer’s license shall be issued unless the applicant and business have fully complied with the provisions of this chapter and have obtained all necessary licenses and permits for the operation. No secondhand dealer’s license shall be issued to a premises while charges are pending pursuant to ~~§ 3-15~~ § 10-12 of the City Charter or while any other nuisance abatement proceeding or action is pending against the premises or owner or operator.

Section 5. Chapter 96 of the Municipal Code, Secondhand Dealers, as amended, is hereby further amended in Subsection F(14) of Section 96-8, General operation of secondhand dealer’s businesses, to read as follows:

E. Secondhand dealers shall maintain good order on and about the premises at all times when the business is open. The premises shall include the building in which the business is located, as well as accessory structures and uses, including parking lots and the land on which the building is located. The owner or operator of any secondhand dealer’s business shall be responsible to remove refuse and obstructions from the sidewalk in accordance with Municipal Code requirements and to operate the business so that neither the business nor its patrons become a source of disruption on the sidewalks, streets or other private property in the vicinity of the business. The lack of good order shall include, but not be limited to, suffering or permitting the following:

...

(14) Any other nuisance activity listed in ~~§ 3-15~~ § 10-12 of the City Charter.

Section 6. Chapter 99 of the Municipal Code, Shooting Ranges, as amended, is hereby further amended in Subsection D of Section 99-7, Issuance of shooting range license, to read as follows:

F. No shooting range license shall be issued unless the applicant and business have fully complied with the provisions of this chapter and have obtained all necessary licenses and permits for the operation. No shooting range license shall be issued to a premises while charges are pending pursuant to ~~§ 3-15~~ § 10-12 of the City Charter or while any other nuisance abatement proceeding or action is pending against the premises or owner or operator.

Section 7. This ordinance shall take effect on the effective date of an accompanying local law amending the City Charter with respect to the abatement of nuisances.

Held in committee.

By Councilmember Evans  
April 17, 2018

To the Council:

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

- Int. No. 107 Amending Ordinance No. 2017-10 and appropriating funds for the 2018 Preventive Maintenance Group 2 Project
- Int. No. 108 Amending Ordinance No. 2017-12 and appropriating funds for the 2020 Preventive Maintenance Group 11 Project
- Int. No. 109 Authorizing an agreement for resident project representation services for the Alpha Street Group Project
- Int. No. 110 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,762,000 Bonds of said City to finance the reconstruction of certain portions of the streets located in the Alpha Street Group Project
- Int. No. 111 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$605,000 Bonds of said City to finance the reconstruction of water services along certain portions of streets included in the Alpha Streets Group Project, as amended
- Int. No. 112 Authorizing a design services agreement for the Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue)
- Int. No. 117 Authorizing agreement for the North Winton Village Streetscape Improvements
- Int. No. 118 Authorizing a grant agreement and appropriation for a Climate Smart Communities Climate Adaptation Plan
- Int. No. 119 Amending Ordinance No. 2017-98 and authorizing an amendatory agreement with North East Area Development, Inc., as amended
- Int. No. 120 Authorizing a grant agreement and appropriation for improvements to the Cobbs Hill Basketball Courts
- Int. No. 121 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$600,000 Bonds of said City to finance a portion of the City’s Conduit Modernization – Transmission System Cathodic Protection Project
- Int. No. 123 Authorizing an agreement for East Main Street Improvement Project design services and an agreement for the receipt, use and appropriation of funds

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

- Int. No. 113 Local Improvement Ordinance – establishing the operation, installation and maintenance costs of street lighting special assessment districts
- Int. No. 114 Local Improvement Ordinance – establishing the operating and maintenance costs of special assessments for streetscape enhancements
- Int. No. 115 Local Improvement Ordinance – care and embellishment of street malls for 2018-2019
- Int. No. 116 Local Improvement Ordinance establishing the cost of the special work and services related to Main Street improvements of the Downtown Enhancement District
- Int. No. 122 Amending the Official Map to discontinue the park designation of approximately 12.466 acres of land and to dedicate to park purposes approximately of 12.467 acres

Respectfully submitted,  
 Malik Evans  
 Mitch Gruber  
 Elaine M. Spaul (Absent)  
 Adam C. McFadden  
 Loretta C. Scott  
 PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-92  
Re: Appropriate and Amendment – 2018 Preventive Maintenance Group No. 2 Project

Transmitted herewith for your approval is legislation related to the 2018 Preventive Maintenance Group 2 Project. This legislation will:

1. Appropriate \$38,649.71 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2018 Preventive Maintenance Group 2 Project; and
2. Amend Ordinance No. 2017-10, which originally established funding for the agreement with C&S Engineers, Inc. for design services related to this project, by reducing the 2014-15 Cash Capital by \$38,649.71 and replacing those funds with the NYS Marchiselli Aid appropriated herein.



This project, administered by the City under agreement with NYSDOT, includes two locations:

- Alexander Street from Mount Hope Avenue to East Main Street; and
- Scio Street from East Avenue to Central Park

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring of 2019 with scheduled completion in fall of 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-56

Ordinance No. 2018-92  
(Int. No. 107)

**Amending Ordinance No. 2017-10 and appropriating funds for the 2018 Preventive Maintenance Group 2 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$38,649.71 in anticipated reimbursements from the New York State Department of Transportation Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2018 Preventive Maintenance Group 2 Project design services.

Section 2. Ordinance No. 2017-10 is hereby amended by allocating \$38,649.71 of the funds appropriated under Section 1 herein to replace and reduce by \$38,649.71 the amount of the 2014-15 Cash Capital funds appropriated therein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-93  
Re: Appropriate and Amendment – 2020 Preventive Maintenance Group No. 11 Project

Transmitted herewith for your approval is legislation related to the 2020 Preventive Maintenance Group No. 11 Project. This legislation will:

1. Appropriate \$18,600 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2020 Preventive Maintenance Group 11 Project; and
2. Amend Ordinance No. 2017-12, which originally established funding for the agreement with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. for design services related to this project, by reducing the 2016-17 Cash Capital by \$18,600 and replacing those funds with the NYS Marchiselli Aid appropriate herein.

This project, administered by the City under agreement with NYSDOT, includes Lyell Avenue from Lake Avenue to Mount Read Boulevard.

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring of 2020 with scheduled completion in fall of 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-57

Ordinance No. 2018-93  
(Int. No. 108)

**Amending Ordinance No. 2017-12 and appropriating funds for the 2020 Preventive Maintenance Group 11 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$18,600 in anticipated reimbursements from the New York State Department of Transportation Marchiselli Aid program and appropriates that sum to fund a portion of the 2020 Preventive Maintenance Group 11 Project design services.

Section 2. Ordinance No. 2017-12 is hereby amended by allocating \$18,600 of the funds appropriated under Section 1 herein to replace and reduce by \$18,600 the amount of the 2016-17 Cash Capital funds appropriated therein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

- Ordinance No. 2018-94
- Ordinance No. 2018-95
- Ordinance No. 2018-96

Re: Alpha Street Group Project

Transmitted herewith for your approval is legislation related to Alpha Street Group Project. This legislation will:

1. Establish \$250,000 as maximum compensation for an agreement with Vanguard Engineering, P.C. (Joseph Ardieta, President), Rochester, NY 14610 for resident project representation (RPR) services;
2. Authorize the issuance of bonds totaling \$1,762,000 and appropriate the proceeds thereof to partially finance the street portion of the project, and;
3. Authorize the issuance of bonds totaling \$605,000 and appropriate the proceeds thereof to partially finance the water portion of the project.

Streets included in the project group are: Alpha Street (Wilder Terrace to Beach Avenue); Wilder Terrace (Alpha Street to Beach Avenue); Meriden Street (Alpha Street to Wilder Terrace); and Braddock Street (Alpha Street to Henley Street). The improvement project will consist of a combination of pavement reconstruction and rehabilitation; new stone curbs with underdrain pipe; new driveway aprons; replacement of existing sidewalks with pervious concrete sidewalks to address the 25% reduction in impervious surface requirement to satisfy the Storm Water Pollution Prevention Plan (SWPPP) for the project that meets NYSDEC State Pollutant Discharge Elimination System (SPDES) General Permit (GP 0-15-002); installation of street LED lighting (as a separate City Street Lighting contract); new water main on Braddock Street and on a section of Wilder Terrace; replacement of all lead and galvanized water services with polyethylene pipe; installation of corrosion resistant anodes on the Meriden Street water main; some new hydrants; replacement of catch basins within the reconstruction sections; replacement of capstone catch basins within the rehabilitation sections and the addition of a few new catch basins for improved drainage; manhole cover and catch basin grate adjustments; installation of a new two-rail pipe fence along the sidewalk near the CYAA ball fields; and regrading and hydro-seeding of all lawn areas disturbed by construction activities.

Previous legislation includes Ordinance No. 2017-300 that authorized changes in pavement width, and two de minimus corner acquisitions for street purposes.

Bids for construction were received on March 14, 2018. The apparent low bidder did not submit the correct bid proposal sheets provided in the addendum therefore the low bid was rejected. The second low bid of \$2,519,731.25 was submitted by Seneca Roadways which is 13.46% higher than the engineer's estimate. An additional \$253,298.11 will be allocated for project contingencies.

The costs for the categories of work for the project based upon the bid amount are as follows:

Sources	Construction	RPR	Street Lighting	Contingency	Total
Street Bond	\$1,350,688	\$200,000	\$29,900	\$181,412	\$1,762,000
Water Bond	504,043	50,000	0	50,957	605,000
Community Development Block Grant Funds as appropriated in Ord. No. 2017-298	475,000	0	0	0	475,000
Rochester Pure Waters District (Ord. No. 18-039)	190,000	0	0	20,686	210,686
<b>Total</b>	<b>\$ 2,519,731</b>	<b>\$250,000</b>	<b>\$29,900</b>	<b>\$253,055</b>	<b>\$3,052,686</b>

Vanguard Engineering, P.C. was selected for RPR services through a request for proposal process, which is described in the attached summary. The agreement will be funded with bonds appropriated herein and may extend until three months after completion and acceptance of a two year guarantee inspection of the project.

Public informational meetings were held on December 11, 2014; February 8, 2017 and December 20, 2017. Minutes from those meetings are on file in the City Clerk’s Office. The pavement width changes were endorsed by the Traffic Control Board at its August 1, 2017 meeting.

Construction is anticipated to commence in spring 2018 and be completed in spring 2019. The project will result in the creation and/or retention of the equivalent of 32.6 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-58

Ordinance No. 2018-94  
(Int. No. 109)

**Authorizing an agreement for resident project representation services for the Alpha Street Group 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 Vanguard Engineering, P.C. to provide resident project representation services for the Alpha Street Group Project (the Project). The maximum compensation for the agreement shall be \$250,000 and said amount, or so much thereof as may be necessary, shall be funded with the bonds to be appropriated for the Project. The term of the agreement shall extend until 3 months after completion and acceptance of a 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.

Passed unanimously.

Ordinance No. 2018-95  
(Int. No. 110)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,762,000 Bonds of said City to finance the reconstruction of certain portions of the streets located in the Alpha Street Group 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 the cost of milling, resurfacing and reconstruction, including new stone curbs with underdrain pipes, replacement of catch basins, new sidewalks and LED street lighting, of certain portions of Alpha Street (from Wilder Terrace to Beach Avenue), Wilder Terrace (from Alpha Street to Beach Avenue), Meriden Street (from Alpha Street to Wilder Terrace) and Braddock Street (from Alpha Street to Henley Street) related to the Alpha Street Group Project (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 \$2,447,686. The plan of financing includes the issuance of \$1,762,000 bonds of the City, which amount is hereby appropriated therefor, \$475,000 in Community Development Grant Funds appropriated in Ordinance No. 2017-298, \$210,686 Rochester Pure Waters District funds appropriated in Ordinance No. 2018-39 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 \$1,762,000 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 \$1,762,000. 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. 20. c. 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.

Passed unanimously.

Ordinance No. 2018-96  
(Int. No. 111, as amended)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$605,000 Bonds of said City to finance the reconstruction of water services along certain portions of streets included in the Alpha Streets Group 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 the cost of repair and replacement of water mains, and hydrants and installation of a new water main on Braddock Street and Wilder Terrace, replacement of all lead and galvanized water services with polyethylene pipe installation cathodic protection system along certain portions of Alpha Street (from Wilder Terrace to Beach Avenue), Wilder Terrace (from Alpha Street to Beach Avenue), Meriden Street (from Alpha Street to Wilder Terrace) and Braddock Street (from Alpha Street to Henley Street) related to the Alpha Streets Group Project (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 \$605,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$605,000 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 \$605,000 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 \$605,000. 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.

Strikeout indicates deleted text; new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-97

Re: Agreement – Joseph C. Lu Engineering & Land Surveying, P.C, Scottsville Road-Elmwood Ave West City Line-Mt. Hope Avenue

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

Transmitted herewith for your approval is legislation establishing \$210,000 as maximum compensation for an agreement with Joseph C. Lu Engineering & Land Surveying, P.C, (Cletus O. Ezenwa, P.E., Principal, East Ave Suite 200, Rochester, NY 14604) for design services for Scottsville Road-Elmwood Ave WCL-Mount Hope Ave. The cost of the agreement will be fully funded with a DASNY grant as appropriated in Ordinance No. 2015-120. The term of the agreement will be 6 months after completion and acceptance of the construction of the project.

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, receiving basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

Joseph C. Lu Engineering & Land Surveying, P.C was selected for design services through a request for proposal process, which is described in the attached summary.

Design services will begin in spring 2018; it is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2019. The project will result in the creation and/or retention of the equivalent of 2.3 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-59

Ordinance No. 2018-97  
 (Int. No. 112)

**Authorizing a design services agreement for the Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue)**

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 Joseph C. Lu Engineering, P.C. for design services for the Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue), hereinafter, the “Project.” The maximum compensation for the agreement shall be \$210,000, which shall be funded from the appropriation of Dormitory Authority of the State of New York funds that was authorized pursuant to Ordinance No. 2015-120. The term of the agreement may extend to 6 months after completion and acceptance 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.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Local Improvement Ordinance No. 1741

Re: Street Lighting Enhancement Special Assessment Districts

Council Priority: Public Safety; Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing the 2018-19 budgets for street lighting enhancement special assessment districts. The districts and assessments are as follows:

Local Imp. Ord.	District	2018-19	2017-18	Variance	Capital/Operating	Type
1547	Wilson Boulevard	\$534.08	\$539.03	\$-4.95	Operating	Street lighting

1502	Lyell Avenue I	0	\$2,119.90	\$-2,119.90	Operating	Street lighting
1503	Lyell Avenue II	0	\$2,243.45	\$-2,243.45	Operating	Street lighting
1413	Monroe I	\$1,290.57	\$1,301.46	\$-10.89	Operating	Street lighting
1412	Monroe II	\$599.43	\$604.20	-4.77	Operating	Street lighting
1429	Cascade Historic	\$1,543.03	\$1,546.33	-\$3.30	Operating	Street lighting
1601	Norton Street URD	\$1,327.34	\$1,335.72	-\$8.38	Operating	Street lighting
1472	Lake Avenue	\$3,895.94	\$3,925.04	-\$29.10	Operating	Street lighting
1552	St. Paul Street	\$503.29	\$507.60	-\$4.31	Operating	Street lighting
1627	East Main Street	\$308.48	\$351.37	-\$42.89	Operating	Street lighting
1658	Browncroft Neighborhood	\$9,508.99	\$9,508.99	\$-0-	Capital	Street lighting
1677	Cobbs Hill / Nunda Neighborhood	\$8,449.38	\$-0-	\$-0-	Capital	Street lighting

The history and purpose of each district are described in the attached summary.

A public hearing on renewing the Wilson Boulevard district, renewing the Lyell Avenue districts, and renewing the Cascade Historic district and the assessments for all the districts is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-60

Local Improvement Ordinance No. 1741  
 (Int. No. 113)

**Local Improvement Ordinance - establishing the operation, installation and maintenance costs of street lighting special assessment districts**

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

Section 1. The following amounts are hereby established and the new assessments shall be allocated and levied against the benefited properties in accordance with the applicable local improvement ordinances for the operation, installation and maintenance of special assessment districts for street lighting enhancements during the 2018-19 fiscal year:

District	2018-19 Budget	LIO
Wilson Boulevard	\$534.08	1547
Lyell Avenue I	\$0.00	1725
Lyell Avenue II	\$0.00	1726
Monroe I	\$1,290.57	1672
Monroe II	\$599.43	1671
Cascade Historic	\$1,543.03	1673
Norton Street URD	\$1,327.34	1601
Lake Avenue	\$3,895.94	1697
St. Paul Street	\$503.29	1696
East Main Street	\$308.48	1627
Browncroft Neighborhood	\$9,508.99	1658
Cobbs Hill/Nunda Neighborhood	\$8,449.38	1677

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1742  
Re: Local Improvement Ordinance-Streetscapes

Transmitted herewith for your approval is legislation authorizing the care and embellishment of streetscape improvements during 2018-19 and the assessment of the associated costs of \$40,815 among the benefitted properties.

The associated budgets are summarized below:

LIO	Streetscape District	2018-19	2017-18	Variance	Type
1685	Cascade Historic	\$8,000	\$8,000	0	Capital and Operating
1619	Norton Street Urban Renewal District	\$2,815	\$2,815	0	Capital and Operating
1652	Mt. Hope	\$30,000	\$30,000	0	Capital and Operating

A public hearing on the assessments for all the districts is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Local Improvement Ordinance No. 1742  
(Int. No. 114)

**Local Improvement Ordinance - establishing the operating and maintenance costs of special assessments for streetscape enhancements**

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

Section 1. The following amounts are hereby established and the new assessments shall be allocated and levied against the benefitted properties in accordance with the applicable local improvement ordinances for the operation and maintenance of special assessment districts for streetscape enhancements during 2018-2019:

Streetscape District	2018-19 Budget	LIO
Cascade Historic District	\$8,000	1685
Norton Street Urban Renewal District	\$2,815	1619
Mt. Hope	\$30,000	1652

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Improvement Ordinance No. 1743  
Re: Care and Embellishment of Street Malls

Transmitted herewith for your approval is legislation authorizing the care and embellishment of street malls during 2018-19 and the assessment of the associated costs of \$31,644 among the benefitted properties.

Each street mall budget is prepared by a street mall association and is based on actual costs from the previous year and planned maintenance and improvements. Budget items may include: plants (ranging from annual flowering plants to trees and shrubs), mulch, water, grass seed, repair or replacement of decorative signage and spring and fall cleanup. Budgets are reviewed at a neighborhood meeting. Meeting notices are sent by the City to the owners of all affected properties.

The malls and associated budgets are summarized below:

Street Mall	Budget 2018-19	LIO 1731 2017-18	Variance	Reason for Variance
Arnold Park	2,450.00	2,500.00	-50.00	Increased budgeted amounts for lawn care, fall and spring cleanups and plants. Using surplus from prior year.
Hazelwood Terrace	600.00	400.00	200	Increased budgeted amounts for flowers, garden materials and sprinkler maintenance.
Hillside Avenue	1,500.00	5,000.00	-3,500.00	Budgeted amounts are the same, Using surplus from prior year.
Huntington Park	3,600.00	3,600.00	0	N/A <i>Note: performs own mowing, trimming</i>
Lafayette Park	3,689.00	3,109.00	580.00	Increased budgeted amounts for Neighborhood Association Incorporation Fees.
Nunda Boulevard	7,155.00	9,647.00	-2,492.00	Increased budget amounts for lawn care, mowing, raking. Using surplus from prior year. <i>Note: performs own mowing, trimming, tree care.</i>
Oxford Street	11,050.00	5,420.00	5,630.00	Budgeted amounts are the same. <i>Note: performs own mowing, trimming, tree care, leaf pickup.</i>
Rundel Park	.00	3,500.00	-3,500.00	The Association leader has decided to end the mall enhancements due to non-participation from neighbors.
Sibley Place	1,600.00	1,065.00	535.00	Budgeted amounts are the same. Using surplus from prior year.

The Department of Environmental Services Bureau of Operations provides mowing and trimming, tree pruning and leaf pickup unless otherwise noted (see Huntington, Nunda and Oxford).

The costs of the maintenance are apportioned among the benefitted properties on the basis of the specified unit charges for each area. Charges are included on the annual tax bill and are payable in July. Funds are appropriated in the Care & Embellishment Fund.

A public hearing on these assessments is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Local Improvement Ordinance No. 1743  
 (Int. No. 115)

**Local Improvement Ordinance – care and embellishment of street malls for 2018-2019**

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

Section 1. It is hereby determined that for the fiscal year 2018-19 the street malls on the following streets shall be maintained at least in accordance with minimal standards established by the Department of Environmental Services, in the following amounts:

Arnold Park	\$2,450.00
Hazelwood Terrace	600.00
Hillside Avenue	1,500.00
Huntington Park	3,600.00
Lafayette Park	3,689.00
Nunda Boulevard	7,155.00
Oxford Street	11,050.00
Rundel Park	0.00
Sibley Place	1,600.00
<b>Total</b>	<b>\$31,644.00</b>

Section 2. The district of assessment for each street mall shall consist of all the parcels of property that front on the mall, or on any extension of the street or streets containing the mall up to the next intersecting street. The cost of maintenance of each street mall, in the amount set forth in Section 1, shall be apportioned among the parcels in the district based on each parcel’s footage along the street containing the mall.

Section 3. Assessments for the cost of such improvements and work shall be due in one payment and shall be added to the tax rolls for the fiscal year commencing July 1, 2018.



Section 4. The total cost of such improvements and work, estimated at \$31,644.00, shall be charged as heretofore described in this ordinance and paid from the Care & Embellishment Fund, and said amount, or so much thereof as may be necessary, is hereby appropriated for the aforesaid purpose.

Section 5. It is hereby determined that it is impracticable to have the work described herein done by competitive contract. Therefore, contracts for the work described herein may be awarded to such qualified persons or neighborhood associations as may be selected from those located in or adjacent to the aforementioned streets and areas.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Local Improvement Ordinance No. 1744

Re: Local Improvement Ordinance – Downtown Enhancement District, 2018-19 Budget  
 Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation approving the 2018-19 Budget of the Downtown Enhancement District (District) and authorizing the apportionment of the budget costs among the properties within the District.

The District, established in 1989, enters its 30<sup>th</sup> year of providing an enhanced level of care and maintenance in the downtown area and plays a key role in the vitality of Downtown Rochester. These services may include sidewalk cleaning, sweeping, snow removal and litter removal, as well as installation, repair and maintenance of improvements such as benches, planters and street lighting.

The District includes all properties within the area between Church Street, Bragdon Place and Pleasant Street on the north, Chestnut Street on the east, Broad Street on the south, and Plymouth Avenue on the west; and all other properties within 1,600 feet of Main Street that were included in the original enclosed walkway system. The Downtown Enhancement District Advisory Board, consisting of 11 representatives of property owners or tenants, oversees the administration of the program by City staff.

Unless otherwise approved by the Advisory Board, the annual costs to be assessed are restricted by a formula using the base year (1989-90) cost of \$400,000 adjusted by the cumulative increase in the consumer price index (CPI). The total cost is apportioned among the properties, based equally on assessed valuation and gross area of each property. Also, properties directly on Main Street are weighted at twice the factors of other properties.

The maximum permissible assessment for 2018-19 based upon the 29 year cumulative increase in the CPI (104.1%) is \$816,310. The recommended assessment is \$640,000, an increase of \$35,900 (5.6%). The Advisory Board agreed to use the fund balance of \$46,900 to partially offset employee benefits.

<u>Category of Expense</u>	<u>2017-18</u>	<u>2018-19</u>	<u>Variance</u>
Personnel Total	632,500	655,800	23,300
<i>Salary and wages</i>	<i>435,800</i>	<i>447,000</i>	<i>11,200</i>
<i>Employee Benefits</i>	<i>196,700</i>	<i>208,800</i>	<i>12,100</i>
Operational Expenses	84,800	86,100	1,300
<i>Materials and supplies</i>	<i>62,300</i>	<i>63,400</i>	<i>1,100</i>
<i>Contractual Services</i>	<i>22,500</i>	<i>22,700</i>	<i>200</i>
Contingency (wage increase)	0	0	0
Less: Operating Revenues	<u>-55,000</u>	<u>-55,000</u>	<u>0</u>
Net Expense	662,300	686,900	24,600
Less: Use of Fund Balance	<u>-58,200</u>	<u>-46,900</u>	<u>-11,300</u>
Required Assessment	604,100	640,000	35,900

The maximum permissible assessment for 2018-19 based upon the 29 year cumulative increase in the CPI (104.1%) is \$816,310. The recommended assessment is \$640,000, an increase of \$35,900 (5.6%). The Advisory Board agreed to use the fund balance of \$46,900 to partially offset employee benefits.

The proposed budget was approved by the Downtown Enhancement District Advisory Board on March 15, 2018 by a unanimous vote of 9 - 0.

A public hearing on the District assessment is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

**Local Improvement Ordinance – establishing the cost of the special work and services related to Main Street improvements of the Downtown Enhancement District**

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

Section 1. The cost of the special work and services for the 2018-19 fiscal year for the Downtown Enhancement District to be allocated and levied in accordance with Local Improvement Ordinance No. 1291, as continued by Local Improvement Ordinances No. 1355, 1444, 1531, 1597, 1686, 1705, 1715 and 1730, is established at \$640,000, except that Zone 2 shall continue to include those properties which have been within the District as a result of their previously having enclosed walkway access to Main Street. Said amount, plus the sum of \$46,900 from the District’s fund balance, or so much thereof as may be necessary, are hereby appropriated to fund the Downtown Enhancement District for the 2018-19 fiscal year.

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-98  
Re: North Winton Village Association – Streetscape Improvements

Transmitted herewith for your approval is legislation that authorizes the Mayor to enter into an agreement for the receipt and use of \$20,000 with North Winton Village Association, LTD, Marilyn R. Schutte, Co-Chair, Rochester, New York, 14610, for streetscape improvements within North Winton Village Association boundaries.

The project includes purchasing and hanging North Winton Village banners, purchasing and installing benches and purchasing and placing flower pots and flowers throughout the North Winton Village neighborhood boundaries. The term of the agreement will be for four months. The North Winton Village Association has received a New York State Department of State grant in the amount of \$20,000 to support the project. (See attached budget)

Construction will be completed in summer of 2018. The project will result in the creation and/or retention of the equivalent of .2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-61

Ordinance No. 2018-98  
(Int. No. 117)

**Authorizing agreement for the North Winton Village Streetscape Improvements**

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 North Winton Village Association, Ltd. for the receipt and use of \$20,000 to install streetscape improvements within the boundaries of the Association’s neighborhood. The agreement shall have a term of four months.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-99  
Re: Grant Acceptance – New York State Department of Environmental Conservation Climate Smart Communities Program Climate Adaptation Plan

Transmitted herewith for your approval is legislation related to developing a climate adaptation plan for the City of Rochester. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Department of Environmental Conservation (NYSDEC); and
2. Authorize the receipt of \$50,000 in anticipated grant funds from the NYSDEC to finance the project.

In December 2017, the City was selected to receive \$50,000 through the Climate Smart Communities (CSC) Program administered by the NYSDEC. This grant program is designed to provide communities with the opportunity to conduct an adaptation plan, which will outline specific actions to take to adapt

to the local impacts of climate change, which are projected to include warmer summers, more intense storms, colder winters and increasing drought. The Climate Adaptation Plan will serve as an important supporting resource to the City's Climate Action Plan.

A City match of \$35,000 in 2017-18 cash capital funds of the Department of Environmental Services and \$15,000 of in-kind technical staff time will be provided to support the development of the plan.

Developing a Climate Adaptation Plan will assist the City in preparing for climate change impacts, help to create a sustainable community, ready for continued growth and vibrancy. Implementing changes in advance of changing climate conditions positions Rochester to reduce the negative impacts of such changes. Proactive planning for climate change impacts is a more cost effective method than reactively responding to extreme climate events. Increased economic investment is anticipated to occur in communities that are adequately prepared for climate change impacts. This will allow Rochester to differentiate itself from peer communities and to provide a competitive advantage to attract and retain human capital, businesses, and investment. Because the effects of climate change often disproportionately impact the most vulnerable people, including the elderly, children, and those living in poverty, preparation for climate change becomes even more important as the City works to assist those in need.

Once the grant contract with the NYSDEC is in place, a consultant will be selected to assist in the development of the climate adaptation plan. Note that although the NYSDEC MWBE office has decided that the Climate Smart Communities program is exempt from the MWBE requirements the City will still adhere to its MWBE goals for any consultant selected through the RFP process to work on this project. The Climate Adaptation Plan is expected to be completed by December 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-99  
(Int. No. 118)

#### **Authorizing a grant agreement and appropriation for a Climate Smart Communities Climate Adaptation Plan**

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 Environmental Conservation ("NYSDEC") for the receipt and use of Climate Smart Communities Program funds in the amount of \$50,000 for the development of a Climate Adaptation Plan ("Plan"). The term of the agreement shall extend to the City's and NYSDEC's acceptance of the Plan after it is completed.

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

Section 3. The receipt and use of the sum of \$50,000 in anticipated reimbursements from NYSDEC that are provided pursuant to the agreement authorized herein is hereby authorized and appropriated to fund the costs to be incurred to develop the Plan.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-100  
Re: Amendatory Agreement – North East Area Development, Inc. (NEAD) / Community Lot Mowing Program

Council Priorities: Jobs and Economic Development, Safer and More Vibrant Neighborhoods

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with North East Area Development, Inc. (NEAD) George Moses, President, for the expansion of a community landscaping and beautification program. The original agreement for \$27,000 was authorized in April 2017 (Ordinance No. 2017-98). The original term of the agreement was for a one-year period from May 1, 2017 through April 30, 2018, with the provision of two (2) one-year renewal periods. This amendment will increase annual maximum compensation by \$43,000 to a total of \$70,000 for each of the two (2) one-year renewal periods authorized by the original agreement. The increase in compensation for the first renewal period shall be funded in the amount of \$17,400 from the 2017-18 Budget of the Department of Environmental Services (DES) and \$25,600 from the 2018-19 Budget of DES, contingent upon approval. The second renewal period shall be funded in the amount of \$17,400 from the 2018-19 Budget of DES and \$25,600 from the 2019-20 Budget of DES, contingent upon approval of the subsequent budgets.

The program began last May as a pilot, and was very successful during its first year of operation. The lots were mowed and maintained by NEAD at a high standard of care, and service was provided on a timely basis. Given the success of the pilot program, we would like to expand the current program by expanding the program area. The program will still be located in the Northeast quadrant, and will now be bounded by Portland Avenue on the western side, Atlantic Avenue on the south, Culver Road on the east, and Clifford Avenue on the north (see attached map). The maintenance season will commence at approximately the midpoint of May and conclude by the end of October. NEAD will continue to provide a work force for the "Keep it Green and Clean" program to provide debris cleaning, mowing, trimming of shrubs, pulling of weeds, raking, mulching, pruning and application of fertilizer to the ground to enhance the growth of grass on an area of City-owned properties.

The City shall provide performance expectations and reviews of the work performed. Work performance shall be reviewed by the same process the City uses to review its contracted mowing program, with visible inspections of each property by a City lot inspector.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No 2018-100  
(Int. No. 119)

**Amending Ordinance No. 2017-98 and authorizing an amendatory agreement with North East Area Development, Inc.**

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 North East Area Development, Inc. to amend the professional services agreement related to community landscaping and beautification, as authorized in Ordinance No. 2017-98, so as to increase the maximum annual compensation for each renewal period by \$43,000 to a new total of \$70,000 for each renewal period. The increase in compensation for the first renewal period shall be funded in the amount of \$17,400 from the 2017-18 Budget of the Department of Environmental Services (DES) and \$25,600 from the 2018-19 Budget of DES, contingent upon approval. The second renewal period, if applicable, shall be funded in the amount of \$17,400 from the 2018-19 Budget of DES and \$25,600 from the 2019-20 Budget of DES, contingent upon approval of the budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-101  
Re: Cobbs Hill Basketball Courts

Transmitted herewith for your approval is legislation authorizing improvements to Cobbs Hill Basketball Courts. This legislation will authorize a grant agreement in the amount of \$101,000 with the Dormitory Authority of the State of New York (DASNY).

The improvements are to commemorate the life and accomplishments of Rochester’s own Tony Boler. Tony Boler was a community staple as he was the co-host of the Saturday-morning “Memory Lane” and the weeknight “Quiet Storm” soul and R&B shows on WDKX-FM (103.9). The grant funds for this project were provided by Senator Joseph Robach.

The Cobbs Hill basketball courts are located at Cobbs Hill Park on Norris Drive. The two courts are the most heavily used courts in the City of Rochester. Improvements include surface repairs to the court including commemorative center court logo, fencing upgrades and asphalt pathways to the courts from Norris Drive. The total project costs of \$101,000 are totally grant funded.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-62

Ordinance No. 2018-101  
(Int. No. 120)

**Authorizing a grant agreement and appropriation for improvements to the Cobbs Hill Basketball Courts**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Dormitory Authority of the State of New York (“DASNY”) for the receipt and use of funds in the amount of \$101,000 for improvements to the Cobbs Hill Basketball Courts (the “Project”). The term of the agreement shall extend to the City’s and DASNY’s acceptance of the Project after it is completed.

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

Section 3. The receipt and use of the sum of \$101,000 in anticipated reimbursements from DASNY that are provided pursuant to the agreement authorized herein is hereby authorized and appropriated to fund the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-102  
Re: Bond Authorization – Conduit Modernization – Conduit Transmission System Cathodic Protection

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$600,000 and appropriating the proceeds thereof to fund Conduit Modernization - Conduit Transmission System Cathodic Protection Project.

The City’s water supply conduit transmission system consists of 3 large diameter pipes (Conduits 1, 2, and 3, ranging in size from 24-inch to 42-inches in diameter) that convey treated water from the Hemlock Filtration Plant to Highland and Cobbs Hill Reservoirs. A consultant was hired in 2015 to design a cathodic protection system for a portion of the Conduits (Ordinance No. 2015-133). Cathodic protection will inhibit external corrosion of these 100+ year-old metallic water mains.

Funds will be used to implement recommended design improvements and other various system improvements. Construction will be performed in phases. A portion of the work will be completed by Water Bureau forces with the remaining work to be completed by a contractor through the City's public works bidding process. The work is anticipated to begin late summer of 2018 and be completed in 2019. Project inspection will be performed by Water Bureau personnel.

This project results in the creation and/or retention of the equivalent of 6 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-102  
(Int. No. 121)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$600,000 Bonds of said City to finance a portion of the City's Conduit Modernization – Transmission System Cathodic Protection 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 the cost of installing a cathodic protection system and other related system rehabilitation as part of the City's Conduit Modernization – Transmission System Cathodic Protection Project, including three (3) large diameter pipes that convey treated water from the Hemlock Filtration Plant to Highland and Cobbs Hill Reservoirs (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 \$600,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$600,000 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 \$600,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

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

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Local Improvement Ordinance No. 1745  
Re: Official Map Amendment: Parkland Trade

Transmitted herewith for your approval is legislation that amends the Official Map to remove the parkland designation for land used as part of the Public Safety Training Facility (PSTF), to allow its use for public safety training purposes. The legislation offsets the loss of dedicated parkland by dedicating as parkland an equivalent amount of land along the Genesee River between Plymouth Avenue and Ford Street.

This legislation will amend the City's Official Map to:

1. Remove the parkland designation from 12.466 acres that is currently designated as parkland, so that it may be used for training facilities in conjunction with the PSTF at 1190 Scottsville Road; and
2. Dedicate as parkland 12.467 acres of land along the Genesee River that is located between South Plymouth Avenue and Ford Street.

The locations of those two areas are depicted in the attached drawings.

In 1954, the City constructed a fire and police training academy at 1190 Scottsville Road. Under an agreement authorized by City Council on August 19, 1997, the City leased to Monroe County the adjacent land to the southeast of the facility, now called the Public Safety Training Facility, to provide for the renovation and expansion of additional training facilities. In preparing the development plan, the parties recognized that a portion of the facilities was located on land that had been officially dedicated as part of the Genesee Valley Park more than 100 years ago.

Subsequently, in June, 1998, City Council approved a home rule message (Resolution No. 98-19) that requested state legislation that would allow the City to discontinue the parkland designation for 12.466 acres at the PSTF in return for the City offsetting that loss by dedicating as parkland a different specified area of riverside land comprised of 12.467 acres along the western bank of the Genesee River between Plymouth Avenue and Ford Street. The land to be newly dedicated as parkland was determined to be of equal or greater value as that of the park area that would be discontinued. The State Legislature approved and the Governor signed the legislation into law in July, 1998 (Chapter 417 of the Laws of 1998).

Although the City and County have been managing the two land areas in accordance with the state approval ever since, the City realized recently that the parkland alienation and dedication had not yet been made official in City law and on the City's Official Map. Therefore, in February the City confirmed and authorized making the parkland removal official in Ordinance No. 2018-45. This legislation amends the City's Official Map to be consistent with that parkland removal and dedication.

The attached maps depict the area that is discontinued as parkland and the area that is dedicated as parkland. As indicated on the first map, the discontinuance of the parkland designation for the PTSF will leave intact a strip of riverside parkland that will continue to extend uninterrupted past the PTSF area. That parkland strip includes the Genesee Riverway Trail, which will remain on the Official Map as parkland and will continue to link the rest of Genesee Valley Park to the north with a connection to the Genesee River Greenway Trail to the south. As for the proposed parklands in the Plymouth-Exchange neighborhood on the second map, any change in recreational, open space, trail or other use of that land will not proceed until after plans are reviewed in public and with the neighbors in accordance with the City's rezoning process and with the ongoing planning process for the Vacuum Oil - South Genesee River Corridor Brownfield Opportunity Area.

On March 5, the City Planning Commission conducted a public information meeting and recommended approval of the Official Map amendment by a vote of 7-0-0. Minutes of that meeting, along with the recommendation, are attached.

A public hearing is required on the official map amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-63

Local Improvement Ordinance No. 1745  
(Int. No. 122)

**Amending the Official Map to discontinue the park designation of approximately 12.466 acres of land and to dedicate to park purposes approximately of 12.467 acres**

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

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by discontinuing the park designation for the following described property in accordance with Chapter 417 of the 1998 Laws of New York and subject to such additional conditions and adjustments as the City Engineer deems to be appropriate:

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York known and distinguished as a part of the Sixth Tract of the 3,000 acre tract and being more particularly bounded and described as follows:  
Commencing at a point in the centerline of Scottsville Road and the northwest corner of property conveyed by Willie Britton and wife to James O'Neil on July 7, 1925 by deed filed in Liber 1257 of deeds at page 112 and also being 266.46 feet along said centerline from the south property line of lands owned formerly by the Pennsylvania Railroad; thence S 30° 01' 31" E along the

northerly line of said O'Neil's land a distance of 574.97 feet to a point; Thence 1) S 30° 01' 31" E a distance of 112.31 feet to a point; Thence 2) Northerly and curving to the left with a radius of 935.37 feet and forming a central angle of 30° 20' 23" a chord bearing of N 2° 41' 56" E and chord distance of 489.54, a distance of 495.30 feet to a point of tangent; Thence 3) N 12° 28' 15" W a distance of 236.45 feet to the southerly line of Scottsville Road; Thence 4) N 59° 58' 29" E along the southerly line of Scottsville Road a distance of 62.93 feet to a point; Thence 5) S 12° 28' 15" E along the northerly line of lands owned formerly by the Pennsylvania Railroad a distance of 255.43 feet to a point of curvature; Thence 6) Southerly and curving to the right with a radius of 995.37 feet and forming a central angle of 23° 22' 01" a chord bearing of S 00° 47' 15" E and chord distance of 403.13 feet a distance of 405.94 feet to a point; Thence 7) Northeasterly and curving to the right with a radius of 562.5 feet and forming a central angle of 9° 38' 32" a chord bearing of N 46° 18' 11" E and a chord distance of 94.55 feet a distance of 94.66 feet to a point; Thence 8) N 51° 07' 27" E a distance of 138.73 feet to a point; Thence 9) N 51° 32' 27" E a distance of 571.24 feet to a point; Thence 10) S 39° 10' 55" E a distance of 146.35 feet to a point; Thence 11) S 51° 31' 27" W a distance of 326.00 feet to a point; Thence 12) S 50° 21' 37" W a distance of 64.01 feet to a point; Thence 13) S 49° 16' 05" W a distance of 66.05 feet to a point; Thence 14) S 53° 51' 02" W a distance of 64.05 feet to a point; Thence 15) S 55° 06' 01" W a distance of 64.12 feet to a point; Thence 16) S 52° 34' 52" W a distance of 31.93 feet to the true point or PLACE OF BEGINNING;

Thence 1) S 47°52'57"E a distance of 211.90 feet to a point;  
 Thence 2) S 34°15'49"W a distance of 653.41 feet to a point;  
 Thence 3) S 39°53'26"W a distance of 182.17 feet to a point;  
 Thence 4) S 49°26'57"W a distance of 237.55 feet to a point;  
 Thence 5) S 55°00'59"W a distance of 205.00 feet to a point;  
 Thence 6) S 77°24'09"W a distance of 330.00 feet to a point;  
 Thence 7) S 74°38'03"W a distance of 465.00 feet to a point;  
 Thence 8) N 18°20'13"W a distance of 122.00 feet to a point on the City line;  
 Thence 9) N 61°58'27"E along the City line a distance of 228.02 feet to a point;  
 Thence 10) N 61°57'09"E along the City line a distance of 262.00 feet to a point;  
 Thence 11) N 59°55'49"E along the City line a distance of 64.51 feet to a point;  
 Thence 12) N 60°37'24"E along the City line a distance of 68.62 feet to a point;  
 Thence 13) N 58°13'30"E along the City line a distance of 62.64 feet to a point;  
 Thence 14) N 65°12'16"E along the City line a distance of 68.04 feet to a point;  
 Thence 15) N 47°02'32"E along the City line a distance of 67.42 feet to a point;  
 Thence 16) N 43°13'56"E along the City line a distance of 69.21 feet to a point;  
 Thence 17) N 44°42'26"E along the City line a distance of 68.61 feet to a point;  
 Thence 18) N 43°08'44"E along the City line a distance of 192.35 feet to a point;  
 Thence 19) N 47°04'21"E along the City line a distance of 70.19 feet to a point;  
 Thence 20) N 42°32'35"E along the City line a distance of 389.70 feet to a point;  
 Thence 21) N 45°30'27"E along the City line a distance of 71.57 feet to a point;  
 Thence 22) N 47°27'19"E along the City line a distance of 67.58 feet to a point;  
 Thence 23) N 49°30'30"E along the City line a distance of 63.58 feet to a point;  
 Thence 24) N 55°19'46"E along the City line a distance of 67.72 feet to a point;  
 Thence 25) N 52°34'52"E along the City line a distance of 31.85 feet to the point or PLACE OF BEGINNING.

Hereby intending to describe a parcel of land containing 12.466 Acres of land to be removed from park purposes.

Section 2. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by dedicating to park purposes the following described property in accordance with Chapter 417 of the 1998 Laws of New York and subject to such additional conditions and adjustments as the City Engineer deems to be appropriate:

Hereby intending to describe parcel 1 and 2 of land cumulatively containing 12.467 Acres of land.

#### PARCEL 1

All that tract or parcel of land situate in the Town of Chili, County of Monroe, State of New York known and distinguished as a part of the Sixth Tract of the 3,000 acre tract and being more particularly bounded and described as follows:

Commencing at a point in the centerline of Scottsville Road and the northwest corner of property conveyed by Willie Britton and wife to James O'Neil on July 7, 1925 by deed filed in Liber 1257 of deeds at page 112 and also being 266.46 feet along said centerline from the south property line of lands owned formerly by the Pennsylvania Railroad; thence S 30° 01' 31" E along the northerly line of said O'Neil's land a distance of 574.97 feet to a point; Thence 1) S 30° 01' 31" E a distance of 112.31 feet to a point; Thence 2) Northerly and curving to the left with a radius of 935.37 feet and forming a central angle of 30° 20' 23" a chord bearing of N 2° 41' 56" E and chord distance of 489.54, a distance of 495.30 feet to a point of tangent; Thence 3) N 12° 28' 15" W a distance of 236.45 feet to the southerly line of Scottsville Road; Thence 4) N 59° 58' 29" E along the southerly line of Scottsville Road a distance of 62.93 feet to a point; Thence 5) S 12° 28' 15" E along the northerly line of lands owned formerly by the Pennsylvania Railroad a distance of 255.43 feet to a point of curvature; Thence 6) Southerly and curving to the right with a radius of 995.37 feet and forming a central angle of 23° 22' 01" a chord bearing of S 00° 47' 15" E and chord distance of 403.13 feet a distance of 405.94 feet to a point; Thence 7) Northeasterly and curving to the right with a radius of 582.5 feet and forming a central angle of 9° 36' 32" a chord bearing of N 46° 18' 11" E and a chord distance of 94.55 feet a distance of 94.66 feet to a point; Thence 8) N 51° 07' 27" E a distance of 138.73 feet to a point; Thence 9) N 51° 32' 27" E a distance of 571.24 feet to the true place or POINT OF BEGINNING;

Thence 1) N 51° 32' 27" E a distance of 881.16 feet to a point;  
 Thence 2) N 51° 41' 22" E a distance of 238.76 feet to a point;  
 Thence 3) N 72° 07' 06" E a distance of 259.92 feet to a point;  
 Thence 4) N 34° 58' 39" E a distance of 79.34 feet to a point;  
 Thence 5) N 62° 08' 59" E a distance of 19.34 feet to a point;  
 Thence 6) N 63° 19' 14" E a distance of 53.74 feet to a point;  
 Thence 7) S 55° 02' 55" E a distance of 121.35 feet to a point on the City line;  
 Thence 8) S 64° 52' 31" W along the City line a distance of 43.59 feet to a point;  
 Thence 9) S 63° 20' 51" W along the City line a distance of 65.15 feet to a point;  
 Thence 10) S 62° 12' 52" W along the City line a distance of 63.22 feet to a point;

Thence 11) S 57° 48' 27" W along the City line a distance of 43.48 feet to a point;  
 Thence 12) S 56° 30' 10" W along the City line a distance of 84.89 feet to a point;  
 Thence 13) S 55° 45' 50" W along the City line a distance of 65.13 feet to a point;  
 Thence 14) S 53° 16' 07" W along the City line a distance of 63.16 feet to a point;  
 Thence 15) S 50° 39' 02"W along the City line a distance of 65.55 feet to a point;  
 Thence 16) S 51° 31' 27"W along the City line a distance of 646.00 feet to a point;  
 Thence 17) S 56° 17' 16"W along the City line a distance of 76.27 feet to a point;  
 Thence 18) S 50° 37' 17"W along the City line a distance of 330.04 feet to a point;  
 Thence 19) N 39° 10' 55"W a distance of 146.35 feet to the POINT OR PLACE OF BEGINNING.  
 Hereby intending to describe a parcel of land containing 4.723 Acres of land to be dedicated for park purposes.

#### PARCEL 2

All That Tract or Parcel of land situate in the City of Rochester, County of Monroe and State of New York and being more particularly bounded and described as follows:

Commencing at a point on the southeasterly line of South Plymouth Avenue (60' wide) at its intersection with the southwesterly line of Luther Circle (50' wide); thence S 47-38-27 W along said line of South Plymouth Avenue a distance of 793.42 feet to an angle point in the said line of South Plymouth Avenue; thence S 28-02-37 W along said line of South Plymouth Avenue a distance of 30.96 feet to the POINT OF BEGINNING; said point being the southwesterly corner of lands conveyed to Spronz Incinerator Corp. by Pendell Company and Penn Central Company by deed recorded August 1, 1969 and filed in the Monroe County Clerks Office in deed Liber 4001 Page 125;

thence, 1) N 86-02-15 E along the southerly line of Spronz Incinerator Corp. a distance of 1179.98 feet to a point;  
 thence (2) N 03-57-27 W along the easterly line of Spronz Incinerator Corp a distance of 73.16 feet to a point on the northerly bounds of the former Pennsylvania Railroad; thence along the northerly bounds of the Pennsylvania Railroad the following courses (3) thru (16);

thence, 3): N 77-19-39 E a distance of 67.25 feet to a point;

thence, 4): N 87-36-45 E a distance of 72.01 feet to a point;

thence, 5): S 88-54-16 E a distance of 62.24 feet to a point;

thence, 6): N 85-30-05 E a distance of 63.37 feet to a point;

thence, 7): N 81-46-32 E a distance of 62.78 feet to a point;

thence, 8): N 79-01-28 E a distance of 59.14 feet to a point;

thence, 9): N 71-04-41 E a distance of 61.03 feet to a point;

thence, 10): N 71-38-44 E a distance of 60.81 feet to a point;

thence, 11): N 68-16-17 E a distance of 61.48 feet to a point;

thence, 12): N 66-05-56 E a distance of 67.26 feet to a point;

thence, 13): N 64-35-30 E a distance of 61.81 feet to a point;

thence, 14): N 59-10-38 E a distance of 59.94 feet to a point;

thence, 15): N 55-53-18 E a distance of 1.83 feet to a point;

thence, 16) leaving said westerly bounds and crossing the said Pennsylvania Railroad N 79-30-16 E parallel to and 60.0 feet northerly of the south line of lands conveyed to the City of Rochester by the University of Rochester by deed recorded September 18, 1970 and filed in Liber 4079 Page 55 a distance of 840.66 feet to a non-tangent point of curve having a radius bearing of N 49-48-40 W;

thence, 17) along a curve to the left having a radius of 612.69 feet and forming a central angle of 11-27' 46" a distance of 122.58 feet to a point of compound curvature;

thence, 18) along a curve to the left having a radius of 2684.36 feet and forming a central angle of 7-36' 30" a distance of 356.46 feet to a point of tangency;

thence, 19) N 21-07-04 E crossing over lands of the former Erie Railroad a distance of 910.68 feet to a point on the westerly bounds of the former Erie Railroad and the easterly bounds of the former Pennsylvania Railroad; thence northerly along the easterly bounds of the former Pennsylvania Railroad the following courses (20) thru (29);

thence, 20) N 38-29-14 E a distance of 58.82 feet to a point;

thence, 21) N 38-36-20 E a distance of 67.68 feet to a point;

thence, 22) N 38-53-47 E a distance of 69.56 feet to a point;

thence, 23) N 34-12-02 E a distance of 57.29 feet to a point;

thence, 24) N 31-28-03 E a distance of 75.67 feet to a point;

thence, 25) N 24-59-19 E a distance of 63.56 feet to a point;

thence, 26) N 28-12-44 E a distance of 69.23 feet to a point;

thence, 27) N 26-31-55 E a distance of 66.17 feet to a point;

thence, 28) N 23-29-10 E a distance of 64.11 feet to a point;

thence, 29) N 23-47-04 E a distance of 71.26 feet to a point at the south corner of lands conveyed to 760 Exchange Street Partnership by the City of Rochester by deed recorded October 2, 1985 and filed in Liber 6785 Page 239;

thence, 30) N 28-47-16 E along the easterly bounds of 760 Exchange Street Partnership a distance of 1186.50 feet to a point 90.0 feet south of the southerly line of Ford Street;

thence, 31) S 54-41-55 E on a line parallel to and 90.0 feet distant from the south line of Ford Street a distance of 46.20 feet to a non-tangent point of curve on the westerly bounds of land appropriated by the State of New York from The Erie Railroad by appropriation and map recorded January 23, 1917 and filed in Liber 988 Page 134; thence, southerly along the westerly bounds



of the State of New York the following courses (32) thru (38);  
 thence, 32) along a non-tangent curve to the left having a radius of 1117.50 feet bearing S 54-02-42 E, and forming a central angle of 5-11'47", a distance of 101.35 feet to a point of tangency;  
 thence, 33) S 30-45-31 W a distance of 589.05 feet to a point of curvature;  
 thence, 34) along a tangent curve to the left having a radius of 3978.70 feet and forming a central angle of 5-44'40" a distance of 398.90 feet to a point of reverse curvature;  
 thence, 35) along a tangent curve to the right having a radius of 5485.53 feet and forming a central angle of 4-08'45" a distance of 396.92 feet to a point of tangency;  
 thence, 36) S 29-09-36 W a distance of 133.79 feet to a point of curvature;  
 thence, 37) along a tangent curve to the left having a radius of 4309.28 feet and forming a central angle of 7-23'38" a distance of 556.10 feet to a point on the easterly bounds of the former Erie Railroad;  
 thence, 38) S 29-09-36 W along said former Erie Railroad a distance of 15.26 feet to a point at the intersection of the centerline of Flint Street (60.0' wide) extended to the easterly bounds of the former Erie Railroad;  
 thence 39) S 44-39-48 E along the centerline of Flint Street extended a distance of 6.95 feet to a point at the northwesterly corner of lands appropriated by the State of New York from James L. Hotchkiss by appropriation and map recorded June 15, 1917 in deed Liber 988 Page 225;  
 thence, southerly along the westerly bounds of the State of New York the following courses (40) thru (43);  
 40) S 21-07-04 W a distance of 550.64 feet to a point of curvature;  
 thence, 41) along a tangent curve to the right having a radius of 2734.36 feet and forming a central angle of 7°-36' 30" a distance of 363.10 feet to a point of Compound curvature;  
 thence, 42) along a tangent curve to the right having a radius of 662.69 feet and forming a central angle of 32-09' 10" a distance of 371.88 feet to a point of tangency;  
 thence, 43) S 60-52-44 W a distance of 22.00 feet to a point on the easterly bounds of the former Erie Railroad;  
 thence, 44) S 29-09-36 W along the easterly bounds of the Former Erie Railroad (99.0' wide) a distance of 26.12 feet to the waters edge of the Genesee River on the northerly bank thereof;  
 thence, westerly along the edge of water the following courses (45) thru (48);  
 thence, 45) S 63-08-29 W a distance of 29.57 feet to a point; thence, 46) S 65-28-56 W a distance of 13.40 feet to a point;  
 thence, 47) S 83-28-35 W a distance of 46.67 feet to a point;  
 thence, 48) S 77-52-41 W a distance of 48.75 feet to a point on the westerly bounds of the former Erie Railroad;  
 thence, 49) N 29-09-36 E along the westerly bounds of the former Erie Railroad a distance of 169.92 feet to a point at the southeasterly corner of lands conveyed to the City of Rochester by the University of Rochester by deed recorded September 18, 1970 and filed in Liber 4079 Page 55; thence, 50) S 79-30-16 W along the southerly bounds of lands of the City of Rochester a distance of 505.00 feet to a point on the southerly bounds of the former Pennsylvania Railroad; thence, westerly along the southerly bounds of the former Pennsylvania Railroad the following courses (51) thru (76);  
 thence, 51) S 56-24-08 W a distance of 67.24 feet to a point;  
 thence, 52) S 58-42-47 W a distance of 63.56 feet to a point;  
 thence, 53) S 62-09-43 W a distance of 66.43 feet to a point;  
 thence, 54) S 66-01-17 W a distance of 72.44 feet to a point;  
 thence, 55) S 68-15-05 W a distance of 66.36 feet to a point;  
 thence, 56) S 47-30-57 W a distance of 73.45 feet to a point;  
 thence, 57) S 83-20-54 W a distance of 68.63 feet to a point;  
 thence, 58) S 89-08-44 W a distance of 66.40 feet to a point;  
 thence, 59) S 79-34-10 W a distance of 68.88 feet to a point;  
 thence, 60) S 83-10-12 W a distance of 68.87 feet to a point;  
 thence, 61) S 85-28-00 W a distance of 61.99 feet to a point;  
 thence, 62) S 86-11-06 W a distance of 71.99 feet to a point;  
 thence, 63) S 84-00-04 W a distance of 68.03 feet to a point;  
 thence, 64) S 86-34-08 W a distance of 61.99 feet to a point;  
 thence, 65) S 86-01-44 W a distance of 65.99 feet to a point;  
 thence, 66) S 86-01-10 W a distance of 67.99 feet to a point;  
 thence, 67) S 86-42-58 W a distance of 65.99 feet to a point;  
 thence, 68) S 87-52-37 W a distance of 68.03 feet to a point;  
 thence, 69) S 84-38-00 W a distance of 62.01 feet to a point;  
 thence, 70) S 86-01-29 W a distance of 69.99 feet to a point;  
 thence, 71) S 86-28-12 W a distance of 63.99 feet to a point;  
 thence, 72) S 86-28-12 W a distance of 63.99 feet to a point;  
 thence, 73) S 86-35-44 W a distance of 50.00 feet to a point;  
 thence, 74) S 71-34-51 W a distance of 41.30 feet to a point;  
 thence, 75) S 85-05-52 W a distance of 62.00 feet to a point;

thence, 76) S 89-23-08 W a distance of 52.41 feet to a point at the northeast corner of lands conveyed to the City of Rochester by the University of Rochester by deed recorded on November 11, 1931 in Liber 1587 Page 260;

thence, 77) S 00-36-52 W along the easterly bounds of lands of the City of Rochester a distance of 34.04 feet to the waters edge on the north bank of the Genesee River; thence, westerly along the waters edge of the Genesee River the following courses (78) thru (85);

78) S 74-51-51 W a distance of 83.83 feet to a point;

Thence, 79) S 85-56-45 W a distance of 108.42 feet to a point;

Thence, 80) S 80-15-05 W a distance of 86.50 feet to a point;

Thence, 81) S 78-43-02 W a distance of 55.90 feet to a point

Thence, 82) S 61-58-10 W a distance of 15.16 feet to a point;

Thence, 83) S 82-12-50 W a distance of 15.01 feet to a point;

Thence, 84) S 70-54-39 W a distance of 8.51 feet to a point;

Thence, 85) S 75-49-28 W a distance of 56.59 feet to a point;

thence, 86) N 29-36-12 W a distance of 29.16 feet to an angle point in the southeasterly line of South Plymouth Avenue;

thence, 87) N 28-02-37 E along the southeasterly line of South Plymouth Avenue a distance of 104.69 feet to the POINT OR PLACE OF BEGINNING; containing within said bounds 7.744 Acres of land more or less.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-103

Re: Agreement and Appropriate Funds for East Main Street Improvement Project (North Goodman Street to Culver Road)

Transmitted herewith for your approval is legislation related to the East Main Street Improvement Project from North Goodman Street to Culver Road:

1. Authorize the Mayor to enter into agreements with New York State Department of Transportation (NYSDOT) necessary to participate in and administer the projects;
2. Appropriate \$748,258 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the design of the project;
3. Appropriate \$44,524 in anticipated New York State Marchiselli Aid to finance a portion of the design of the project;
4. Establish \$1,000,000 as maximum compensation for a professional services agreement with Erdman, Anthony and Associates, Inc., (William P. McCormick, P.E., Principal), Rochester, NY 14620, for design services related to this project. The cost of the agreement will be funded from 2017-18 Cash Capital (\$19,750); 2015-16 Cash Capital (\$104,872); 2016-17 Cash Capital (\$82,596) and the following anticipated reimbursements appropriated herein: FHWA (\$748,258), and NYS Marchiselli Aid (\$44,524). The term of the agreement shall continue to 6 months after completion and acceptance of the project.

Street improvements will include full depth pavement reconstruction, curb bump outs, bicycle facilities, widened sidewalks, enhanced street lighting, and landscaping.

Erdman, Anthony and Associates, Inc. was selected for design services through a request for proposal process, which is described in the attached summary.

Design services will begin in spring 2018; it is anticipated that construction will begin in spring 2020 with scheduled completion in fall 2021. The design phase of this project results in the creation or retention of the equivalent of 10.9 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-64

Ordinance No. 2018-103  
(Int. No. 123)

**Authorizing an agreement for East Main Street Improvement Project design services and an agreement for the receipt, use and appropriation of funds**

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 Erdman, Anthony and Associates, Inc. for design services for the East Main Street Improvement Project (Project). Maximum compensation for the agreement shall be \$1,000,000. That amount, or

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

Section 2. The Mayor is hereby authorized to enter into an agreement for the receipt and use of \$748,258 in anticipated reimbursements from the Federal Highway Administration and appropriates that sum to fund a portion of the Project herein.

Section 3. The Mayor is hereby authorized to enter into an agreement for the receipt and use of \$44,524 in anticipated reimbursements from the New York State Department of Transportation Marchiselli Aid program and appropriates that sum to fund a portion of the Project herein.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
April 17, 2018

To the Council:

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

- Int. No. 124           Appropriating Federal forfeiture funds for the Police Department
- Int. No. 126           Authorizing an agreement for the receipt and use of funding for the Rochester Public Market
- Int. No. 127           Authorizing an agreement for resident project representation services for Parks projects
- Int. No. 128           Authorizing an intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant
- Int. No. 129           Authorizing an agreement for an evaluation of the Fire Department’s fire suppression deployment model

The Public Safety, Youth & Recreation Committee recommends for consideration the following entitled legislation:

- Int. No. 125           Local Improvement Ordinance – security and snow removal services at the Public Market for 2018-19

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber  
Jacklyn Ortiz  
Adam C. McFadden (Absent)  
Loretta C. Scott  
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

                  Ordinance No. 2018-104  
Re:            Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating up to \$26,400 from federal forfeiture funds generated by the Rochester Police Department (RPD) and amending the 2017-18 Budget of the Police Department by this amount.

This funding will be used to upgrade the current software used by RPD’s Professional Standards Section (PSS) to provide a more efficient data management and transfer solution. Currently PSS uses IAPro Software for several different functions which include an Early Identification and Intervention module, managing statistical data for the department, and management and review of Internal Affairs Investigations, Fleet Motor Vehicle Accidents, Police Pursuits, and Use of Force data. Up to \$4,000 will be used to upgrade this software to reduce departmental redundancy by allowing a systems integration that will transfer data directly from the department’s Records Management System into IAPro on an automated basis.

The remaining \$22,400 will be used to purchase and install an add-on to IAPro called Blue Team. Blue Team is a frontline web-based software that will allow officers to complete specified reports online and submit electronically to supervisors. Once approved, the reports will be routed to PSS to be reviewed and merged into IAPro. Some benefits to this integrated process are electronic data storage, a decrease in the number of errors on reports, a decrease in the time to route and review reports, and an increase in analytical data availability based on immediate data collection.

This appropriation will result in a balance of approximately \$1,089,590 in the Federal Forfeiture Justice Fund.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-104  
 (Int. No. 124)

**Appropriating Federal forfeiture funds for the Police Department**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$26,400, which amount is hereby appropriated from Federal funds realized from seized and forfeited assets to upgrade the software used by the Department’s Professional Standards Section to provide more efficient data management and transfer.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Local Improvement Ordinance No. 1746  
 Re: Public Market Snow Removal and Security Services

Council Priority: Creating and Sustaining a Culture of Vibrancy; Public Safety

Transmitted herewith for your approval is legislation authorizing the appropriations and assessments for snow removal and security services at the Public Market for 2018-19. The snow removal and security districts were established in 1990 and 1991, respectively, and include 15 properties adjacent to the Public Market.

The City provides special snow removal services, including plowing and salting, as necessary. The security services include foot patrols from 5:00 pm to 5:00 am, Monday through Saturday, and all day on Sunday. Part of the cost of these services is apportioned among the properties within the district. For each property, these assessments include both a fixed fee and a fee per frontage foot.

Snow Removal: For 2018-19 snow removal services, the fixed fee will be \$100 per property, while the footage fee will be \$3.01 per foot. The total amount of the assessment will be \$5,888.07, which is the same as the prior year.

Security Services: For 2018-19 security services, the fixed fee will be \$1,190 per property, while the front footage fee will be \$15.99 per foot. The total amount of the assessment will be \$41,160.70, which is the same as the prior year.

	Fixed Fee	# Properties	Subtotal	Footage Fee	Footage	Subtotal	Total
<b>Snow</b>							
2017-18	\$100	15	\$1,500.00	\$3.01	1,457.83	\$4,388.07	\$5,888.07
2018-19	\$100	15	\$1,500.00	\$3.01	1,457.83	\$4,388.07	\$5,888.07
						Change	0
<b>Security</b>							
2017-18	\$1,190	15	\$17,850.00	\$15.99	1,457.83	\$23,310.70	\$41,160.70
2018-19	\$1,190	15	\$17,850.00	\$15.99	1,457.83	\$23,310.70	\$41,160.70
						Change	0

Public hearings are required for these assessments.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Local Improvement Ordinance No. 1746  
 (Int. No. 125)

**Local Improvement Ordinance - security and snow removal services at the Public Market for 2018-19**

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

Section 1. The Council authorizes special security services for the Public Market during the fiscal year from July 1, 2018 to June 30, 2019. The Council hereby finds that such services will benefit both the City-owned portions of the Public Market and the privately-owned properties adjacent to the Public Market. The Council directs that a portion of the cost of providing such services be assessed against the privately-owned properties adjacent to the Public Market as listed below, which properties shall constitute the district of assessment. The total amount to be assessed for the 2018-19 year shall be \$41,160.70. The amount to be assessed against each parcel shall include a fee of \$1,190 per parcel plus \$15.99 per foot of frontage. The frontage

assessed upon may be on more than one side of the parcel. The Council hereby determines that such formula represents the relative amount of benefit received by each such parcel from such services.

Section 2. The Council authorizes special snow plowing and salting services for the Public Market during the fiscal year from July 1, 2018 to June 30, 2019. The Council hereby finds that such services will benefit both the City-owned portions of the Public Market and the privately-owned properties adjacent to the Public Market. The Council directs that a portion of the cost of providing such services be assessed against the privately-owned properties adjacent to the Public Market as listed below, which properties shall constitute the district of assessment. The total amount to be assessed for the 2018-19 year shall be \$5,888.07. The amount to be assessed against each parcel shall include a fee of \$100 per parcel plus \$3.01 per foot of frontage that receives plowing and/or salting services. The frontage assessed upon may be on more than one side of the parcel. The Council hereby determines that such formula represents the relative amount of benefit received by each such parcel from such services.

Section 3. The security, snow plowing, and salting services authorized herein shall be provided by competitive contracts. The special assessments levied hereunder shall be paid into the Public Market Enterprise Fund. The cost of providing such services shall be paid from the Public Market Enterprise Fund and the amounts assessed herein are hereby appropriated for that purpose.

Section 4. The assessments shall be billed on the tax bill issued on July 1, 2018 and shall be due in one installment.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-105  
Re: Grant Agreement - Dormitory Authority of the State of New York, Public Market Nutrition Education Center

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an agreement with the Dormitory Authority of the State of New York for the receipt and use of a \$100,000 State and Municipal Facilities Program grant award for the Rochester Public Market.

The grant will be utilized for construction of a new Nutrition Education Center and Demonstration Kitchen at the Rochester Public Market. The Market partners with Foodlink and the Friends of the Rochester Public Market to provide nutrition education as well as cooking and chef demonstrations and instruction to more than 4,000 SNAP beneficiaries. The new facility will be equipped with state-of-the-art equipment and facilities as well as audio and video feeds and display screens to enhance the experience. Construction is expected to be completed by December 2018.

Please see attached concept design for the kitchen.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-65

Ordinance No. 2018-105  
(Int. No. 126)

**Authorizing an agreement for the receipt and use of funding for the Rochester Public Market**

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 for the receipt and use of \$100,000 in anticipated funds from the Dormitory Authority of the State of New York (DASNY) for the construction of a Nutrition Education Center and Demonstration Kitchen at the Rochester Public Market (the Project).

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

Section 3. The receipt and use of the sum of \$100,000 in anticipated reimbursements from DASNY that are provided pursuant to the agreement authorized herein is hereby authorized and appropriated to fund the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-106  
Re: Agreement- LaBella Associates, D.P.C. Park Projects Resident Project Representation Services

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum annual compensation for a one-year agreement with LaBella Associates, D.P.C. (Steve Metzger, principal) for resident project representation (RPR) services for Parks projects with the option to extend for two additional one-year terms. The cost of \$60,000 will be financed from 2015-16 and 2017-18 Cash Capital, and the extensions will be funded from future years' Cash Capital contingent upon approval of the said budgets.

Typically, RPR services for the construction of Parks and Recreation projects are provided by either City personnel or private consultants on a "project by project" basis. However, during peak periods of the summer construction season, sufficient City personnel are not available to inspect projects. To address this problem, the proposed agreement will expedite private consultant assignment to the various park projects, facilitating project management and completion by providing greater flexibility for assigning both City personnel and private consultants.

A request for proposal was advertised on the City website on December 27, 2017 with proposals due January 12, 2018. LaBella Associates, D.P.C. was selected from a process detailed in the attached summary.

Projects covered by this agreement include but are not limited to maintenance work at various park facilities; installation of new park play equipment; grading; and concrete, asphalt, and landscaping construction at various parks located within the City of Rochester. Consultant services will begin in spring 2018.

The RPR services will result in the creation and/or retention of the equivalent of 0.7 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-66

Ordinance No. 2018-106  
(Int. No. 127)

**Authorizing an agreement for resident project representation services for Parks projects**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with LaBella Associates D.P.C. to provide resident project representation services for Parks projects. The term of the agreement shall be for one year with two optional one-year extensions. The maximum annual compensation for the agreement shall be \$60,000 and said amount, or so much thereof as may be necessary, shall be funded \$30,000 from 2015-16 Cash Capital and \$30,000 from 2017-18 Cash Capital with the funding of any extensions contingent upon the approval of subsequent budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-107  
Re: Agreement – Monroe County, DWI Crackdown Weekend Enforcement Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of up to \$3,400 for the 2017-18 STOP DWI Foundation, Inc. Crackdown Weekend Enforcement grant, and amending the 2017-18 Budget of the Police Department by \$1,700 to reflect a portion of this grant. The remaining funds will be included in the 2018-19 Budget of the Police Department.

The grant funds will be used to pay for overtime for police officers and, as necessary for police experts to detect drug abuse in drivers during Memorial Day, Fourth of July and possibly Labor Day holiday crackdowns. This grant does not allow fringe expenses, estimated at \$1,096.

The term of this grant is October 1, 2017 through September 30, 2018. This is the fifth time the City has received this grant.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-107  
(Int. No. 128)

**Authorizing an intermunicipal agreement for DWI Program Crackdown Weekend Enforcement 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 receipt and use of a 2017-18 STOP DWI Foundation, Inc. Crackdown Weekend Enforcement Grant in the amount of \$3,400. The term of agreement shall be October 1, 2017 through September 30, 2018.

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

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$1,700 received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-108  
Re: Agreement – Fitch & Associates, LLC Organizational Evaluation of the Rochester Fire Department Fire Suppression Deployment Model

Council Priority: Deficit Reduction and Long Term Financial Stability & Public Safety

Transmitted herewith for your approval is legislation establishing \$45,000 as maximum compensation for an agreement with Fitch & Associates, LLC (FITCH) (Joseph J. Fitch, PhD, Founding Partner & President, Platte City, MO) for an organizational evaluation of the Rochester Fire Department fire suppression deployment model. The cost of this agreement will be funded from the 2017-18 Budget of Undistributed. The term of this agreement will be six months. The final report is expected in the fall.

FITCH will provide objective data-driven analyses that will include identification of strengths and weaknesses of the current model through analysis of call response data, staffing, and deployment; budgetary analysis of the operating and capital resources allocated for the fire suppression and special operations functions; comparisons of inter-jurisdictional and national best practice models; and recommendations containing implementation and recurring costs associated with any alternatives.

The primary intent and goal of this evaluation is to determine whether the current fire suppression deployment model (Engine/Truck) is adequate to provide a level of service within the City of Rochester that aligns with generally accepted standards and benchmarks for safety by similar cities and based on standards and “best practices” for modern day fire service, while maintaining sound fiscal responsibility for the City’s residents and taxpayers.

Fitch & Associates, LLC was selected through a request for proposal process described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-67

Ordinance No. 2018-108  
(Int. No. 129)

**Authorizing an agreement for an evaluation of the Fire Department’s fire suppression deployment model**

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 Fitch & Associates, LLC to perform an organizational evaluation of the Rochester Fire Department (“RFD”) fire suppression deployment model. The maximum compensation for the agreement shall be \$45,000, which shall be funded from the 2017-18 Budget of Undistributed Expense. The agreement shall have a term of six months.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:09 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

May 15, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Absent – Councilmember Ortiz – 1

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

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

**Recognition Ceremony**

**Retirement:**

**DES:**

- \*John A. Bonaldi
- Sandra S. Members
- \*Michael J. Miles
- C. Mitchell Rowe
- John R. Standinger
- \*Antoinette M. Tiberio

**RFD:**

- \*Scott K. Boyce
- \*Pamela J. Haak
- \*Peter M. Haak
- \*Robert C. Horn
- \*Mark L. Stevens

**RPD:**

- \*Dennis L. Cole
- \*Michael F. Coon
- \*Paul D. Friday
- \*Nina M. Nowack
- \*John Prewasnicak
- \*Gary J. Sullivan
- \*David W. Swain
- \*Tim P. Waterman

**Special Recognition:**

Michael Carson

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Evans

RESOLVED, that the minutes of the Regular Meeting of April 17, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

- Administrative Cancellation or Refund of Erroneous Taxes and Charges –May 2018 – 4286-18
- Quarterly Reports – Schedule of Revenue and Expenditures – March 2018 – 4287-18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 142, Councilmember Evans on Int. No. 160, Int. No. 169 and Int. No. 184, and from Councilmember Gruber on Int. No. 142, Int. No. 171 and Int. No. 184.



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

None presented.

**THE COUNCIL PRESIDENT** --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS  
PUBLIC HEARINGS.

Pursuant to law, public hearings were held on May 10, 2018 on the following matters:

Amending the Zoning Map for 4 and 8 Birch Crescent Int. No. 147

No Comments

Authorizing pavement width changes for Seward Street at School Number 19 Int. No. 154

No Comments

Amending the Official Map by abandonment of a portion of Circle Street Int. No. 155

No Comments

Amending the Official Map to dedicate additional right-of-way within the Inner Loop East Transformation Project Int. No. 158

No Comments

**THE COUNCIL PRESIDENT** --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-14

Re: City Council Standard Work Day and Reporting Resolution

Transmitted herewith for your approval is a resolution approving the standard workday, for retirement purposes for newly elected members of City Council. At the July 2010 Regular Meeting, the City Council passed a resolution that standardized the City Council workday in accordance with the New York State Comptroller’s Regulation 315.4 in the following ways:

1. City Councilmembers enrolled in the New York State Retirement System will be required to keep a 90 day consecutive log of their daily activities and time spent on City Council business; and
2. This Resolution will set the standard City Council workday for full pension credit at 6 hours per day or a thirty hour work week; and
3. All logs will be kept on file with the City Clerk in accordance with Regulation 315.4; and
4. Going forward new members that are elected to the City Council will be required to keep a 90 day log within the first 120 days of taking office.

This specific piece of legislation is being submitted for Councilmember Malik D. Evans, and Councilmember Mitchell Gruber. These Councilmembers took office in January 2018. It should be noted that the 90-day log, as required has been submitted and is now on file with the Clerk’s Office.

Respectfully submitted,  
Adam C. McFadden  
City Council Vice President  
Chair, City Council Finance Committee  
Councilmember South District

Resolution No. 2018-14  
(Int. No. 184)

**Resolution approving standard work day for retirement purposes**

WHEREAS, members of the City Council who are enrolled in the New York State and Local Retirement System have maintained a log of work-related activities pursuant to 2 NYCRR 315.4 and desire to establish the standard work day and number of days to be reported to the Retirement System for each member based on the submitted logs, and

WHEREAS, the Council has previously established the standard work day for members of the City Council as six hours in a standard thirty hour work week and the standard work day for the Mayor as eight hours for a standard forty hour work week by Resolution No. 2012-13.

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

Section 1. The Council has established a six hour standard work day and a thirty hour standard work week (the equivalent of five standard work days) for members of the City Council.

Section 2. The Council hereby certifies that it has received logs of work-related activities pursuant to 2 NYCRR 315.4 from Councilmember Malik D. Evans and Councilmember Mitchell Gruber that form the basis for the number of days to be reported.

Section 3. Based on the logs, the monthly reporting for retirement purposes for Councilmember Malik Evans and Councilmember Mitchell Gruber shall be the total number of work days occurring each month based on working the equivalent of full five day standard work weeks throughout the month.

Section 4. The current term of office of Councilmember Malik Evans and Councilmember Mitchell Gruber began on January 1, 2018 and expires on December 31, 2021.

Section 5. This resolution shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Lightfoot, McFadden, Patterson, Spaul -6

Nays – 0.

Councilmembers Evans and Gruber abstained due to professional relationship.

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
May 15, 2018

To the Council:

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

- Int. No. 137            Approving the apportionment of taxes and charges
- Int. No. 138            Authorizing an agreement for ticket sales and box office management of City-produced events
- Int. No. 139            Authorizing an agreement for the administration of workers' compensation case management and medical claims services
- Int. No. 140            Authorizing an amendatory agreement for training development and delivery services
- Int. No. 141            Authorizing an agreement for fiscal advisory services
- Int. No. 142            Resolution approving an appointment to the Board of Directors of Action for a Better Community, Inc.
- Int. No. 143            Amending the Municipal Code with respect to taxicab fees
- Int. No. 180            Authorizing an agreement for consulting services and the creation of a Citywide Strategic Management Plan
- Int. No. 181            Determining and certifying base proportions, current percentages, and base percentages for the 2018 Assessment Roll
- Int. No. 182            Determining and certifying adjusted base proportions, assessed value, and net changes in assessed value for the 2018 Assessment Roll

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-109  
Re: Apportionment of Taxes and Charges

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing the apportionment of taxes and charges for 55 properties. This apportionment has been certified by the Assessor and is authorized by §6-78 of the City Charter.

The apportionment consists of City and School taxes and special district charges on properties subdivided or combined in 2017-2018. These taxes and charges, which total \$155,681.74, will be added to the new accounts established by the subdivisions or combinations of the former accounts.

If the proposed apportionment is approved, the taxes and charges will be added to the July 2018 tax bills of the new accounts. Owners of the subdivided or combined properties will be notified in writing of the potential charges in May 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-68

Ordinance No. 2018-109  
(Int. No. 137)

**Approving the apportionment of taxes and charges**

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

Section 1. The Council hereby approves the apportionment of taxes and charges upon various parcels of land as certified by the Assessor of the City of Rochester, pursuant to Section 6-78 of the Charter of the City of Rochester on April 10, 2018, in accordance with the list which is available in the Office of the City Clerk.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-110  
Re: Agreement – SMG/Blue Cross Arena at the War Memorial, City-Produced Events Box Office and Ticket Sales Management Services

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$17,800 as maximum compensation for an agreement with SMG/Blue Cross Arena at the War Memorial (Jeff Calkins, Manager) for box office management services, on-site ticket sales during City-produced events, and charges for City events hosted at the Blue Cross Arena. The cost of this agreement will be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The term of this agreement will be one year.

SMG will provide on-site ticket sales and dedicated, licensed security personnel for such sales during City-produced events at Dr. Martin Luther King, Jr., Park, like Party in the Park, ROC the Park, and the ROC Women’s Festival. In addition to the on-site ticket sales, SMG will also provide general box office management services for each event that includes the creation of an online Ticketmaster outlet, printed tickets, and the production of weekly sales reports. SMG will provide the City with revenue from the ticket sales at the end of the event season.

The Blue Cross Arena will also be the location of the Mayor’s Distinguished Gentleman event; an annual networking event that connects young men with local role models in various career fields.

A similar agreement with SMG for the same amount was authorized in March 2017 (Ord. No. 2017-58).

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-69

Ordinance No. 2018-110  
(Int. No. 138)

**Authorizing an agreement for ticket sales and box office management of City-produced events**

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 SMG/Blue Cross Arena at the War Memorial to provide ticket sales and box office management services for City-produced events. The maximum compensation for the agreement shall be \$17,800, which shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The agreement shall have a term of one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-111

Re: Agreement – Triad Group, LLC, Administration of Workers’ Compensation Case Management and Medical Claims Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$176,000 as maximum compensation for an agreement with Triad Group, LLC (Victoria E. Manes, Owner, Troy NY) for administration of workers’ compensation case management and medical claims services. The agreement will have a term of three years with the option of two one-year renewals, and will be funded from the 2018-19 (\$58,000), 2019-20 (\$58,000), and 2020-21 (\$60,000) Budgets for Undistributed Expenses, contingent upon approval of future budgets. The optional renewals will be funded from the 2021-22 (\$60,000) and 2022-23 (\$62,000) Budgets for Undistributed Expenses, contingent upon approval of future budgets.

Triad Group, LLC provides third party worker’s compensation case management and medical claim services that partners with clients to control risk and claims management costs. Through their professional management staff, claims staff and in-house workers’ compensation counsel, Triad Group, LLC coordinates all aspects of an organizations worker’s compensation case management and medical claim services into one program that addresses total risk exposure, coordinates claims management, and addresses managed care issues. Triad Group, LLC case management model places their trained medical professionals in facilitator roles to enhance the communication between the physician, employer and injured worker to promote speedy case resolution with attendant cost savings. Triad Group, LLC currently administers claims programs for a number of New York State governmental entities with self-insured worker’ compensation programs, similar to the City of Rochester.

Triad Group, LLC was selected through a request for proposals process, which is described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-70

Ordinance No. 2018-111  
(Int. No. 139)

**Authorizing an agreement for the administration of workers’ compensation case management and medical claims 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 Triad Group, LLC for the administration of workers’ compensation case management and medical claims services. The term of the agreement shall be three years with the option to extend for two one-year renewals.

Section 2. The maximum compensation for the first three years of the agreement shall be \$176,000 and said amount, or so much thereof as may be necessary, shall be funded from the 2018-19 Budget of Undistributed Expense (\$58,000), 2019-20 Budget of Undistributed Expenses (\$58,000) and 2020-21 Budget of Undistributed Expenses (\$60,000), contingent upon approval of future budgets. The maximum compensation for the first renewal period shall be \$60,000 funded from the 2021-22 Budget of Undistributed Expenses and for the second renewal period shall be \$62,000 funded from the 2022-23 Budget of Undistributed Expenses, contingent upon approval of future budgets.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-112

Re: Amendatory Agreement – Eagle International Institute, Inc., Project Contract Services for Training Development and Delivery

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Eagle International Institute, Inc. d/b/a Eagle Productivity Solutions, (Principal: Robert W. Cannon), 2165 Brighton-Henrietta TL Road Rochester, NY, to extend the term of the agreement for the development and delivery of training services as part of a City-wide Human Resource Management program. The original agreement was authorized in June 2016 for a term of two years. This amendment will extend the term for an additional one year.

Under this agreement, Eagle International Institute, Inc. d/b/a Eagle Productivity Solutions, will augment the City’s project staff in the areas of training design, material development and delivery for the next phases of the Payroll/Personnel program. No additional funding will be required.

A request for proposal was issued in 2016, two companies responded. Eagle Productivity Solutions provided the product, functional and subject matter experts needed in order to align training design and delivery offerings which meet City needs and standards.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-112  
(Int. No. 140)

**Authorizing an amendatory agreement for training development and delivery 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 amendatory professional services agreement with Eagle International Institute, Inc. d/b/a Eagle Productivity Solutions. The amendatory agreement shall extend by one year the term of the agreement authorized in Ordinance No. 2016-179, which provides for training development and delivery services for implementing the City’s human resources management enterprise-wide process and system solution.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-113  
Re: Agreement – Capital Markets Advisors, LLC, Fiscal Advisory Services

Council Priority: Deficit Reduction and Long Term Financial Fiscal Stability

Transmitted herewith for your approval is legislation authorizing an agreement with Capital Markets Advisors, LLC (Orchard Park, NY), Richard Ganci, Executive Vice President, for fiscal advisory services related to the issuance of debt instruments by the City of Rochester. The term of the agreement will be for three years with provision for two one-year renewal periods. Compensation will be on a fee-basis, not to exceed \$100,000 annually. The cost will be funded from the 2018-19 and subsequent annual Budgets of the Finance Department, contingent upon their approval.

To finance various capital projects, the City annually issues or reissues \$125 million to \$200 million in bond anticipation notes and/or bonds. In addition, the City may occasionally issue short-term debt in the form of revenue anticipation notes or tax anticipation notes to finance the short-term cash requirements of the City School District, depending on the timing of receipt of New York State Aid funds.

Under the proposed agreement, Capital Markets Advisors, LLC will provide the following services:

- Financial planning and analysis
- Marketing activities
- Document preparation and review
- Debt offering verifications and communications
- Material event disclosures

The fees for services will be limited to the following:

- Negotiated and competitively sold bonds \$17,500 for each bond issue; \$8,750 for additional series
- Negotiated and competitively sold notes \$9,500 for each note issue; \$4,750 for additional series
- Services unrelated to a specific note Hourly rate of \$150
- Services unrelated to a specific note or bond issue Hourly rate of \$150
- Material event disclosures \$1,500 per year

Out-of-pocket expenses for items such as printing of preliminary and final official statements, legal advertising, mailing, etc. will be billed at actual cost.

The consultant was selected through a request for proposal process described in the attached summary. The consultant has been advised of the Living Wage requirement and the Department of Finance will ensure compliance.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-113  
(Int. No. 141)

**Authorizing an agreement for fiscal advisory services**

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

Section 1. The Mayor is hereby authorized to enter into with Capital Markets Advisors, LLC for fiscal advisory services. The agreement shall have a maximum annual compensation of \$100,000. The term of the agreement shall be three years, with two one-year renewal options. Said amount shall be funded from the 2018-19 Budget of the Department of Finance (the "Department") for the first year, contingent upon approval and subsequent years and any renewal periods shall be funded from future Budgets of the Department, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-15  
Re: Appointment ABC Board

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

Rosiland Brooks-Harris  
69 Lyceum Street  
Rochester, NY 14609

Ms. Brooks-Harris will serve a three-year term of office, through May 2021.

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

A copy of Ms. Brooks-Harris' resume is on file in the office of the City Clerk.

Respectfully submitted,  
Loretta Scott  
President

Resolution No. 2018-15  
(Int. No. 142)

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

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

Section 1. The Council hereby approves the appointment of Rosiland Brooks-Harris to the Board of Directors of Action for a Better Community, Inc. for a term which shall expire on May 31, 2021.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-114  
Re: Taxi Fees

Transmitted for your approval is legislation amending City Code Chapter 108, Taxicabs, to reduce overall the annual taxicab and taxi driver licensing fees that are required of taxis operated in the City of Rochester. It would reduce the annual fee for the taxicab "hack plate" license from \$550 to \$350 and increase the taxi driver's annual license fee from \$22 to \$50.

The proposal is prompted by the new competitive landscape created by transportation network companies ("TNCs"), such as Uber and Lyft, whose drivers are not required to obtain hack plates or any other kind of local license.

Under New York State law that went into effect in June 2017, TNC drivers are authorized to conduct business in any Upstate municipality by abiding by the state's motor vehicle and insurance law requirements, unless the municipality enacts legislation that prohibits the practice of TNC-brokered ride-sharing entirely. Absent the blanket ban, the state's rules control and a municipality cannot require TNC drivers to obtain local hack plate and driver's

licenses, limit their fares, or impose any of the municipality's other local taxi regulations on TNC drivers. New York State law imposes some regulatory costs on TNC drivers indirectly through the state's 4% surcharge on all fares and the hefty annual state licensing fees charged to TNC's themselves (i.e., the Uber and Lyft companies),

Therefore, this legislation is proposed in an effort to level the competitive playing field between taxi and TNC drivers somewhat by reducing the combined fee for a taxicab hack plate and driver's license by the net amount of \$172. The hack plate fee is reduced \$200 based on declining demand for taxi hack plates. The taxi driver's license fee is increased by \$28 due to the City's cost of processing a taxi driver's license. Both of the fee changes are in alignment with the surrounding municipalities fees.

The legislation would go into effect on July 1, 2018, so that the change will occur at the beginning of the City's new licensing year, which matches the City's fiscal year

Respectfully submitted,  
Loretta C. Scott  
President  
Councilmember-at-Large

Adam McFadden Vice President  
Chair, Finance Committee  
District Councilmember

Ordinance No. 2018-114  
(Int. No. 143)

#### **Amending the Municipal Code with respect to taxicab fees**

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

Section 1. Chapter 108 of the Municipal Code, Taxicabs, as amended, is hereby further amended:

- a. In Article II, Taxicabs, subsection A of Section 108-8, Hack plate fees; administration, to read as follows:
  - A. The fee for a hack plate shall be ~~\$550~~ \$350 annually, and \$55 of said fee shall be a nonrefundable processing fee.
- b. In Article III, Taxicab driver's license, subsection C of Section 108-17, License required, to read as follows:
  - C. In the event that a taxicab driver's license is lost or stolen prior to the expiration thereof, the City Clerk may issue a duplicate upon payment of a fee of ~~\$22~~ \$50 and upon receipt of a duly sworn affidavit of loss from the holder.
- c. In Article III, Taxicab driver's license, subsection B of Section 108-18, Application, to read as follows:
  - B. The annual license fee shall be ~~\$22~~ \$50, and said fee shall be nonrefundable and paid at the time the application is made. There shall be a fee of \$10 for replacement of a lost certificate.

Section 2. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-115  
Re: Agreement – Baker Tilly, Organizational Design and Strategic Planning Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$121,145 as maximum compensation for an agreement with Baker Tilly Virchow Krause, LLP (referred to as Baker Tilly; (Alan D. Whitman, principal) of Philadelphia, PA for organizational design consulting and the creation of a Citywide Strategic Management Plan. This agreement will be funded from the 2017-18 Budget of Undistributed Expenses. The term of the agreement is one year.

The scope of services includes: development of a strategic vision and plan for City operations; evaluation of the City's organizational design; analysis of data reporting strategies and performance management framework; and leadership development. The goal of these activities is to develop a culture of data driven decision making citywide in which departments have realistic and mutually supportive goals based on a common strategic vision. The consultant will aid the City in establishing accountability practices to achieve this strategic vision.

The formal analysis of the City's organizational structure will identify weaknesses and/or inefficiencies, with a focus on enhancing service delivery. Proposed structural changes will be accompanied by analyses that will quantify the potential for financial savings and service improvement.

Baker Tilly has experience working with more than 1,000 state and local governments in analyzing, advising, and implementing policy and program solutions and specializes in public sector organizational operational assessments. This contract would be led by Russel A. Hissom, a firm partner and CPA with over thirty years of experience in enterprise risk advisory and internal audit services, business process control and improvement, performance management, and operations reviews. It will be supported by six internal audit, business process, and resource optimization professionals with specializations in strategic human capital management, technology system needs assessment and selection, process engineering, regulatory compliance, and capital planning. The firm has conducted many similar studies for comparable municipalities. For example, their assessment of the City of

Carlsbad, CA's organizational structure and operation strategies identified more than 100 opportunities for efficiencies with the potential to save over \$4,000,000 annually.

Baker Tilly was selected through a request for proposal process, which is described in the attached summary

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-72

Ordinance No. 2018-115  
(Int. No. 180)

**Authorizing an agreement for consulting services and the creation of a Citywide Strategic Management Plan**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Baker Tilly Virchow Krause, LLP in the maximum amount of \$121,145 for organizational design consulting services and the creation of a Citywide Strategic Management Plan. The agreement shall be funded from the 2017-18 Budget of Undistributed Expenses. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson – 7.

Nays: Councilmember Spaul -1.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-116  
Ordinance No. 2018-117

Re: Tax Apportionment Assessment Classes Tax Shift

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation certifying certain calculations related to the apportionment of property taxes between the homestead and non-homestead assessment classifications. Such certification is required by Article 19 of the New York State Real Property Tax Law.

The certification involves the determination of the "base proportion." In general, the base proportion for each class represents the share of the property tax levy to be allocated to that class. This determination process involves two computations. The first is the calculation of the current base proportions using 1989 and 2017 data. The second is the calculation of the adjusted base proportions using 2017 and 2018 data. Both calculations are attached.

The current base proportions, as calculated by the formula specified by Article 19, are as follows:

Homestead:	.4037944
Non-Homestead:	<u>.5962056</u>
Total:	1.0000000

In comparison, the new adjusted base proportions are as follows:

Homestead:	.4006863
Non-Homestead:	<u>.5993137</u>
Total:	1.0000000

The new proportions result in the following shifts in the share of the tax levy allocated to each class:

Homestead:	+0.33%
Non-Homestead:	-0.22%

These calculations have been reviewed by the New York State Office of Real Property Tax Services.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-73



Ordinance No. 2018-116  
(Int. No. 181)

**Determining and certifying base proportions, current percentages, and base percentages for the 2018 Assessment Roll**

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

Section 1. Under Section 1903 of the Real Property Tax Law, the Council determines the current base proportions, current percentages, and base percentages for the City’s 2018 assessment roll to be as follows:

	<u>Homestead Class</u>	<u>Non-Homestead Class</u>
Current base proportions	40.37944%	59.62056%
Current percentage	58.82420%	41.17580%
Base percentage	52.03550%	47.96450%

Section 2. The City Clerk is hereby directed to certify the figures set forth above to the New York State Department of Taxation and Finance, Office of Real Property Tax Services.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-117  
(Int. No. 182)

**Determining and certifying adjusted base proportions, assessed value, and net changes in assessed value for the 2018 Assessment Roll**

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

Section 1. Under Section 1903 of the Real Property Tax Law, the Council determines the adjusted base proportions, assessed value, and net change in assessed value for the City’s 2018 assessment roll to be as follows:

	<u>Homestead Class</u>	<u>Non-Homestead Class</u>
Adjusted base proportion	.4006863	.5993137
Taxable assessed value	3,793,157,041	2,600,673,142
Net change in assessed value from 2017 resulting from physical and quantity changes	+5,754,500	+19,542,000
Net change in assessed value from 2017 resulting from other than physical and quantity changes	- 1,169,700	-65,106,123

Section 2. The City Clerk is hereby directed to certify the figures set forth above to the New York State Department of Taxation and Finance, Office of Real Property Tax Services.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
May 15, 2018

To the Council:

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

- Int. No. 144            Authorizing the sale of real estate
- Int. No. 145            Authorizing the acceptance of real estate by donation
- Int. No. 146            Authorizing a lease agreement for space in the Port Terminal Building

- Int. No. 148 Authorizing an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. regarding the update of the City's Comprehensive Plan
- Int. No. 149 Authorizing an amendatory agreement with Environmental Testing & Consulting, Inc.

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

- Int. No. 147 Amending the Zoning Map for 4 and 8 Birch Crescent

The following entitled legislation is being **HELD** in committee

- Int. No. 150 Authorizing agreement relating to mortgage financing and extending the deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park
- Int. No. 179 Authorizing payment in lieu of taxes and loan agreements for the South view Towers project

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

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-118  
Re: Sale of Real Estate

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

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

The first two properties are single family structures being sold to Flower City Habitat for Humanity, Inc. They will rehabilitate the properties and sell them to income eligible first time home buyers.

The third property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lot with his existing lot and utilize it as green space.

The first year projected tax revenue for these three properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$4,980.

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-74

Ordinance No. 2018-118  
 (Int. No. 144)

**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 of the negotiated sale with proposal of the following parcels occupied with single-family houses:

Address	S.B.L.#	Lot Size	Use	Price	Purchaser
46 Delmonte St	091.66-2-39	40 x 116	1 Family	\$15,000	Flower City Habitat

129 Fernwood Av	106.27-2-21	43 x 127	1 Family	\$14,000	For Humanity, Inc Flower City Habitat For Humanity, Inc.
-----------------	-------------	----------	----------	----------	--

Section 2. The Council hereby approves of the negotiated sale with proposal of the following parcel of vacant land:

Address	S.B.L.#	Lot Size	Sq.Ft.	Price	Purchaser
7 Lorimer St	105.60-1-6	44 x 100	4,400	\$425	Trentyn Singleton

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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-119  
Re: Real Estate Donation

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the acceptance of the following real estate parcel from the seller, Bank of America, National Association;

<u>Address</u>	<u>Purpose</u>
251-253 Child Street	Use by the Rochester Police Department

This vacant lot is adjacent to the Rochester Police Department’s Special Investigations Office. Accepting this donation will allow the RPD to utilize this parcel to store their special equipment and tactical gear. The proposed use of the land is subject to all Zoning approvals.

In accordance with Article 8 of the New York State Conservation Law and Chapter 48 of the Rochester City Code, this project has been classified as an Unlisted Action. A Negative Declaration was issued on April 6, 2018 indicating that the proposed action is one which will not have a significant impact on the environment.

Upon acquisition by the City, any taxes or charges levied after the date of closing will be canceled. The property is to be conveyed with no other outstanding liens or encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-75

Ordinance No. 2018-119  
(Int. No. 145)

**Authorizing the acceptance of real estate by donation**

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

Section 1. The Council hereby authorizes the acceptance of the donation of a real estate parcel from the Bank of America, National Association as follows:

Address	SBL No.	Purpose
251-253 Child St.	120.26-1-80	Use by Rochester Police Department

Section 2. Upon transfer of title to the City, any City taxes and any other City charges, liens or encumbrances against said property after the date of closing are hereby cancelled.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-120  
Re: Lease Agreement – California Rollin, II at the Port, Port Terminal Building, 1000 North River Road

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement with Thomas Beaman, Jr., d/b/a California Rollin, II, 166 Gordon Drive, Rochester, NY and for the use of space on the first floor totaling 2,504 square feet in the Port Terminal Building as well as an adjacent outdoor space, approximately 2,500 square feet located at 1000 North River St. The monthly rental amount will be \$2,087 (\$10 per square foot), which was established through an independent appraisal prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc. as of January, 2018. The lease rate of \$10 s/f is consistent for all the first floor tenants of the Port Terminal. The agreement will be for five years with one five-year renewal option. The lease rate will be determined by an independent appraisal conducted once Landlord and Tenant agree to exercise the option to renew.

California Rollin and California Rollin II, has operated their Japanese sushi bar and restaurant in the Port Terminal building since 2004 and the business has expanded through the years to now include Suites 104, 105, 106 plus the outdoor space.

The lease is anticipated to be in place as of June 1, 2018 and will expire on May 31, 2023.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-76

Ordinance No. 2018-120  
(Int. No. 146)

**Authorizing a lease agreement for space in the Port Terminal Building**

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

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for the continued operation of a restaurant by a tenant who has been successful in the Port Terminal Building as well as in conducting similar businesses elsewhere in the Rochester area; and

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

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Thomas Beaman, Jr., doing business as California Rollin, II, for use of 2,504 square feet of space in Suites 104, 105, and 106 of the Port Terminal Building and for an adjacent outdoor area comprised of approximately 2,500 square feet. The agreement shall have a term of 5 years with one optional renewal term of five years.

Section 2. The monthly rental amount for the initial term shall be \$2,087. The monthly rental amount for an extension of the term, if any, shall be based on a subsequent independent appraisal.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-121  
Re: Zoning Map Amendment – 4 & 8 Birch Crescent

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning properties located at 4 and 8 Birch Crescent from R-2 Medium Density Residential District to C-2 Community Center District to facilitate the Pike Campus Renovation Project.

The Pike Company, (Thomas Judson, Jr, Chairman) is located on 1 Circle Street. They are in the process of investing in that campus and moving their partner company, Lecesce Construction, downtown. They have submitted their plans for this campus expansion/renovation which are currently under review. Pike's objective is to combine all of their parcels into one property. However, 4 and 8 Birch Crescent are currently in the R-2 Zoning District so they cannot be combined with their other properties unless they are rezoned to C-2. If the rezoning is approved, 4 and 8 Birch Crescent will be incorporated into the Pike Campus to facilitate the construction of 244 space parking lot that will serve the multiple properties on the campus. There is an Official Map Amendment to abandon a portion of Circle Street that is being submitted by DES that is a companion to this rezoning item.

The Planning Commission held an informational meeting on the proposed map amendment on Monday, April 2, 2018. The applicant spoke in support, and no one spoke in opposition. By a vote of 6-0, the Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-77

Ordinance No. 2018-121  
(Int. No. 147)

**Amending the Zoning Map for 4 and 8 Birch Crescent**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by modifying the Zoning Map incorporated in Section 120-5 to change from R-2 Medium Density Residential to C-2 Community Center the zoning district classification of the following property parcels:

Address	SBL #
4 Birch Crescent	106.75-1-43
8 Birch Crescent	106.75-1-38

and the area extending from those parcels to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-122

Re: Amendatory Agreement - Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation to amend an agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.(Bergmann) (Pietro Giovenco, PE, President and CEO) authorized by Ordinance No. 2017-130 to extend the term of the agreement to June 30, 2019 for work on the Comprehensive Plan, *Rochester 2034*. No change to the fee is proposed.

The scope of Bergmann’s work on the plan was redirected to the final plan production which is scheduled to occur during fall of 2018 through spring 2019. This change in the focus of their scope means that they are contributing to the later stages of creating the plan rather than the early stages.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-122  
(Int. No. 148)

**Authorizing an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. regarding the update of the City’s Comprehensive Plan**

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 Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. regarding the update of the City’s Comprehensive Plan (“Rochester 2034”). The amendatory agreement shall extend the term authorized in Ordinance No. 2017-130 through June 30, 2019.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-123

Re: Amendatory Agreement Environmental Testing & Consulting, Inc.

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

Transmitted herewith for your approval is legislation to amend an agreement with Environmental Testing & Consulting, Inc. authorized by Ordinance No.2018-33 to increase the maximum amount of compensation by \$24,000 to a new total of \$44,000 to be funded from the funds appropriated to the Lead Hazard Control Program in Section 1.a. of Ordinance No. 2016-102.

The Lead Hazard Control Program is funded by HUD’s Office of Healthy Homes and Lead Hazard Control. The program was authorized by City Council in April 2016 through Ordinance 2016-102. The City is under contract with HUD to produce 219 units of lead safe housing by December 2018. Currently, the City has 219 units enrolled. Because the lead hazard control costs have been lower than projected, we have the ability to enroll 30 additional units. We will be required to provide lead testing for these units which requires an agreement with ETC to provide these services. The City has been contracting with ETC for the past 14 years and we have been satisfied with their services.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-78

Ordinance No. 2018-123  
(Int. No. 149)

**Authorizing an amendatory agreement with Environmental Testing & Consulting, Inc.**

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 Environmental Testing & Consulting, Inc. to provide lead hazard evaluation services. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized in Ordinance No. 2018-33 by \$24,000 to a new total of \$44,000. Said amendatory amount shall be funded from the funds appropriated to the Lead Hazard Control Program in Section 1.a. of Ordinance No. 2016-102.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Patterson moved to discharge Introductory No. 179 from Committee;  
Motion 2<sup>nd</sup> by Councilmember Lightfoot

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Patterson, Spaul – 7

Nays: Councilmember Gruber -1

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-124  
Re: Southview Towers

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the Southview Towers rehabilitation project, a mixed-use, mixed-income project being undertaken by Landsman Development Corp. (Landsman) (James Goff, President and CEO) in the South Wedge neighborhood.

This legislation will:

1. Authorize property tax exemptions and payment-in-lieu of taxes agreements for the Southview Towers project, which will provide a 30-year exemption for an annual in-lieu payment equal to 10% of the project shelter rents (gross rents minus utility costs).
2. Appropriate a total of \$495,203 in Cash Capital to the Housing Revolving Loan Fund as follows: \$22,852 from Prior Years’ Cash Capital, \$372,725.06 from 2012-13 Cash Capital, and \$99,625.94 from 2017-18 Cash Capital.
3. Authorize a loan agreement for a \$650,000 construction/permanent loan with Landsman or an affiliated partnership or housing development fund corporation to be formed by Landsman, and appropriate \$154,797 in HOME funds from the Affordable Housing Fund allocation of the 2017-18 Housing Development Fund to combine with \$495,203 from the Housing Revolving Loan Fund to fund the loan.

The loan will serve initially as a 2% construction loan payable annually, then at conversion to permanent financing become a 30 year, 2% interest-only loan payable annually with the principal payment due at the end of the 30 year term.

4. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein; and

5. 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 Southview Towers project involves the rehabilitation of 193 rental units intended for low-income households and people with disabilities and/or issues with chronic homelessness. The community is located at 500 South Avenue. The units will continue to be targeted to households with income at or below 50%, 60%, and 80% of the Area Median Income.

Southview Towers is an existing former HUD Section 236 rental property that includes all one-bedroom apartments. The projected work scope includes new plumbing throughout the building, upgraded kitchens and bathrooms for all units, roof and window replacement, repair to building concrete, and replacement of exterior and stairwell doors. Renovation plans also prioritize safety and security with the addition of cameras, lighting, fire protection, and first floor adjustments to better secure the entrance and monitor visitors.

Landsman has also partnered with Person Centered Housing Options, Inc. (PCHO), to provide on-site comprehensive care management and support services to any household residing at Southview Towers. Services may include assistance to increase access to employment or education opportunities and other ways to increase self-sufficiency, including coordination of healthcare services both on- and off-site. In addition, PCHO works with Rochester’s homeless population, particularly those with disability and/or chronic homelessness issues, to find housing. Many previously homeless individuals have already been placed at Southview Towers through their highly successful pilot program, and the partnership aims to continue this process.

Southview Towers will continue to maintain its units as affordable for the duration of their PILOT. 117 units are targeted to households at or below 60% Area Median Income (currently \$32,520 for a household of 2, \$28,440 for a household of 1), while the other 76 remain under a Section 8 HAP contract, also targeted to households with lower income levels. The \$26.4 million project will utilize 4% LIHC housing tax credits, as well as City, State, bond, and owner financing. The City anticipates loaning \$650,000 to the project.

The Southview Towers will complement significant development and interest that has occurred in the Swillburg and Southwedge neighborhoods of the City in the past decade and will continue to provide housing for a range of incomes and household types within those popular areas. The project was awarded funding through New York State Homes and Community Renewal’s application for 4% low-income housing credits (LIHC). Other sources of funding include long- and short-term bonds, New York State Subsidies for Homes for Working Families (HWF) and Multifamily Preservation Program (MPP), as well as deferred developer fees and expenses.

The sources and uses for the project are summarized below:

<u>Uses</u>		<u>Permanent Sources</u>	
Land/Building	\$5,080,000	4% LIHC	\$8,711,184
Soft Costs and Working Capital	4,043,692	Housing Finance Agency (WPP)	7,720,000
Hard Costs	13,223,828	Long Term Bonds	4,900,000
Contingency	1,300,000	Housing Finance Agency (HWF)	2,300,000
Development Fee	2,115,005	City of Rochester	650,000
Reserves	661,000	Deferred Developer Fee	562,919
		Deferred Interest (Subsidy Loans)	503,280
		Developer Fee for Operational Reserve	468,000
		Interim Income (24 months)	413,142
		Seller Note	195,000
<b>TOTAL</b>	<b>\$26,423,525</b>	<b>TOTAL</b>	<b>\$26,423,525</b>

Workforce goals for the project are 6.9% women and 20% minorities.

A National Environmental Policy Act or NEPA review is underway and will be completed prior to entering into any agreements for the Southview Towers project.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-124  
 (Int. No. 179)

**Authorizing payment in lieu of taxes and loan agreements for the Southview Towers 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 payment in lieu of taxes agreement (PILOT agreement) for Southview Towers at 500 South Avenue (SBL # 121.56-2-1 (the Project) with a housing development fund corporation formed by Landsman Development Corp. for the Project.

The PILOT agreement shall provide that the Project remain entitled to a real property tax exemption for 30 years, provided that said housing development fund corporation 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. Said agreement and the associated real property tax exemption shall cease prior to the end of the 30-year term if and when the Project is no longer operated in accordance with Article 11 of the NYS Private Housing Finance Law and for the purpose of providing housing for mixed-income households and for people with disabilities and/or issues with chronic homelessness.

Section 2. The Mayor is hereby authorized to enter into a loan agreement with Landsman Development Corp. or an affiliated partnership or housing development fund corporation formed for the Project, for construction and permanent financing of the Project. The loan shall be in the amount of \$650,000, which shall be funded from the amounts appropriated in Section 3 herein. The loan agreement shall have a term that extends to 30 years following completion of Project construction. The loan shall function as a 2% construction loan with interest-only payments due annually until construction is complete, whereupon it shall convert to permanent financing with a term of 30 years that is subject to an annual interest rate of 2% due annually and repayment of the loan principal due at the end of the loan term. The Director of Finance is hereby authorized to adjust the loan interest rate and other terms and conditions in order to conform to requirements for Project tax credits and other legal requirements.

Section 3. The sum of \$495,203 from the following sources is hereby appropriated to the Housing Revolving Loan Fund for use as principal for the Project loan authorized herein: \$372,725.06 from 2012-13 Cash Capital, \$22,852 from Prior Years' Cash Capital, and \$99,625.94 from 2017-18 Cash Capital. The sum of \$154,797 is hereby appropriated from the Affordable Housing allocation of the Housing Development Fund within the Consolidated Community Development Plan/2017-18 Annual Action Plan for use as the remainder of the \$650,000 principal for the Project loan authorized herein.

Section 4. The agreements authorized herein 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.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Patterson, Spaul – 7

Nays: Councilmember Gruber - 1

TO THE COUNCIL

Ladies and Gentlemen:

Introductory No. 150

Re: Extending Reverter for Cobbs Hill Village

Transmitted herewith for your approval is legislation related to the refinancing of the Cobbs Hill Village owned by Plymouth Gardens, Inc. and managed by Rochester Management (Peggy Hill, CEO). The transmittal for this legislation is based upon the Planning Commission's decision to approve the project as it would give those age 55-and-over additional choice and opportunity for affordable housing by redeveloping property that was initially developed in the 1950s for such use. Redevelopment of the site is a

response to a market need and opportunity created by the increase in the 55-and-over age demographic. Plymouth Gardens, Seth Green Park and Cobbs Hill Village were built as affordable senior housing under the Limited-Profit Housing Companies Act (now Article 2 of the Private Housing Finance Law). All three properties are included in the Mitchell-Lama Housing program and are mortgaged together.

This legislation will:

1. Consent to the three projects being mortgaged by the New York Housing Finance Agency;
2. Authorize an extension of the reversionary interest of the City in Cobbs Hill Village and Seth Green Park (Plymouth Garden has no reverter) for an additional 20 years from December 2041, to December 2061;
3. Authorize an extension of the maturity date of the income debentures connected with the three properties until the same date, December 2061; and
4. Accept payment in the amount of \$352,000 for the extension of the reverter.

In 1957 the City conveyed the property at 645 Norris Drive. Alienation of park land to allow this sale was authorized by the State Legislature. The property is improved with six one-story buildings comprising a total of 60 housing units. Site plans propose to demolish the current Cobbs Hill Village units and construct 104 new units that include 24 units at 80% AMI and below, 40 units at 60% and below, 24 units at 50% and below, and 16 units at 30% and below. All current residents who move into the new buildings will maintain their existing rent levels for their remaining tenancy. The rents for any new tenant replacing a current tenant will receive these rates for the remaining 15 year period from the date of project completion. Additionally, the rent for 20 of the lowest rent units will be maintained for 40 years, which is the full period of the mortgage refinancing and the City's reverter extension.

In accordance with the deed restriction for Cobbs Hill Village, extending the reverter to coincide with the term of the new mortgage will allow Cobbs Hill Village to qualify for funding.

Plymouth Garden, Inc. (managed by Rochester Management), has agreed to pay the City \$352,000 for the extension of the reverter. Payment will be made to the City at the closing for the construction financing.

Respectfully submitted,  
Lovely A. Warren  
Mayor



Introductory No. 150

**Authorizing agreement relating to mortgage financing and extending the deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park**

WHEREAS, Plymouth Gardens, Inc. (the "Owner") is the owner of the following three facilities

that provide affordable housing for seniors: Cobbs Hill Village at 645 Norris Drive (SBL #122.62-1-1); Plymouth Gardens at 1331-1455 South Plymouth Avenue (SBL #135.35-1-17.1); and Seth Green Park at 1685 St. Paul Street (SBL #91.53-1-11.1), which are hereinafter referred to as "the Projects;"

WHEREAS, the properties on which the Projects were constructed were conveyed with the express purpose of developing affordable housing for seniors, and the Projects were constructed and remain operating as affordable senior housing facilities under what is now Article 2 of the Private Housing Finance Law;

WHEREAS, restrictions in the deeds by which the City conveyed each of the Project properties to Plymouth Gardens, Inc. or its predecessor in title require the approval of the City Council prior to mortgaging or remortgaging the Project premises;

WHEREAS, restrictions in the City deeds for the Cobbs Hill Village and Seth Green Park facilities provide that ownership of those premises shall revert to the City following the completion of mortgage payments;

WHEREAS, to allow the Owner to obtain financing from the New York State Housing Finance Agency ("HFA") and others to perform major rehabilitation and systems replacement work on the Projects, in Ordinance No. 2009-4, the City authorized the Owner to enter into a mortgage financing arrangement that extended the loan payment period, and, therefore, the date on which ownership of the Cobbs Hill Village and Seth Green Park projects would revert to the City, to October 10, 2041;

WHEREAS, pursuant to the same ordinance, the Owner paid the City \$250,000 as consideration for the City's consent to the Projects' new mortgage and extension of the reverter period;

WHEREAS, the Owner now proposes to redevelop the Cobbs Hill Village Project so as to replace its 60 dwelling units with 104 new dwelling units and to add a community center and other improvements and amenities ("CHV Redevelopment");

WHEREAS, the City Planning Commission ("CPC") has reviewed the Owner's proposed plans and specifications for the CHV Redevelopment in accordance with a restriction in the Project's 1957 deed that requires the CPC's approval of the plans and specifications prior to commencing any redevelopment of Cobbs Hill Village;

WHEREAS, on April 2, 2018, the CPC approved the plans and specifications for the CHV Redevelopment, subject to several conditions; and

WHEREAS, the HFA has offered to finance \$15.3 million of the costs for the CHV Redevelopment, provided that the Projects' combined mortgage is revised in such a way that the Owner's final loan repayment will come due on December 10, 2061.

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Plymouth Gardens, Inc. relating to rights for the three Projects. The agreement shall provide the consent of the City that is required for the Owner to mortgage the Project properties to HFA for the purposes of financing the CHV Redevelopment and to extend to December 10, 2061 the maturity date of the income debentures connected with the Plymouth Gardens, Seth Green Park and Cobbs Hill Village projects. The agreement shall also extend to December 10, 2061, the date on which ownership of the Seth Green Park and Cobbs Hill Village properties shall revert to the City.

Section 2. The agreement shall obligate Plymouth Gardens, Inc. to pay the City the sum of \$352,000, payable upon the closing on the construction financing for the CHV Redevelopment.

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

Section 4. This ordinance shall take effect immediately.

Held In Committee.

By Councilmember Evans  
May 15, 2018

To the Council:

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

- Int. No. 151      Amending Ordinance No. 2017-35 and appropriating funds for the 2018 Preventive Maintenance Northeast Group No. 1 Project
- Int. No. 152      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$4,999,000 Bonds of said City to finance the milling and resurfacing of certain portions of forty eight (48) streets in the Northwest Quadrant related to the 2018 Residential Milling and Resurfacing Program
- Int. No. 153      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$111,000 Bonds of said City to finance replacement of water mains, lines and valves along certain portions of forty eight (48) streets in the Northwest Quadrant related to the 2018 Residential Milling and Resurfacing Program

- Int. No. 156 Authorizing an agreement for engineering services for the Public Safety Building evaporative condenser replacement project
- Int. No. 157 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$361,000 Bonds of said City to finance the cost of the design and replacement of the rooftop evaporative condenser system at the City’s Public Safety Building
- Int. No. 159 Authorizing agreements for environmental site assessment and remedial services
- Int. No. 160 Authorizing agreements and appropriating funds for the Clean Heating and Cooling Community Campaign
- Int. No. 161 Authorizing an agreement for water quality testing services
- Int. No. 162 Authorizing an agreement for cryptosporidium and giardia laboratory services
- Int. No. 163 Authorizing an agreement for water system improvements, **as amended**
- Int. No. 164 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$900,000 Bonds of said City to finance the costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project
- Int. No. 165 Authorizing an intermunicipal agreement for the fueling of Fire Department vehicles
- Int. No. 183 Amending Ordinance No. 2018-40 relating to the Thomas P. Ryan R-Center Gym Air Conditioning Project

The Parks & Public Works Committee recommends for consideration the following entitled legislation:

- Int. No. 154 Authorizing pavement width changes for Seward Street at School Number 19
- Int. No. 155 Amending the Official Map by abandonment of a portion of Circle Street
- Int. No. 158 Amending the Official Map to dedicate additional right-of-way within the Inner Loop East Transformation Project

Respectfully submitted,  
 Malik Evans (Abstained on Int. No. 160)  
 Mitch Gruber  
 Elaine M. Spaul  
 Adam C. McFadden  
 Loretta C. Scott  
 PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-125  
 Re: Appropriate and Amendment – 2018 Preventive Maintenance Northeast Group No. 1 Project

Transmitted herewith for your approval is legislation related to the 2018 Preventive Maintenance Northeast Group No. 1 Project. This legislation will:

1. Appropriate \$ 31,174 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2018 Preventive Maintenance Northeast Group 1 Project; and
2. Amend Ordinance No. 2017-35, which originally established funding for the agreement with Popli, Architecture and Engineering & L.S., D.P.C. (Om Popli, PE, President) for design services related to this project, by reducing the 2016-17 Cash Capital by \$31,174 and replacing those funds with the NYS Marchiselli Aid appropriate herein.

This project, administered by the City under agreement with the NYSDOT, includes two locations:

- Upper Falls Boulevard (Genesee River to Hudson Avenue), and
- St. Paul Street (Gorham Street to Lowell Street)

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in summer of 2018 with scheduled completion in fall of 2018.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-79

Ordinance No. 2018-125  
(Int. No. 151)

**Amending Ordinance No. 2017-35 and appropriating funds for the 2018 Preventive Maintenance Northeast Group No. 1 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$31,174 in anticipated reimbursements from the New York State Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2018 Preventive Maintenance Northeast Group No. 1 Project.

Section 2. Ordinance No. 2017-35 is hereby amended by allocating \$31,174 of the funds appropriated under Section 1 herein to replace and reduce by \$31,174 the amount of the 2016-17 Cash Capital funds appropriated therein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-126  
Ordinance No. 2018-127  
Re: Residential Milling & Resurfacing Program 2018

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the Residential Milling & Resurfacing Program 2018. This legislation will:

1. Authorize the issuance of bonds totaling \$4,999,000 and appropriate the proceeds thereof to partially finance the street portion of the project, and
2. Authorize the issuance of bonds totaling \$111,000 and appropriate the proceeds thereof to partially finance the water portion of the project.

The project includes the milling and resurfacing of 48 streets in the northwest quadrant of the city; spot location repair and replacement of concrete curb and sidewalk; adjustments of existing catch basins and manholes; adjustments of existing water valves; installation of pavement markings; and installation and/or replacement of street signs. This project was designed in-house by the Department of Environmental Services Street Design Group.

Bids for construction were received on March 21, 2018. The apparent low bid of \$4,187,915 was submitted by Villager Construction, Inc. which is 2.85% less than the engineer's estimate. An additional \$809,748.90 will be allocated for project contingencies. RPR services will be provided by Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. per Ordinance No. 2016-342.

The costs for the categories of work for the project based upon the bid amount are as follows:

Sources	Construction	RPR	Contingency	Total
Street Bond	\$3,797,902.00	\$431,200.00	\$769,898.00	\$4,999,000.00
Water Bond	84,271.60	8,800.00	17,928.40	111,000.00
Rochester Pure Waters District	297,491.40	0.00	21,510.00	319,001.40
MCDOT Traffic	8,250.00	0.00	412.50	8,662.50
Total	\$4,187,915.00	\$440,000.00	\$809,748.90	\$5,437,663.90

Construction is scheduled to commence in the spring of 2018 and be completed in the fall of 2019. The project will result in the creation and/or retention of the equivalent of 59.1 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-80 & AR-81

Ordinance No. 2018-126  
(Int. No. 152)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$4,999,000 Bonds of said City to finance the milling and resurfacing of certain portions of forty eight (48) streets in the Northwest Quadrant related to the 2018 Residential Milling and Resurfacing Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of milling, resurfacing and reconstruction of certain portions of forty eight streets in the Northwest Quadrant, including those portions specified on the attached Exhibit A, related to the 2018 Residential Milling and Resurfacing Program Project in the City, including new curbing, sidewalks, signage,

manholes, catch basins and other roadway improvements (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 \$5,326,663.90. The plan of financing includes the issuance of \$4,999,000 bonds of the City which are hereby appropriated to said Project, application of \$319,001.40 Rochester Pure Waters District funds appropriated in Ordinance No. 2018-39, application of \$8,662.50 which is hereby appropriated from 2011-12 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 \$4,999,000 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 \$4,999,000. 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. 20. 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.

Passed unanimously.

Ordinance No. 2018-127  
(Int. No. 153)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$111,000 Bonds of said City to finance replacement of water mains, lines and valves along certain portions of forty eight (48) streets in the Northwest Quadrant related to the 2018 Residential Milling and Resurfacing Program**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of replacing certain water mains and lines along certain portions of forty eight (48) streets in the Northwest Quadrant, including those portions specified on the attached Exhibit A, related to the 2018 Residential Milling and Resurfacing Program Project in the City, including new water mains, lines and valves (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 \$111,000. The plan of financing includes the issuance of \$111,000 bonds of the City which are hereby appropriated to finance said Project 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 \$111,000 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 \$111,000. 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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-128  
Re: Pavement Width Changes- 465 Seward Street Charles Lunsford School No. 19

Transmitted herewith for your approval is legislation authorizing a decrease of approximately 8.75 feet in pavement width on Seward Street, from 34.25 feet to 25.50 feet, beginning at a point 66 feet northeast of Magnolia Street northeasterly for a distance of approximately 110.58 feet.

The pavement width changes were requested by the City School District to improve bus access and safety at the school. Traffic circulation within the site will be one-way, with all vehicles entering from Seward Street and exiting onto Magnolia Street.

In addition to the pavement width changes, this project includes curb and sidewalk replacement along the west side of Seward Street, reconstruction of driveway aprons on Magnolia Street, and reconstruction of sidewalks surrounding the school campus.

Design of the project is complete; construction will begin in June 2018 with completion in September 2018.

No additional right-of-way is required to accommodate the changes in pavement width. The pavement width changes were presented for endorsement at the April 3, 2018 Traffic Control Board meeting.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is part of a building renovation only, and a SEQR Type II Action requiring no further environmental review.

A public hearing on the pavement width changes is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-82

Ordinance No. 2018-128  
(Int. No. 154)

**Authorizing pavement width changes for Seward Street at School Number 19**

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

Section 1. Council hereby approves the following pavement width change to improve bus access and safety adjacent to School Number 19 at 465 Seward Street: A decrease of approximately 8.75 feet, from 34.25 feet to 25.50 feet, along the northwest side of Seward Street, beginning at a point 66 feet northeast of Magnolia Street and extending northeasterly for a distance of approximately 110.58 feet.

Section 2. The changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-129

Re: Official Map Amendment – Abandonment of an Excess Portion of Circle Street Right-of-Way

Transmitted herewith for your approval is legislation amending the Official Map by authorizing the proposed abandonment of a portion of Circle Street Right-of-Way.

Circle Street is an easement street with the abandoned portion reverting to the abutting property owner, The Pike Company. This will legalize an existing encroaching parking lot, and under site plan approval, eliminate existing deficiencies in on site parking.

The City Planning Commission, in its April 2, 2018 meeting recommended approval of this abandonment by a vote of 6-0-0. Minutes of that meeting, along with the application, are attached.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is an unlisted Action requiring no further environmental review.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-83

Ordinance No. 2018-129  
(Int. No. 155)

#### **Amending the Official Map by abandonment of a portion of Circle Street**

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

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

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe and State of New York and more particularly described as follows:

Beginning at the intersection of the southerly right-of-way line of East Main Street and the westerly right-of-way line of Circle Street; thence

1. Running a line having a bearing of N72°25'21"E a distance of 60.01 feet to a point of non-tangential curvature; thence
2. Turning and running a curve to the left through an included angle of 50°19'51", having a radius of 65.00 feet, a distance of 57.10 feet to a point of tangency; thence
3. Running a line having a bearing of S67°55'09"E a distance of 46.62 feet to a point; thence
4. Turning and running a line having a bearing of S22°04'51"W a distance of 11.08 feet to a point; thence
5. Turning and running a line having a bearing of S67°55'09"E a distance of 48.05 feet to a point; thence
6. Turning and running a line having a bearing of S43°37'48"E a distance of 21.10 feet to a point; thence
7. Turning and running a line having a bearing of S58°21'21"E a distance of 119.76 feet to a point; thence
8. Turning and running a line having a bearing of S22°04'49"W a distance of 20.35 feet to a point on the westerly right-of-way line of Circle Street; thence
9. Turning and running along said westerly right-of-way on a line having a bearing of N67°55'09"W a distance of 232.00 feet to a point of curvature; thence
10. Continuing along said right-of-way on a curve to the right through an included angle of 50°20'01", having a radius of 125.00 feet, a distance of 109.81 feet to the point of beginning.

INTENDING TO DESCRIBE a parcel of land to be conveyed, Circle Street, which contains 14,590 square feet of land, City of Rochester, New York.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-130

Ordinance No. 2018-131

Re: Agreement – Public Safety Building Evaporative Condenser Replacement Project

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the Public Safety Building (PSB) evaporative condenser replacement project. This legislation will:

1. Establish \$60,000 as maximum compensation for a professional services agreement with Labella Associates, D.P.C. (Principal: Sergio Esteban, CEO) 300 State Street, Rochester, NY for engineering design and construction administration services. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project. The cost of the agreement will be financed from bonds to be issued herein.
2. Authorize the issuance of bonds totaling \$361,000 and the appropriation of the proceeds thereof to finance the Project.

	Bond Amount
Design / Construction Administration	\$60,000
Construction	\$301,000

The project includes, but is not limited to, the replacement of the existing rooftop evaporative condenser including piping, electrical work, insulation, controls, balancing and water treatment. The evaporative condenser is original to the Public Safety Building, built in 2002, and requires replacement due to its age and condition. Energy efficiency measures will be included within the design.

Labella Associates, D.P.C. was selected for engineering and construction administration services through a request for proposal process, which is described in the attached summary.

The project design is anticipated to begin in summer 2018; with anticipated construction to begin in fall 2019 with completion in the spring of 2020. The project will result in the creation and/or retention of the equivalent of 3.9 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-84

Ordinance No. 2018-130  
(Int. No. 156)

**Authorizing an agreement for engineering services for the Public Safety Building evaporative condenser 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 a professional services agreement with LaBella Associates, D.P.C. to provide engineering design and construction administration services for the Public Safety Building evaporative condenser replacement (“Project”). The term of the agreement shall continue to 3 months after completion of the two-year guarantee inspection of the Project. The maximum compensation for the agreement shall be \$60,000 and said amount, or so much thereof as may be necessary, shall be funded from the proceeds of bonds to be appropriated for 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.

Passed unanimously.

Ordinance No. 2018-131  
(Int. No. 157)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$361,000 Bonds of said City to finance the cost of the design and replacement of the rooftop evaporative condenser system at the City’s Public Safety Building**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of the design and replacement of the rooftop evaporative condenser system at the City's Public Safety Building, including new piping, electrical, insulation and controls (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 \$361,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$361,000 bonds of the City 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 \$361,000 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 \$361,000. 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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-132

Re: Inner Loop East Transformation Project Official Map Amendment Dedication of Additional Rights of Way

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the Inner Loop East Transformation project. This legislation will amend the Official Map by dedicating the following 13 permanent easements as public rights-of-way for street purposes.

<u>Address</u>	<u>Property-owner</u>	<u>Area</u>	<u>Map/Parcel</u>
Howell Street Parcel 1	COR Inner Loop Parcels	60,407 SF	M1-3/P1
Savanna Street Parcel 1	COR Inner Loop Parcels	5,012 SF	M1/P1
Union Street Parcel 1	COR Inner Loop Parcels	44,423 SF	M1-6/P1
Union Street Parcel 2	COR Inner Loop Parcels	32,529 SF	M7-9/P2
East Broad Street Parcel 1	COR Inner Loop Parcels	8,180 SF	M1/P1
East Avenue Parcel 1	COR Inner Loop Parcels	88 SF	M1/P1
East Avenue Parcel 2	COR Inner Loop Parcels	1001 SF	M1/P2
Pitkin Street Parcel 1	COR Inner Loop Parcels	6,708 SF	M1/P1
Pitkin Street Parcel 2	COR Inner Loop Parcels	8,754 SF	M2/P2
Pitkin Street Parcel 3	COR Inner Loop Parcels	7,810 SF	M3-4/P3



Charlotte Street Parcel 1	COR Inner Loop Parcels	10,645 SF	M1/P1
Haags Alley Parcel 1	COR Inner Loop Parcels	2,758 SF	M1/P1
Haags Alley Parcel 2	COR Inner Loop Parcels	194 SF	M2/P2

The Inner Loop East Transformation project removed the aging 50-year old eastern segment of the Inner Loop expressway between Broadway and Richmond Street and replaced it with appropriate-scaled, complete city streets along Howell Street, South Union Street and North Union Street. The project created surplus land above the bed of the former expressway. That surplus land has become available for redevelopment opportunities in the southeast Center City and East End.

Dedication of these lands as Right of Way is the final step in re-establishing the urban street. Howell Street and Union Street were the first new streets designed since the implementation of the Complete Streets policy adopted by City Council via Ordinance No. 2011-356. These streets incorporate equal treatment for pedestrians, cyclist and vehicles with a cycle track, separated sidewalk and 11 foot vehicle lanes due to the ability to establish the necessary right of way width to accommodate all modes.

These amendments were presented to the City Planning Commission at its April 2, 2018 meeting. Minutes of that meeting are attached.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-85

Ordinance No. 2018-132  
(Int. No. 158)

#### **Amending the Official Map to dedicate additional right-of-way within the Inner Loop East Transformation Project**

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

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by dedicating to street purposes the following 13 described land parcels subject to permanent easements that were acquired as part of the Inner Loop East Transformation Project and by adding said dedications to their respective adjoining streets. The 13 parcels are more particularly described below and are depicted in maps reference therein, which are on file with the City Clerk.

#### **Howell Street**

##### **PARCEL 1**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southwesterly corner of Tax Map Parcel 121.41-2-34, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) northeasterly along proposed southerly ROW of Howell Street (width varies) along a curve to the right having a radius of 14.0 feet and a length of 31.21 feet to a point of compound curvature; thence
- (2) northeasterly continuing along said proposed southerly ROW of Howell Street (width varies) along a curve to the right having a radius of 965.50 feet and a length of 155.74 feet to a point of tangency; thence
- (3) N84°10'03"E continuing along said proposed southerly ROW of Howell Street (width varies), a distance of 101.32 feet to a point of curvature; thence
- (4) southeasterly along proposed southerly ROW of Howell Street (width varies) along a curve to the right having a radius of 13.0 feet and a length of 26.58 feet to a point of tangency. said point being on the westerly ROW of Savannah Street (50' wide); thence
- (5) N71°15'59"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 65.33 feet to a point of curvature, said point also being on the easterly ROW of Savannah Street (50' wide); thence
- (6) northeasterly along proposed southerly ROW of Howell Street (width varies) along a curve to the right having a radius of 8.0 feet and a length of 8.77 feet to a point of tangency; thence
- (7) N84°10'03"E continuing along said proposed southerly ROW of Howell Street (width varies), a distance of 89.98 feet to an angle point; thence
- (8) N70°04'58"E continuing along said proposed southerly ROW of Howell Street (width varies), a distance of 28.71 feet to an angle point; thence
- (9) S21°19'35"W continuing along said proposed southerly ROW of Howell Street (width varies). a distance of 45.10 feet to an angle point; thence
- (10) N72°05'05"E continuing along said proposed southerly ROW of Howell Street (width varies), a distance of 2.58 feet to an angle point, so id point also being on the westerly ROW of Jordon Alley (16' wide); thence

- (11) N55°32'03"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 28.46 feet to a point, said point also being the intersection of the easterly ROW of Jordon Alley (16' wide) and the proposed southerly ROW of Howell Street (width varies); thence
- (12) N55°30'09"E along said proposed southerly ROW of Howell Street (width varies), a distance of 60.53 feet to an angle point: thence
- (13) S68°47'55"E continuing along said proposed southerly ROW of Howell Street (width varies), a distance of 47.63 feet to an angle point; thence
- (14) N21°58'15"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 100.49 feet to a point of curvature, said point also being the intersection of the proposed northerly ROW of Howell Street (width varies) and the proposed westerly ROW of South Union Street (66' wide); thence
- (15) southwesterly along proposed northerly ROW of Howell Street (width varies) along a non-tangent curve to the right having a radius of 18.0 feet and a length of 25.66 feet to a point of reverse curvature; thence
- (16) southwesterly continuing along proposed northerly ROW of Howell Street (width varies) along a curve to the left having a radius of 301.50 feet and a length of 102.53 feet to a point of tangency; thence
- (17) S84°10'03"W continuing along said proposed northerly ROW of Howell Street (width varies), a distance of 608.28 feet to a point of curvature: thence
- (18) northwesterly along proposed northerly ROW of Howell Street (width varies) along a non-tangent curve to the right having a radius of 37.48 feet and a length of 9.00 feet to a point on the easterly ROW of Monroe Avenue (66' wide); thence
- (19) S21°17'35"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 8.43 feet to an angle point; thence
- (20) S52°47'05"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 176.17 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 1.39+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Howell Street Parcel 1", dated March 20, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

### Savannah Street

#### PARCEL 1

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southeasterly corner of Tax Map Parcel 121.33-1-87, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) southwesterly along proposed northerly ROW of Savannah Street (55' wide) along a curve to the right having a radius of 8.0 feet and a length of 12.50 feet to a point of tangency; thence
- (2) N68°30'40"W along said proposed northerly ROW of Savannah Street (55' wide), a distance of 83.01 feet to a point; thence
- (3) S21°19'45"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 55.00 feet to a point on the proposed southerly ROW of Savannah Street (55' wide); thence
- (4) S68°30'40"E along said proposed southerly ROW of Savannah Street (55' wide), a distance of 82.26 feet to a point of curvature; thence
- (5) southeasterly continuing along said proposed southerly ROW of Savannah Street (55' wide) along a curve to the right having a radius of 8.0 feet and a length of 12.63 feet to a point tangency, said point also being on the proposed westerly ROW of Union Street (width varies); thence
- (6) N21°58'15"E through said lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 71.00 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.115+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Savannah Street Parcel 1", dated March 19, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

### Union Street

#### PARCEL 1

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northeasterly corner of Tax Map Parcel 121.41-2-2, and as described in the deed filed in the Monroe County Clerk's Office at Liber 9291 of Deeds, Page 114: thence

- (1) N09°52'07"W along proposed southerly ROW of Howell Street (width varies), a distance of 23.35 feet to an angle point: thence
- (2) N68°47'55"W continuing along proposed southerly ROW of Howell Street (width varies), a distance of 14.43 feet to an angle point: thence
- (3) N21°58'15"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 100.49 feet to the point of intersection of the proposed northerly ROW of Howell Street (width varies) and the proposed westerly ROW of South Union Street (66' wide); thence
- (4) N21°58'15"E continuing along said proposed westerly ROW of South Union Street (66' wide) a distance of 661.00 feet to the point of intersection of the proposed southerly ROW of Savannah Street (55' wide) and the proposed westerly ROW of South Union Street (66' wide); thence
- (5) N21°58'15"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 71.00 feet to the point of intersection of the northerly ROW of proposed Savannah Street (55' wide) and the proposed westerly ROW of South Union Street (66' wide); thence
- (6) N21°58'15"E continuing along said proposed westerly ROW of South Union Street (66' wide) a distance of 399.55 feet to the point of intersection of the southerly ROW of East Broad Street (85' wide) and the proposed westerly ROW of South Union Street (66' wide); thence
- (7) N21°58'15"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 93.00 feet to the point of intersection of the proposed northerly ROW of East Broad Street (85' wide) and the proposed westerly ROW of South Union Street (66' wide); thence
- (8) N21°58'15"E continuing along said proposed westerly ROW of South Union Street (66' wide) a distance of 51.53 feet to an angle point; thence
- (9) N19°05'47"E continuing along said proposed westerly ROW of South Union Street (66' wide) a distance of 219.36 feet to an angle point; thence
- (10) N21°58'15"E continuing along said proposed westerly ROW of South Union Street (66' wide) a distance of 71.84 feet to the point of intersection of the proposed southerly ROW of East Avenue (76.5' wide) and the proposed westerly ROW of South Union Street (66' wide); thence
- (11) N21°58'15"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 14.42 feet to an angle point: thence
- (12) S71°36'50"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 36.07 feet to an angle point: thence
- (13) S21°58'15"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 1594.36 feet to an angle point: thence
- (14) S21°03'24"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 109.47 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 1.02+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - South Union Street Parcel 1", dated March 21, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **Parcel 2**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northeasterly corner of Tax Map Parcel 106.81-2-71, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395: thence

- (1) S67°59'29"E along the southerly line of lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 39.49 feet to a point; thence
- (2) S22°06'58"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 202.15 feet to an angle point; thence
- (3) S22°00'28"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 595.93 feet to an angle point; thence
- (4) N71°36'34"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 44.61 feet to an angle point; thence

- (5) N22°09'00"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 8.69 feet to the point of intersection of the northerly ROW of East Avenue (76.5' wide) and the proposed westerly ROW of North Union Street (width varies); thence
- (6) N22°00'28"E along said proposed westerly ROW of North Union Street (width varies) a distance of 138.75 feet to an angle point; thence
- (7) N25°15'54"E continuing along said proposed westerly ROW of North Union Street (width varies) a distance of 88.00 feet to an angle point; thence
- (8) N22°00'28"E continuing along said proposed westerly ROW of North Union Street (width varies) a distance of 350.31 feet to the point of intersection of the proposed southerly ROW of Charlotte Street (60' wide) and the proposed westerly ROW of North Union Street (width varies); thence
- (9) N22°05'42"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 75.98 feet to the point of intersection of the proposed northerly ROW of Charlotte Street (60' wide) and the proposed westerly ROW of North Union Street (width varies); thence
- (10) N22°07'13"E along said proposed westerly ROW of North Union Street (width varies) a distance of 124.31 feet to the point of intersection of the proposed southerly ROW of Haags Alley (15' wide) and the proposed westerly ROW of North Union Street (width varies); thence
- (11) N22°07'13"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 15.00 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.747+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - North Union Street Parcel 2", dated March 21, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **East Broad Street**

##### **PARCEL 1**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southwesterly corner of Tax Map Parcel 121.25-2-43. and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) N68°01'45"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 8.02 feet to a point; thence
- (2) S21°19'45"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 85.01 feet to a point on the southerly ROW of proposed East Broad Street (85.0' wide); thence
- (3) S68°01'45"E along said southerly ROW of East Broad Street (85.0' wide), a distance of 87.60 feet to a point of curvature; thence
- (4) southeasterly continuing along said southerly ROW of East Broad Street (85.0' wide) along a tangent curve to the right, said curve having a radius of 8.00 feet and a length of 12.57 feet to a point of tangency, said point also being on the westerly ROW of proposed Union Street; thence
- (5) N21°58'15"E through said lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 93.00 feet to the point of intersection of the northerly ROW of proposed East Broad Street (85.0' wide) and the westerly ROW of Union Street (width varies); thence
- (6) N68°01'45"W along said northerly ROW of East Broad Street (85.0' wide), a distance of 88.54 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.188+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - East Broad Street Parcel 1", dated March 19, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **East Avenue**

##### **PARCEL 1**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southeasterly corner of Tax Map Parcel 121.25-1-52, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11157 of Deeds. Page 395; thence

- (1) southwesterly along northerly ROW of East Avenue (76.5' wide) along a curve to the right having a radius of 8.0 feet and a length of 12.07 feet to a point of tangency; thence
- (2) N71°32'15"W along said northerly ROW of East Avenue (76.5' wide), a distance of 53.74 feet to a point; thence

- (3) S18°23'26"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 1.28 feet to a point: thence
- (4) S71°36'34"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 61.16 feet to a point; thence
- (5) N22°09'00"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 8.73 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.002+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - East Avenue Parcels 1 & 2", dated March 19, 2018. As prepared by Ravi Engineering & Land Surveying, P.C.

#### **PARCEL 2**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northeasterly corner of Tax Map Parcel 121.25-2-28.4 and as described in the deed filed in the Monroe County Clerk's Office at Liber 5828 of Deeds, Page 253; thence

- (1) S73°54'19"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 24.21 feet to the point of intersection of the proposed southerly ROW line of East Avenue (76.5' wide) and the easterly ROW line of proposed Pitkin Street (width varies); thence
- (2) S71°32'15"E along said proposed southerly ROW of East Avenue (76.5' wide), a distance of 79.28 feet to a point of curvature; thence
- (3) southeasterly along proposed southerly ROW of East Avenue (76.5' wide) along a tangent curve to the right having a radius of 5.0 feet and a length of 8.16 feet to the point of tangency, said point also being on the proposed westerly ROW of North Union Street; thence
- (4) N22°09'00"E through the said lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 14.42 feet to a point; thence
- (5) N71°36'50"W continuing through the said lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 109.43 feet to a point; thence
- (6) S18°11'12"W continuing through the said lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 9.94 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.023+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - East Avenue Parcel 2", dated March 14, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **Pitkin Street**

#### **PARCEL 1**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northwesterly corner of Tax Map Parcel 106.81-2-70, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) N67°59'16"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 48.53 feet to a point, said point being the intersection of the southerly ROW of Haags Alley and the proposed westerly ROW of Pitkin Street; thence
- (2) S13°16'24"W along said proposed westerly ROW of Pitkin Street, a distance of 126.28 feet to an angle point; thence
- (3) S65°11'26"W continuing along said proposed westerly ROW of Pitkin Street a distance of 18.03 feet to the intersection of the northerly ROW of Charlotte Street; thence
- (4) S72°41'00"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 63.49 feet to a point, said point being the intersection of the proposed easterly ROW of Pitkin Street and the proposed northerly ROW of Charlotte Street: thence
- (5) N12°46'31"E along said proposed easterly ROW of Pitkin Street, a distance of 134.51 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.154+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Pitkin Street Parcel 1", dated March 23, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **PARCEL 2**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northeasterly corner of Tax Map Parcel 121.25-1-20, and as described in the deed filed in the Monroe County Clerk's Office at Liber 9585 of Deeds, Page 438; thence

- (1) S05°27'54"W along proposed westerly ROW of Pitkin Street, a distance of 122.91 feet to an angle point; thence
- (2) S21°12'01"W continuing along said proposed westerly ROW of Pitkin Street, a distance of 57.07 feet to a point; thence
- (3) S68°27'24"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 36.53 feet to an angle point; thence
- (4) S26°29'00"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 35.93 feet to a point of non-tangent curvature on the proposed easterly ROW of Pitkin Street; thence
- (5) northeasterly along said proposed easterly ROW of Pitkin Street along a non-tangent curve to the left having a radius of 292.00 feet and a length of 46.24 feet to a point of tangency; thence
- (6) N06°28'11"E continuing along said proposed easterly ROW of Pitkin Street, a distance of 160.93 feet to the point of intersection of the proposed easterly ROW of Pitkin Street (width varies) and the proposed southerly ROW of Charlotte Street (60' wide); thence
- (7) N58°25'03"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 48.12 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.201+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Pitkin Street Parcel 2", dated March 23, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

### PARCEL 3

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southwesterly corner of Tax Map Parcel 121.25-2-43, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) N68°01'45"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 8.02 feet to an angle point; thence
- (2) N21°19'45"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 11.81 feet to an angle point; thence
- (3) S77°43'08"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 0.72 feet to an angle point; thence
- (4) N12°16'52"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 30.19 feet to a point on the proposed westerly ROW of Pitkin Street; thence
- (5) N20°49'02"E along said proposed westerly ROW of Pitkin Street, a distance of 154.89 feet to a point; thence
- (6) N23°35'17"E continuing along said proposed westerly ROW of Pitkin Street, a distance of 81.84 feet to a point; thence
- (7) N18°11'12"E continuing along said proposed westerly ROW of Pitkin Street, a distance of 67.19 feet to the point of intersection of the proposed southerly ROW of East Avenue and the proposed westerly ROW of Pitkin Street; thence
- (8) S73°54'19"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 24.21 feet to the point of intersection of the proposed southerly ROW of East Avenue and the proposed easterly ROW of Pitkin Street; thence
- (9) S20°49'02"W along said proposed easterly ROW of Pitkin Street, a distance of 342.67 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.179+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Pitkin Street Parcel 3", dated March 23, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

### Charlotte Street

#### PARCEL 1

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the southwesterly corner of Tax Map Parcel 106.81-2-70, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395; thence

- (1) N72°41'00"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 63.49 feet to a point, said point being the intersection of the proposed northerly ROW of Charlotte Street (50' wide) and the westerly ROW of proposed Pitkin Street; thence
- (2) S68°09'17"E continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 66.47 feet to an angle point; thence
- (3) S54°24'01"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 59.33 feet to an angle point; thence
- (4) N68°05'16"W continuing through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 12.28 feet to the point of intersection of the southerly ROW of Charlotte Street (50' wide) and the westerly ROW of proposed Pitkin Street; thence
- (5) S58°25'03"E through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 48.12 feet to the point of intersection of the southerly ROW of proposed Charlotte Street (60' wide) and the easterly ROW of proposed Pitkin Street; thence
- (6) S83°13'37"E along said southerly ROW of proposed Charlotte Street (60' wide), a distance of 12.12 feet to an angle point; thence
- (7) S68°10'01"E continuing along said southerly ROW of Charlotte Street (60' wide), a distance of 134.41 feet to a point of curvature; thence
- (8) continuing along said proposed southerly ROW of Charlotte Street (60' wide) along a tangent curve to the right, said curve having a radius of 8.00 feet and a length of 12.59 feet to a point of tangency, said point also being on the westerly ROW of proposed North Union Street; thence
- (9) N22°05'42"E through the lands now or formerly owned by New York State interstate 490 Inner Loop a distance of 75.98 feet to a point of curvature, said point being the intersection the westerly ROW of proposed North Union Street and the northerly ROW of proposed Charlotte Street (60' wide); thence
- (10) along said proposed northerly ROW of Charlotte Street (60' wide) along a non-tangent curve to the right, said curve having a radius of 8.00 feet and a length of 12.53 feet to a point of tangency; thence
- (11) N68°10'02"W continuing along said proposed northerly ROW of Charlotte Street (60' wide), a distance of 152.85 feet to the Point of Beginning.

Hereby intending to describe a parcel of land containing 0.244+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Charlotte Street Parcel 1", dated March 16, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

#### **Haags Alley**

##### **PARCEL 1**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Beginning at the northeasterly corner of Tax Map Parcel 106.81-2-70, and as shown on the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395, said point being the Point or Place of Beginning; thence

- (1) N22°07'13"E along said westerly ROW line of North Union Street, a distance of 15.00 feet to a point; thence;
- (2) N67°59'29"W along the north division line of Tax Map Parcel 106.81-2-71, a distance of 185.11 feet to a point; thence;
- (3) S12°46'31"W a distance of 15.20 feet to the southwesterly corner of Tax Map Parcel 106.81-2-71; thence
- (4) S67°59'29"E along the south division line of Tax Map Parcel 106.81-2-71, a distance of 182.65 feet to the Point or Place of Beginning.

Hereby Intending to describe a parcel of land containing 0.063+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Haags Alley", dated March 06, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

##### **PARCEL 2**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows: Commencing at the northwesterly corner of Tax Map Parcel 106.81-2-70, and as described in the deed filed in the Monroe County Clerk's Office at Liber 11757 of Deeds, Page 395: thence N12°46'31"E a distance of 1.84 feet to the true Point of Beginning; thence

- (1) N45°42'01"W through the lands now or formerly owned by New York State interstate 490 Inner Loop, a distance of 34.27 feet to a point; thence;
- (2) S68°13'27"E continuing through said New York State interstate 490 Inner Loop, a distance of 29.58 feet to a point, said point being northwesterly corner of Tax Map Parcel 106.81-2-71; thence;

- (3) S12°46'31"W a distance of 13.29 feet to the Point or Place of Beginning.

Hereby intending to describe a parcel of land containing 0.004+/- acre, all as shown on a map entitled "Map of Lands to Be Dedicated for Street Purposes - Haags Alley Parcel 2", dated March 13, 2018, as prepared by Ravi Engineering & Land Surveying, P.C.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-133  
Re: Agreements - Environmental Site Assessment and Remedial Services

Transmitted herewith for your approval is legislation authorizing professional services agreements with the following companies for environmental assessment, investigation, and remedial services:

Firm Name	Address	Principal/ Owner
Arcadis of New York, Inc.	510 Clinton Square, Suite 553, Rochester	Joseph Molina, Sr. VP North America
Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.	280 East Broad Street, Suite 200, Rochester	Pietro Giovenco, President and CEO
Day Environmental, Inc.	1563 Lyell Avenue, Rochester	David Day, Principal
Fisher Associates, P.E., L.S., L.A., D.P.C.	180 Charlotte Street, Rochester	Roseann Schmid, CEO
LaBella Associates, D.P.C.	300 State Street, Suite 201, Rochester	Sergio Esteban, Chairman and CEO
LiRo Engineers, Inc.	250 Mill Street, Rochester	Louis Tormenta, CEO and Vice Chairman
Joseph C. Lu Engineering, P.C. (MBE)	339 East Avenue, Rochester	Cletus Ezenwa, CEO
Matrix Environmental Technologies Inc.	3730 California Rd, Orchard Park	Sean Carter, President
Ravi Engineering and Land Surveying, P.C. (MBE)	2110 S. Clinton Avenue, Suite 1, Rochester	Nagapa Ravindra. President
Stantec Consulting Services Inc.	61 Commercial Street, Rochester	Gord Johnston, CEO

Services utilized under these agreements will be financed from the annual budgets of the departments using the services or from capital funds appropriated for specific environmental, construction and redevelopment projects.

Environmental site assessments are a prerequisite for properties that are involved in real estate transactions. Such assessments allow a prospective buyer to identify suspect environmental conditions, consider potential remediation costs during negotiations, plan for cleanup during redevelopment and avoid or limit liability for these costs.

Under the proposed agreements, Phase I and Phase II Environmental Site Assessment (ESA) services will be provided. Additional environmental services will be provided which may include:

1. Survey, sampling and laboratory analysis of air, soil, wastes, groundwater and surface waters;
2. Subsurface soil, bedrock, and geotechnical investigations;
3. Environmental data analysis, modeling, survey, and GIS/GPS mapping;
4. Feasibility studies, analyses of remedial alternatives, and remedial cost estimating; and
5. Environmental planning, design, and implementation of remedial actions and pollution prevention/environmental sustainability measures.

The City routinely performs site assessments prior to acquiring commercial and industrial properties. The most recent agreements for these assessments were authorized by the City Council on June 16, 2015 (Ordinance No. 2015-199).

In anticipation of the expiration of the current agreements, the Department of Environmental Services issued a request for proposal on March 15, 2018 resulting in proposals from 13 consulting firms. Ten (10) of these firms are recommended for agreements, as described in the attached summary.



Under the agreements, when services are required proposals from one or more of these companies will be requested. The selection of a specific firm will depend upon the type of environmental services that are required, its ability to meet the City's schedule, and the quality and cost of its proposal.

The number and types of projects will depend on the needs of the various departments that are requiring services. The cost of the project specific proposals will be based on the unit prices specified in each firm's agreement with the City.

Each of the agreements will have an initial term of two years with provisions for renewal for two additional one-year periods based on mutual written agreement. If the agreements are renewed, adjustment to the specific unit prices for the third year will be permitted subject to the City's approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-86

Ordinance No. 2018-133  
(Int. No. 159)

#### **Authorizing agreements for environmental site assessment and remedial services**

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

Section 1. The Mayor is hereby authorized to enter into professional service agreements with the following companies for such environmental assessment, investigation, and remedial services as may be required by the City:

#### **Company Address**

Arcadis of New York, Inc.	510 Clinton Square, Suite 553, Rochester
Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.	280 East Broad Street, Suite 200, Rochester
Day Environmental, Inc.	1563 Lyell Avenue, Rochester
Fisher Associates, P.E., L.S., L.A., D.P.C.	180 Charlotte Street, Rochester
LaBella Associates, D.P.C.	300 State Street, Suite 201, Rochester
LiRo Engineers, Inc.	250 Mill Street, Rochester
Joseph C. Lu Engineering, P.C.	339 East Avenue, Rochester
Matrix Environmental Technologies Inc.	3730 California Road, Orchard Park
Ravi Engineering and Land Surveying, P.C.	2110 S. Clinton Avenue, Suite 1, Rochester
Stantec Consulting Services Inc.	61 Commercial Street, Rochester

Section 2. The agreements shall be for a term of two years with an option to renew for up to 2 additional periods of one year each. The City shall pay specified unit prices in an amount not to exceed the amount budgeted for such services, which shall be funded from the annual Budget of the Department of Environmental Services, or of the other Departments using these services, or from capital funds appropriated for specific environmental, construction or redevelopment projects. If the agreements are renewed, the unit prices for the third and fourth years may be adjusted with the approval of the Department of Environmental Services.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-134  
Re: Grant Acceptance -- New York State Energy Research and Development Authority -- Clean Heating & Cooling Community Campaign - Agreement-  
PathStone Corporation

Transmitted herewith for your approval is legislation related to the implementation of a City of Rochester Clean Heating and Cooling (CH&C) Community Campaign and authorizing a professional services agreement with PathStone Corporation (Stuart Mitchell, CEO) for services related to the campaign. The City of Rochester was selected by NYSERDA as one of only eight communities in New York State to be awarded this funding to implement a CH&C Community Campaign.

This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Energy Research and Development Authority (NYSERDA); and
2. Authorize the receipt of \$150,000 in anticipated grant funds from NYSEDA to finance the campaign; and
3. Authorize the Mayor to enter into a professional services agreement with PathStone Corporation, 400 East Ave Rochester, NY 14607, in the amount of \$132,600 to work with the City to develop, implement, and manage the CH&C Community Campaign.

In November 2017, the City's Office of Energy and Sustainability partnered with PathStone on a grant proposal to NYSEDA for a City of Rochester Clean Heating & Cooling Community Campaign. PathStone has extensive experience working with NYSEDA home energy efficiency programs in the City of Rochester. In March 2018, the City of Rochester/PathStone team notified by NYSEDA that the application was selected for funding.

The term of the agreement with PathStone will be three years with an optional one year renewal; the cost of the agreement will be funded by \$132,600 in NYSEDA Clean Heating and Cooling Campaign grant funds. There is no matching funds requirement for the grant.

The CH&C Campaign is designed to provide community education and outreach promoting residential clean heating and cooling technologies, such as air- and ground-source heat pumps and heat pump hot water heaters, to lower energy bills, make homes more comfortable, and contribute toward switching from fossil fuel-based heating (primarily natural gas, propane, and fuel oil) to electricity, which will play an important role in achieving the City's Climate Action Plan greenhouse gas emissions reduction goal of by 40 percent from the baseline year of 2010 by 2030.

The NYSEDA CH&C Campaign program is modeled after their successful Solarize program, which promoted the installation of residential solar, an initiative in which the City of Rochester participated in 2015 and 2016.

The City of Rochester CH&C Campaign will be a three year program and is expected to be completed in 2021.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-87

Ordinance No. 2018-134  
(Int. No. 160)

#### **Authorizing agreements and appropriating funds for the Clean Heating and Cooling Community Campaign**

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 Energy Research and Development Authority ("NYSEDA") for the receipt and use funds in the amount of \$150,000 to finance the Clean Heating and Cooling Community Campaign (the "Campaign").

Section 2. The receipt and use of the sum of \$150,000 in anticipated reimbursement from NYSEDA that is provided pursuant to the agreement authorized herein is hereby authorized and appropriated to fund the cost to be incurred to finance the Campaign.

Section 3. The Mayor is hereby authorized to enter into an agreement with PathStone Corporation in the maximum amount of \$132,600 to work with the City to develop, implement, and manage the Campaign. The term of the agreement shall be three years with one optional one-year renewal, and the cost shall be funded from the funds appropriated in Section 2. herein.

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

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Gruber, Lightfoot, McFadden, Patterson, Spaul -7

Nays – 0

Councilmember Evans abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-135  
Re: Agreement – Eurofins Eaton Analytical, LLC, Analytical Services: Drinking Water

Transmitted herewith for your approval is legislation establishing \$60,000 as maximum annual compensation for an agreement with Eurofins Eaton Analytical, LLC, ( Bosco Ramirez, President) South Bend, IN for laboratory services to analyze drinking water quality. The term of this agreement will be

for one year, with the option of two one-year renewals. The agreement will be funded from the 2018-19 Budget of the Department of Environmental Services (DES), and any renewals will be funded from subsequent budgets of DES, contingent upon adoption of said budgets.

As part of the New York State Sanitary Code (SSC), Title 10 NYCRR, Part 5, Subpart 5-1, Public Water Systems must perform system wide water quality monitoring. Much of this monitoring stems from requirements from the EPA and consists of testing for disinfection-by-products, over 130 organic and inorganic chemicals, lead and copper, and other contaminants as required for the City’s Annual Water Quality Report. The requirements are very stringent and compliance is critical to the safety of our drinking water.

Eurofins Eaton Analytical, LLC was selected through a request for proposal process described in the attached summary. Although one local firm was solicited directly during the proposal process, they did not submit a proposal.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-88

Ordinance No. 2018-135  
(Int. No. 161)

**Authorizing an agreement for water quality testing 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 Eurofins Eaton Analytical, LLC for water quality testing services. The agreement shall have a maximum annual compensation of \$60,000. The term of the agreement shall be one year, with two one-year renewal options. Said amount shall be funded from the 2018-19 Budget of the Department of Environmental Services (the “Department”) for the first year, contingent upon approval and any renewal periods shall be funded from future Budgets of the Department, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-136  
Re: Agreement – Analytical Services, Inc. Laboratory Services- Cryptosporidium & Giardia

Transmitted herewith for your approval is legislation establishing \$25,000 as maximum annual compensation for an agreement with Analytical Services, Inc., (Brad Eldred, Sr, President) Williston, Vermont for laboratory services to detect cryptosporidium and giardia in drinking water. The term of this agreement will be for one year, with the option of two one-year renewals. The agreement will be funded from the 2018-19 Budget of the Department of Environmental Services (DES), and any renewals will be funded from subsequent budgets of DES, contingent upon adoption of said budgets.

The testing covered by this agreement is required by the City’s current Long Term 2 Enhanced Surface Water Treatment Rule (LT2) Bilateral Compliance Agreement with the New York State Department of Health. The agreement has allowed the City to defer the undertaking of multi-million dollar capital projects at both Highland and Cobb’s Hill Reservoirs. The results of the testing covered by this agreement prove the safety of drinking water provided to the City. Although the Water Bureau maintains a NYS accredited laboratory, testing for cryptosporidium and giardia is a very labor intensive method that would require highly specialized equipment. Therefore, each year the Water Bureau contracts with an outside testing lab for these services.

Analytical Services, Inc. was selected through a request for proposal process described in the attached summary. Although one local firm was solicited directly during the proposal process, they did not submit a proposal.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-89

Ordinance No. 2018-136  
(Int. No. 162)

**Authorizing an agreement for cryptosporidium and giardia laboratory 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 Analytical Services, Inc. for laboratory services to detect cryptosporidium and giardia in drinking water. The term of the agreement shall be one year with 2 optional one-year renewals. The maximum annual compensation shall be \$25,000, which shall be funded from the 2018-19 and, if renewed, subsequent years’ Budgets of the Department of Environmental Services, contingent upon the adoption thereof.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-137

Ordinance No. 2018-138

Re: Mt. Read Blvd. Rehabilitation – NYSDOT Project Water System Improvements

Transmitted herewith for your approval is legislation related to a New York State Department of Transportation (NYSDOT) project for rehabilitating Mt. Read Boulevard from Buffalo Road to Lyell Avenue. This legislation will:

1. Authorize the Mayor to enter into an agreement with the NYSDOT to incorporate the construction of new water mains and appurtenances within the limits of the project and to reimburse NYSDOT for the costs of such water system improvements.
2. Authorize the issuance of bonds totaling \$900,000 and appropriate the proceeds thereof to fund the costs of such water system improvements.

The NYSDOT is preparing plans for rehabilitating Mt. Read Blvd. from Buffalo Rd. (Rte. 33) to Lyell Avenue (Rte. 31) in the City of Rochester. The City of Rochester, through its Water Bureau, desires to incorporate certain water system betterments into this project. Section 10, Subdivision 27 of the New York State Highway Law provides, in part, that the Commissioner of NYSDOT shall have the power, upon the request of the municipality, to incorporate, at the expense of such municipality, any work, including removal and relocation of facilities, into the State's project.

Construction will be performed by the NYSDOT's contractor and is expected to take place during the summer and fall of 2018. The term of this agreement is for 6 months after the acceptance and completion of the project. Inspection and RPR will be provided by the NYSDOT.

This project results in the creation and/or retention of the equivalent of approximately 9 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-90

Ordinance No 2018-137  
(Int. No. 163, as amended)

#### **Authorizing an agreement for water system improvements**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to incorporate construction of new water mains and appurtenances within the limits of NYSDOT's project rehabilitating Mt. Read Blvd. from Buffalo Road to Lyell Avenue. The maximum reimbursement for the agreement shall be \$900,000 and said amount, or so much thereof as may be necessary, shall be funded from the proceeds of bonds to be appropriated for said improvements. The term of the agreement shall be 6 months after the acceptance and completion of the project.

Section 2. The City shall maintain the water facilities that are adjusted and replaced by NYSDOT pursuant to the authorization in Section 1 herein.

Section 23. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 34. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-138  
(Int. No. 164)

#### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$900,000 Bonds of said City to finance the costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement 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 the costs of a partial replacement of the water main, hydrants, valves and other appurtenances in connection with the 2018 Mt. Read Boulevard NYSDOT Improvement Project (from Buffalo Road to Lyell Avenue) (the "Project"). The estimated maximum cost of this portion of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$900,000, and said amount is hereby appropriated therefor. The plan of

financing includes the issuance of \$900,000 bonds of the City 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 \$900,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$900,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-139

Re: Inter-Municipal Agreement – Rochester City School District, Fueling of Rochester Fire Department Vehicles

Transmitted herewith for your approval is legislation authorizing a five year agreement with the Rochester City School District (RCSD) for diesel fuel services for the Rochester Fire Department. The City will reimburse the RCSD for the actual cost of fuel and an administrative charge of \$.15 per gallon for the monthly cost of these services. The cost of this agreement will be funded from the annual budgets of the Department of Environmental Services, beginning in 2018-19, and contingent upon approval of subsequent budgets.

This agreement will allow the Fire Department to purchase diesel fuel from the RCSD at their location at 835 Hudson Avenue. The present agreement, which will expire on June 30, 2018, was passed via Ordinance No. 2013-22.

This agreement will be subject to the approval of the Rochester City School Board.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-139  
(Int. No. 165)

**Authorizing an intermunicipal agreement for the fueling of Fire Department 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 intermunicipal agreement with the Rochester City School District (“RCSD”) for the fueling of Rochester Fire Department vehicles at the RCSD Transportation Department at 835 Hudson Avenue. The agreement shall commence on July 1, 2018 and may continue for a term of five years. The agreement shall obligate the City to reimburse the RCSD for the actual cost of the fuel plus an administrative charge of \$0.15 per gallon. Said amounts shall be funded from the 2018-19 and subsequent years’ Budgets of the Department of Environmental Services, contingent upon their adoption.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-140  
Re: Amending Ordinance No. 2018-40

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-40 which authorized an agreement with Passero Associates & Architecture, PLLC for resident project representation services for the Thomas P. Ryan R-Center Gym Air Conditioning Project in the amount not to exceed \$60,000. This amendment will correct the organizational entity name to Passero Associates, Engineering, Architecture & Surveying, D.P.C.

Passero Associates operates through 2 different affiliated registered corporations and this correction is necessary after Passero informed the City that the D.P.C. affiliate is the one that will be performing the resident project representation services for the Ryan R-Center project.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-140  
(Int. No. 183)

**Amending Ordinance No. 2018-40 relating to the Thomas P. Ryan R-Center Gym Air Conditioning Project**

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

Section 1. The title and Section 1 of Ordinance No. 2018-40 is hereby amended to read as follows:

**Authorizing an agreement with ~~Passero Associates Engineering & Architecture, PLLC~~ Passero Associates, Engineering, Architecture & Surveying, D.P.C. related to the Thomas P. Ryan R-Center Gym Air Conditioning 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 ~~Passero Associates Engineering & Architecture, PLLC~~ Passero Associates, Engineering, Architecture & Surveying, D.P.C. for resident project representation services for the Thomas P. Ryan R-Center Gym Air Conditioning Project in an amount not to exceed \$60,000.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Councilmember Lightfoot  
May 15, 2018

To the Council:

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

- Int. No. 166            Amending the Budget to fund the Shotspotter program
- Int. No. 167            Amending the Budget and authorizing an agreement for Conflict Counsel services
- Int. No. 168            Authorizing an agreement for the Officer Assistance Program
- Int. No. 169            Authorizing agreements for the 2018-19 Gun Involved Violence Elimination Program
- Int. No. 170            Authorizing an agreement for adult employment readiness training
- Int. No. 171            Authorizing agreements for the 2018 Summer of Opportunity Program

- Int. No. 172 Authorizing agreements for the 2018 Summer Food Service Program
- Int. No. 173 Authorizing a grant agreement to prepare communities for complex coordinated terrorist attacks
- Int. No. 174 Authorizing agreements for a 10-Minute Walk to Parks Action Plan
- Int. No. 26 Authorizing receipt and use of a Byrne Justice Assistance Grant for the Gun Involved Violence Elimination Research Supplement from the New York State Division of Criminal Justice Services and authorizing an agreement with the Rochester Institute of Technology

Respectfully submitted,  
 Willie J. Lightfoot  
 Mitch Gruber (Abstained on Int. No. 171)  
 Jacklyn Ortiz  
 Adam C. McFadden (Voted against Int. No. 26)  
 Loretta C. Scott  
 PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-141  
 Re: Budget Amendment for Shotspotter

Transmitted herewith for your approval is legislation amending the 2017-18 Budget of the Police Department by transferring \$200,000 from Contingency for the Shotspotter program.

The current ShotSpotter wired sensors utilized by the City of Rochester are now nine (9) generations old, have been out of production since 2011, and will be no longer supported after June 30, 2018. The seventy-five (75) sensors located throughout the City’s west side are mostly end-of-life, and the forty-eight (48) sensors located throughout the City’s east side will be end-of life in the coming year, with little remaining service inventory available. Failure of either the now obsolete detector technology, servers, or large numbers of wired sensors will cause sudden and substantial loss of ShotSpotter service that can only be remediated with the complete replacement of existing equipment.

These funds will be used to replace the existing one-hundred twenty-three (123) ShotSpotter wired analog sensors with the newest generation of wireless digital sensors in order to realize improved performance, longevity and serviceability of the system. Without this upgrade, the Shotspotter program will be effectively ended in the City of Rochester.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-141  
 (Int. No. 166)

**Amending the Budget to fund the Shotspotter program**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$200,000 from Contingency to the 2017-18 Budget of the Police Department to fund the Shotspotter program.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-142  
 Re: Agreement – Law Offices of Pullano& Farrow, PLLC, Conflict Counsel

Transmitted herewith for your approval is legislation related to an agreement for Conflict Counsel for the Rochester Police Department. This legislation will:

1. Amend the 2017-18 Budget of the Police Department by transferring \$153,500 from Contingency.
2. Establish \$153,500 as maximum compensation for a one year agreement with The Law Offices of Pullano & Farrow, PLLC, (Managing Partner: Brett Farrow) located at 69 Cascade Drive, Rochester, NY to provide legal services as Conflict Counsel for Rochester Police Department Disciplinary Hearings. The cost of this agreement will be funded from the 2017-18 Budget of the Police Department.

The Law Offices of Pullano & Farrow, PLLC will represent the Rochester Police Department in employee disciplinary hearings conducted pursuant to New York Civil Service Law Section 75 and the City's collective bargaining agreement with the police union, where the Chief of Police has sustained allegations of misconduct against a police officer or other Rochester Police Department employee, and where the City Law Department has a conflict of interest. Pullano & Farrow attorneys Elizabeth A. Cordello, André L. Lindsay, and Langston D. McFadden will be primarily responsible for the representation.

Pullano & Farrow was selected through a request for proposal process, described in the attached summary.

The term of this agreement will be for one year, with the option to renew for one additional year, and the option to extend the agreement for the Conflict Counsel to conclude a pending case. The maximum compensation for the renewal will be \$82,500 and will be paid from the 2018-19 Budget of the Police Department, contingent upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-91

Ordinance No. 2018-142  
(Int. No. 167)

#### **Amending the Budget and authorizing an agreement for Conflict Counsel services**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$153,500 from Contingency to the 2017-18 Budget of the Police Department to fund Conflict Counsel services.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Law Offices of Pullano & Farrow PLLC to provide legal services as Conflict Counsel for Rochester Police Department disciplinary hearings. The term of the agreement shall be for one year with the option to extend for one additional year, and the option to extend the agreement for the Conflict Counsel to conclude a pending case. The maximum compensation for the first year of the agreement shall be \$153,500 and said amount, or so much thereof as may be necessary, shall be funded from the 2017-18 Budget of the Police Department. The maximum compensation for the renewal period shall be \$82,500 and said amount shall be funded from the 2018-19 Budget of the Police Department, contingent upon approval.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-143  
Re: Agreement – University of Rochester Medical Center UR Medicine EAP, Officer Assistance Program

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for a one year agreement with University of Rochester Medical Center, UR Medicine EAP located at 496 White Spruce Boulevard, Rochester NY for administration of the Officer Assistance Program (OAP). The cost of this agreement will be funded from the 2018-19 Budget of the Police Department, contingent upon its approval.

Strong OAP will administer the Officer Assistance Program by providing confidential employee assistance services to the Rochester Police Department Officers and their families and provide a 24 hours per day, 7 days per week Critical Incident Stress Management Team Program which will include both crisis intervention and stress management services to Police Department members who have experienced a traumatic event or critical incident.

UR Medicine EAP was selected through a request for proposal process, described in the attached summary.

The term of this agreement will be July 1, 2018 through June 30, 2019, with the option to renew for four additional, consecutive one year periods. Each renewal will have a 2.5% increase and will be paid from the 2019-20 and subsequent Budgets of the Police Department, contingent upon their approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor



Attachment No. AR-92

Ordinance No. 2018-143  
(Int. No. 168)

**Authorizing an agreement for the Officer Assistance Program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with the University of Rochester to administer an Officer Assistance Program for Rochester Police Department officers and their families, for a term of one year from July 1, 2018 through June 30, 2019, with an option to extend for up to 4 additional terms of one year each.

Section 2. The maximum compensation for the initial term of the agreement shall be \$20,000, which shall be funded from the 2018-19 Budget of the Police Department, contingent upon its approval. The maximum compensation for each additional extension of the term, if any, shall increase by 2.5% from the maximum compensation of the immediately preceding year and said compensation shall be paid from the 2019-20 and subsequent years' Budgets of the Police Department, contingent upon their approval.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-144

Re: Agreement – New York State Division of Criminal Justice Services, 2018-19 GIVE Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to a New York State Division of Criminal Justice Services (DCJS) grant. This legislation will:

1. Authorize an agreement with DCJS for the receipt and use of a Gun Involved Violence Elimination (GIVE) grant in the amount of \$569,400 for the term of July 1, 2018 to June 30, 2019;
2. Establish \$31,000 as maximum compensation for an agreement with PathStone Corporation (Principal: Stuart J. Mitchell) to cover the cost of direct service provider case management for focused deterrence participants. The agreement will be funded from the 2018-19 Budget of the Police Department, contingent upon approval, and have a term of one year, from July 1, 2018 to June 30, 2019.

This grant will build on the success of previous GIVE funding and support the continued work of a County-wide criminal justice taskforce to reduce violent crime in Rochester. GIVE strategies are exclusively focused on firearm related crime, primarily shootings and homicides. Methods of reducing firearm violence will be based upon empirically derived best-practices that focus on violent dispute intervention and resolution; deterring access to illegal firearms; and implementing offender-based tactics and place-based tactics. Taskforce priorities and activities are based on crime and crime response data.

The grant includes \$392,950 in overtime, but does not pay for the associated fringe cost of \$129,200. PathStone Corporation will receive \$31,000 as a sub-grantee to cover the cost of direct service provider case management for the focused deterrence participants. PathStone Corporation will employ one part-time case worker (20 hours per week) to manage the coordination of community-based services. The remaining \$145,450 will be used to purchase supplies for custom notifications, rental cars for undercover details, training required by DCJS, and for a contract to employ a GIVE Analyst and a Community Engagement Communications Specialist to work with the taskforce. A Request for Proposals will be issued to select a vendor to employ the GIVE Analyst and Community Engagement Communications Specialist. The selection from the RFP process will be presented to Council in the near future. No matching funds are required. RPD has previously received this grant for four years.

A Justification statement for not issuing a Request for Proposal for PathStone Corporation is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-93

Ordinance No. 2018-144  
(Int. No. 169)

**Authorizing agreements for the 2018-19 Gun Involved Violence Elimination 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 Division of Criminal Justice Services for receipt and use of funding for the 2018-19 Gun Involved Violence Elimination (GIVE) Program in the amount of \$569,400. The term of the agreement shall be from July 1, 2018 to June 30, 2019.

Section 2. The Mayor is hereby authorized to enter into an agreement with PathStone Corporation in the maximum amount of \$31,000 to provide direct service provider case management for focused deterrence participants in the GIVE Program. The agreement shall be funded from the 2018-19 Budget of the Police Department, contingent upon approval. The term of the agreement shall be from July 1, 2018 to June 30, 2019.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes -President Scott, Councilmembers Clifford, Gruber, Lightfoot, McFadden, Patterson, Spaul - 7.

Nays - None - 0.

Councilmember Evans abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-145

Re: Agreement - Young Adults Manufacturing Training Employment Program, Inc.

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing \$200,000 as maximum annual compensation for an agreement with the Young Adults Manufacturing Training Employment Program, Inc. (YAMTEP) to deliver adult employment readiness training with a focus on technical manufacturing skills development. The term of this agreement will be for one year, with the option of two one-year renewals. The cost of this agreement will be funded from the 2018-19 Budget of Undistributed Expenses and subsequent costs will be funded from the annual Budgets of Undistributed Expenses contingent upon approval of those budgets.

YAMTEP will engage approximately 180 adults with low or no math and engineering skills and provide basic manufacturing skills training and practical experience as well as opportunities to network with local manufacturing companies and potential employers. The Manufacturing Training Employment program is a 90 day (12 hours/week) curriculum that teaches basic manufacturing skills and practical approaches to securing jobs in the field of manufacturing through in-class lectures and on the job training; and engages local manufacturing employers to conduct in-class observation and networking with participants. YAMTEP will partner with the City of Rochester’s Operation Transformation Rochester program to recruit participants, provide soft skills employment readiness training, and support participant’s placement in an entry level manufacturing job or continuing education program upon successful completion of the program.

The program was first authorized by City Council Ordinance No. 2015-413 adopted on December 16, 2015, for a program period of January 1, 2016 to June 30, 2018. YAMTEP was selected for these services due to their unique positioning as a manufacturing skills training provider and their ability to leverage resources of local employers and manufacturing associations. During the initial program period, YAMTEP exceeded our goal of serving 60 participants by successfully graduating 115 Rochester residents, 90 of whom are currently employed. An additional 30 participants are enrolled in the final YAMTEP session of the current program period.

A program overview and full justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-94

Ordinance No. 2018-145  
(Int. No. 170)

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

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Young Adults Manufacturing Training Employment Program, Inc. to provide adult employment readiness training. The term of the agreement shall be for one year with the option to extend for up to 2 additional terms of one year each. The maximum annual compensation for the agreement shall be \$200,000. The first year shall be funded from the 2018-19 Budget of Undistributed Expenses, contingent upon its approval, and subsequent years, if any, shall be funded from subsequent years’ Budgets of Undistributed Expenses.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-146  
 Re: Summer of Opportunity Program

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the implementation of the 2018 Summer of Opportunity Program (SOOP). This legislation will:

1. Authorize \$38,700 as maximum compensation for an agreement with Foodlink Inc. to operate the Community Food Internship summer youth employment program for youth ages 16 and older. Foodlink Inc. will hire 20 youth who will work as Community Food Interns for 15 hours per week for eight weeks, and will earn \$10.40 an hour. The term of the agreement will not exceed one year and the cost of the agreement will be funded from the 2017-18 Budget of Department of Recreation and Youth Services.
2. Authorize \$18,824 as maximum compensation for an agreement with St. Mark’s and St. John’s Episcopal Church to operate the E.D.E.N. Urban Farm summer youth employment program for youth ages 16 and older. St. Mark’s and St. John’s will hire 10 youth who will work as Urban Farm Interns for twenty hours per week for six weeks, and will earn \$10.40 an hour. The term of the agreement will not exceed one year and the cost of the agreement will be funded from the 2017-18 Budget of Department of Recreation and Youth Services.
3. Authorize \$16,400 as maximum compensation for an agreement with the Friends of GardenAerial, Inc. (GreenTopia) to sponsor four youth internships with the Green Visions training and workforce development program for youth ages 16 and older. Green Visions is a twenty-two week program that provides vocational skills development and certifications for youth and young adults seeking employment or career exploration in the "green industry" (horticulture, landscaping, soil remediation, and other neighborhood beautification efforts). Youth will receive a stipend of \$3,300 for their participation in this program. The term of the agreement will not exceed one year and the cost of the agreement will be funded from the 2017-18 Budget of the Department of Recreation and Youth Services.
4. Authorize an agreement with the New York State Department of Labor (NYS DOL) for the receipt and use of a \$300,000 youth employment grant, received through the efforts of Senator Joseph Robach.

The City’s SOOP coordinates with RochesterWorks! Summer Youth Employment Program (SYEP) in order to provide youth employment experiences in a variety of career paths and settings for youth ages 14 to 20 years old. The SOOP and SYEP programs have received 2,564 applications for 2018 summer employment. This year, the City is shifting SOOP’s focus to youth employment experience opportunities rather than career exploration programs. The change in focus will allow for the direct connection to major employers in the community and the ability to include many more youth in the program. In addition to funding the youth employment programs listed above, the City will utilize the remaining grant funds to create a variety of stipend-based summer youth employment experiences for 283 youth ages 14-15 within City departments and at local employers. As part of this program, youth will complete job readiness training, gain real work experience, and earn a stipend of \$800. This summer, it is anticipated that RochesterWorks! will fund an additional 263 youth worker positions.

Funder	City <u>SOOP</u>	RochesterWorks <u>SYEP</u>	TOTAL <u>SOOP + SYEP</u>
Total funding	<b>\$250,000</b>	\$503,775	\$753,775
Age 14-15	<b>283</b>	158	441
Age 16-20	<b>34</b>	105	139
Total Youth	<b>317</b>	263	580

The remaining NYS DOL grant funds will be utilized to support school year youth employment and college exploration opportunities.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-146  
 (Int. No. 171)

**Authorizing agreements for the 2018 Summer of Opportunity 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 Labor for the receipt and use of a \$300,000 grant to fund youth employment programs.

Section 2. The Mayor is hereby authorized to enter into an agreement with Foodlink, Inc. for a maximum compensation of \$38,700 to operate a Community Food Internship summer youth employment program. The cost of the agreement shall be funded from the 2017-18 Budget of the Department of Recreation and Youth Services (DRYS). The term of the agreement shall be one year.

Section 3. The Mayor is hereby authorized to enter into an agreement with St. Mark’s and St. John’s Episcopal Church for a maximum compensation of \$18,824 to operate the E.D.E.N. Urban Farm summer youth employment program. The cost of the agreement shall be funded from the 2017-18 Budget of DRYS. The term of the agreement shall be one year.

Section 4. The Mayor is hereby authorized to enter into an agreement with Friends of the GardenAerial, Inc. for a maximum compensation of \$16,400 to sponsor internships with the Green Visions Training and workforce development program. The cost of the agreement shall be funded from the 2017-18 Budget of DRYS. The term of the agreement shall be one year.

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

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Patterson, Spaul -7

Nays – 0.

Councilmember Gruber abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-147  
Re: Summer Food Service Program

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Department of Education for the receipt and use of \$288,190 in anticipated reimbursements for the 2018 Summer Food Service Program (SFSP), and establishing \$250,000 as maximum compensation for an agreement with the Rochester City School District (District) for the preparation and delivery of the breakfasts and lunches. The reimbursement amount will be included in the proposed 2018-19 Budget of the Department of Recreation and Youth Services (DRYS), contingent upon approval of said budget. In addition to the agreement with the District, the reimbursement funds will be used to fund the salaries of City summer staff consisting of one coordinator, two monitors, and a clerk; refuse pickup; mileage; outreach; and supplies. The term of both agreements shall be one year.

SFSP provides free breakfast and lunch to city children aged 18 and under and to disabled persons over 18 who are enrolled in a school year program for children with disabilities. The program is administered by the City and reimbursed by the State Education Department, using federal funding. The federal reimbursement rates and projected numbers of meals for this year are as follows:

	<u>Meals</u>	<u>Rate per Meal</u>	<u>Reimbursement</u>
Breakfast	40,000	\$2.190	\$87,600
Lunch	<u>52,000</u>	\$3.8575	<u>200,590</u>
	92,000		\$288,190

This year the program will operate from June 25 to August 24 and meals will be served at R-Centers, churches, and not-for-profit youth-serving agencies. Last year’s site list is attached. Federal regulations strongly encourage the City to first consider the local school district as the source for obtaining meal service, and do not require competitive bid procedures when doing so. In recent years, the District has been very responsive to requests to increase the quality and appeal of meals. Last year’s menu is attached and will be revised to ensure that meals appeal to youth, based upon the results of a meal tasting by youth (planned for May 19).

The District and Foodlink Inc., along with several local agencies, also operate summer food service programs in the Rochester community. As a whole, Rochester-area providers served more than 360,000 meals in 2017, with the large majority of the meals being served by the District at school-based summer learning programs. In 2017, the City of Rochester served 89,247 meals. The City continues to collaborate with the District, Foodlink Inc., the Rochester Area Community Foundation, Common Ground Health, and Causewave to promote the program to youth and parents, identify potential new sites, and implement best practices and innovative strategies to increase the number of meals served each year.

The 2017 program was authorized via City Council Ordinance No. 2017-145.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-95

Ordinance No. 2018-147  
(Int. No. 172)

**Authorizing agreements for the 2018 Summer Food Service Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Education for the receipt and use of anticipated reimbursements in the amount of \$288,190 for the 2018 Summer Food Service Program (the Program). Said amount, or so much thereof as may be necessary and received, shall be allocated to the 2018-19 Budget of the Department of Recreation and Youth Services and Youth Services and appropriated for the Program, contingent upon adoption of said Budget.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District for the preparation and delivery of meals for the Program, contingent upon receipt of the anticipated funding pursuant to Section 1. The agreement shall obligate the City to pay an amount based on the unit cost of the meals and not to exceed \$250,000, which shall be funded from the money appropriated in Section 1.

Section 3. The term of both agreements shall be one year.

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

Section 5. The ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-148

Re: Agreement – New York State Division of Homeland Security and Emergency Services, 2016 Program to Prepare Communities for Complex Coordinated Terrorist Attacks (CCTA)

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services (NYS DHSES) for the receipt and use of a \$95,850 Complex Coordinated Terrorist Attacks (CCTA) Grant.

This grant is provided to support enhancement of preparedness to build capacity for prevention and response to complex coordinated terrorist attacks, such as active shooters, or other mass casualty terrorist acts.

The grant funds will be used for overtime back-fill personnel expenses to provide training and awareness for multi-agency coordinated response to these types of terrorist events through seminars, workshops and functional exercises to enhance capabilities of unified command.

The program period is April 10, 2018 through August 31, 2020, and no matching funds are required. Personnel expenses will be included in the 2018-19 Fire Department operating and future budgets upon approval. Fringe expenses will be included in the 2018-19 Undistributed and future budgets upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-148  
(Int. No. 173)

**Authorizing a grant agreement to prepare communities for complex coordinated terrorist attacks**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$95,850 Complex Coordinated Terrorist Attacks grant for the program period April 10, 2018 through August 31, 2020.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-149

Re: Agreement – National Recreation and Park Association, 10-Minute Walk Planning Grant and Technical Assistance

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation:

1. Authorizing an agreement with the National Recreation and Park Association (NRPA) for the receipt and use of a one-year 10-Minute Walk Planning Grant and Technical Assistance for \$40,000 for the creation of a 10-Minute Walk to Parks Action Plan.
2. Amending the 2017-18 Budget of the Department of Recreation and Youth Services by \$25,000 for the planning initiative. The remaining \$15,000 will be anticipated and included in the 2018-19 Budget of the Department of Recreation and Youth Services, contingent upon approval.

3. Establish \$20,000 as maximum compensation for a one-year agreement with Environmental Design & Research, Landscape Architecture, Engineering, & Environmental Services, D.P.C. (Principal Andrew Britton, 274 N. Goodman St., Rochester, NY) to assess current park utilization trends, identify barriers to equitable access through a community engagement process, and assist with development of final action plan.

In 2017, the City of Rochester joined many other cities nationwide to pledge that all Americans should live within a 10-minute walk of a park or green space. The 10-Minute Walk Planning and Technical Assistance Grant, which was awarded to just twelve cities, will allow the DRYS to work alongside NRPA, The Trust for Public Land (TPL), and the Urban Land Institute (ULI) to develop our City's 10-Minute Walk to Parks Action Plan. DRYS will collaborate with community partners (including SUNY Brockport and Common Ground Health) and neighborhood groups to create a plan that ensure equitable access to the City's park network for all Rochester residents. Focus areas for the planning process include addressing barriers to park access, expanding current environmental programming, and initiating park activation strategies in less utilized park spaces.

The 10-Minute Walk Planning and Technical Assistance Grant will provide DRYS with:

- Ongoing technical assistance from NRPA, TPL, ULI, and additional national and local experts to support local planning efforts;
- Access and technical support for planning and mapping tools such as TPL's ParkServe® and Parkology;
- Peer-to-peer support and networking opportunities to share lessons learned and address challenges;
- National visibility through articles in *Parks and Recreation* magazine, Open Space Blog, partner publications, and national press releases; and
- Opportunities to present at national conferences, including the NRPA Annual Conference.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-149  
(Int. No. 174)

#### **Authorizing agreements for a 10-Minute Walk to Parks Action Plan**

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 National Recreation and Park Association for the receipt and use of a \$40,000 one-year 10-Minute Walk Planning Grant and technical assistance for the creation of a 10-Minute Walk to Parks Action Plan.

Section 2. Ordinance No. 2017-154, the 2017-18 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 Youth Services by the sum of \$25,000, which amount is hereby appropriated from funds received under the grant agreement authorized herein.

Section 3. The Mayor is hereby authorized to enter into an agreement with Environmental Design & Research, Landscape Architecture, Engineering & Environmental Services, D.P.C. to assess current park utilization trends, identify barriers to equitable access through a community engagement process, and assist with the development of a final action plan. The agreement shall have a maximum compensation of \$20,000 and a term of one year, which shall be funded from the funds appropriated in Section 2. herein.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Introductory 26 was introduced on January 23, 2018 and appears in its original form with its transmittal letter on page 28 of the 2018 Council Proceedings.

Ordinance No. 2018-150  
(Int. No. 26)

#### **Authorizing receipt and use of a Byrne Justice Assistance Grant for the Gun Involved Violence Elimination Research Supplement from the New York State Division of Criminal Justice Services and authorizing an agreement with the Rochester Institute of Technology**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of funds in the amount of \$37,000 for a Byrne Justice Assistance Grant for the Gun Involved Violence Elimination Research Supplement: Continuous Assessment of Procedural Justice project (Project). The term of the agreement shall continue through September 30, 2019.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$37,000 with the Rochester Institute of Technology to conduct surveys and focus groups for the Project. The term of this agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes- President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson -7.

Nays –Councilmember Spaul -1.

By Councilmember Spaul  
May 15, 2018

To the Council:

The **ARTS & CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 175            Authorizing an agreement for fireworks displays
- Int. No. 176            Authorizing an agreement for the 2018 Corn Hill Arts Festival
- Int. No. 177            Authorizing an agreement for management of the ROC Women’s Festival
- Int. No. 178            Authorizing an agreement for the 2018 Park Ave Summer Art Fest

Respectfully submitted,  
Elaine M. Spaul  
Molly Clifford  
Michael A. Patterson  
Adam C. McFadden  
Loretta C. Scott  
ARTS & CULTURE COMMITTEE

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-151  
Re: Agreement - Young Explosives Corp., Fireworks Displays

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with Young Explosives Corp. (Jim Young, Principal), Brighton, New York, to provide fireworks displays. The term of the agreement is one year, and the cost will be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval of said budget.

The firm will provide a large aerial fireworks display for the City’s 4<sup>th</sup> of July celebration, and depending on programming, a smaller display at the season opening of Martin Luther King Jr, Park ice skating rink.

Young Explosives Corp. will be responsible for obtaining the necessary permits from the Fire Department and for acquiring the necessary liability insurance. To be licensed in the United States, all fireworks manufacturers and dealers must meet state and federal regulations stating that no persons under the age of 18 are employed; Young Explosives Corp. does not employ any persons below the age of 18. The company also has assured us that their domestic purchases come solely from licensed vendors.

The most recent agreement for similar services was authorized in April 2017 (Ord. No. 2017-80).

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-96

Ordinance No. 2018-151  
(Int. No. 175)

**Authorizing an agreement for fireworks displays**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$30,000 with Young Explosives Corp. for fireworks displays. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-152  
Re: Agreement – Corn Hill Neighbors Association, Inc.

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum compensation for an agreement with Corn Hill Neighbors Association Inc., 133 South Fitzhugh Street Rochester, New York, for the 2018 Corn Hill Arts Festival. The cost of the agreement will be funded from the 2018-19 Budget of Communications, contingent on its approval. The term of the agreement will be one year.

The Corn Hill Arts Festival began in 1969 by a small group of neighbors interested in creating a forum for the arts and hoping to raise funds for their rebuilding efforts in the old third ward. Their grass roots efforts evolved into the Corn Hill Neighbors Association Inc., which supported the renaissance of this neighborhood. The Corn Hill Arts Festival has become one of Rochester’s signature summer festivals.

The free weekend-long event welcomes up to 150,000 visitors from across western New York. It allows for space for 350 arts and crafts vendors, 30 food vendors, and 4 stages of music. More than 200 neighbor volunteers spend hundreds of hours preparing for this annual event.

Now in its 50th year, the annual festival continues to promote the creation of original art, encourages community cohesiveness and raises funds for the Corn Hill Neighbors Association Inc., which in turn funds a wide variety of community initiatives like beautification projects, block parties, and a neighborhood newspaper. The festival committee is planning a number of special celebrations for the 50<sup>th</sup> anniversary year, among them is a video series that will document the important people, places, and history of the neighborhood. The City intends to support the production of the series by providing 8 hours of videography services in-kind and assisting with the provision of historical photos that will enhance the story that the festival intends to tell with the series.

This year’s festival will take place July 14 and 15, 2018.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-97

Ordinance No. 2018-152  
(Int. No. 176)

**Authorizing an agreement for the 2018 Corn Hill Arts Festival**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$10,000 with the Corn Hill Neighbors Association, Inc. for the 2018 Corn Hill Arts Festival. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The agreement shall have a term of one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-153  
Re: Agreement – Jenna Knauf, d/b/a Bella Weddings and Events, Production of the ROC Women’s Festival

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum annual compensation for the ROC Women’s Festival, produced by Jenna Knauf, d/b/a Bella Weddings and Events, (Jenna Knauf, Principal). The cost of this agreement will be financed from the 2017-2018 Budget of the Bureau of Communications.

In 2017, in celebration with the 100<sup>th</sup> anniversary of women’s suffrage in New York State, the City produced the first ROC Women’s Music Fest concert downtown. The event was a success, joining together more than 12 female-centric local organizations, female vendors, and female national recording artists.



To continue the momentum of that popular event while keeping budgetary constraints in mind, Jenna Knauf, d/b/a Bella Weddings and Events will be responsible for producing a one day event in August 2018 that continues to be female-centric but that shifts the main focus from a concert with national-level talent to a multi-disciplinary event with the potential to reach even more women regardless of age or other demographic. The 2018 event will take place at Dr. Martin Luther King, Jr. Park and feature outdoor yoga, a performance by the Rochester City Ballet, workshops from local female entrepreneurs, and more. Tickets will be \$7, but to encourage mothers to attend with their daughters, admission will be free for those 15 and under who are accompanied by a paid adult.

Jenna Knauf, d/b/a Bella Weddings and Events will provide event management services for the entire day's activities. It will procure all food and beverage and be responsible for overall management of the site and event. The City will provide stage, lights, and sound, and like other City-owned events, will cover all City services like Rochester Police Department, Rochester Fire Department and Department of Environmental Services. The agreement will contain a revenue sharing component.

A request for proposal was issued in March 2018. Jenna Knauf, d/b/a Bella Weddings and Events was the only respondent. Ms. Knauf has more than 17 years of experience producing public events in Rochester, including her role as the logistics director for the Xerox Rochester International Jazz Festival.

The term of the agreement will be for 3 years with 2 additional, one year renewals, resulting in a potential total of 5 years. Funding will come from future budgets of the Bureau of Communications, contingent upon approval of said budgets.

Depending on the success of the event, it may grow to become a multi-day festival in future years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-153  
(Int. No. 177)

#### **Authorizing an agreement for management of the ROC Women's Festival**

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 Jenna Knauf, doing business as Bella Weddings and Events, to provide event management and food and beverage concession services for the annual ROC Women's Festival. The term of the agreement shall be three years with an option to extend for up to 2 additional terms of one year each. The maximum annual compensation for the agreement shall be \$10,000, which shall be funded for the first year from the 2017-18 Budget of the Bureau of Communications with subsequent years funded by subsequent years' Budgets of the Bureau of Communications, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-154  
Re: Agreement – The Springut Group, Inc. Park Ave Summer Art Fest

Council Priority: Creating and Sustaining  
a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum compensation for an agreement with The Springut Group, Inc., (Jeff Springut, Principal) 26 S. Goodman St., Rochester, New York, for the 2018 Park Ave Summer Art Fest. The cost of the agreement will be funded from the 2018-19 Budget of Communications, contingent upon its approval. The term of the agreement will be one year.

Started in 1977 as a neighborhood sidewalk arts & craft festival, the Park Ave Summer Art Fest has evolved into the neighborhood's signature summer event. The festival's purpose is two-fold: a quality juried art & craft show, showcasing a variety of local and regional artists in a range of prices, and a vehicle to introduce and reinforce the Park Ave neighborhood as a great place to live, shop and play. The festival is hosted by the Park Avenue Revitalization Committee (PARC), an organization that is comprised of the local merchants association and the eight neighborhood associations between Alexander Street and Culver Road. For almost two decades, PARC has contracted with The Springut Group, Inc., to produce the festival.

The festival showcases 350 artists and exhibitors, 40 food vendors, and three stages of live music featuring 150 performers. Admission to the Park Ave Summer Art Fest is free. In addition, there is no charge for families to attend the Kids Zone presented by the festival at the Rochester Museum and Science Center. In 2017, more than 200,000 people were estimated to attend the festival.

This year's festival will take place August 4 and 5, 2018.

Similar legislation for an agreement for the same amount was passed last year via Ordinance No. 2017-117. A justification for not issuing a request for proposals is attached.

Mayor

Attachment No. AR-98

Ordinance No. 2018-154  
(Int. No. 178)

**Authorizing an agreement for the 2018 Park Ave Summer Art Fest**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Springut Group, Inc. for the 2018 Park Ave Summer Art Fest. The maximum compensation for the agreement shall be \$10,000, which shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon the approval thereof. The agreement shall have a term of one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:22 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL  
REGULAR MEETING  
June 19, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

Absent – None – 0

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

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

**Recognition Ceremony**

**Retirement:**

**ITD:**

\*Steven J. Mickle

**LIB:**

\*Linda K. Halliburton

**RFD:**

- \*Thomas F. Druffner
- \*Anthony Gutilla
- \*Larry J. Guyett
- \*Joseph S. Inzinna
- \*Robert E. Lindner
- \*John C. Taillie

**RPD:**

- \*Anthony M. Bongiovanni
- \*David D. Difante
- \*John V. Kompanijec

**Special Recognition:**

Father Laurence “Larry” Tracy

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Gruber

RESOLVED, that the minutes of the Regular Meeting of May 15, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges – June 2018 – Comm # 4288-18

The Council submits Disclosure of Interest Forms from Councilmember Evans on Int. No. 196 and Int. No. 199, and from Councilmember Ortiz on Int. No. 188 and Councilmember Spaull on Int. No. 203, Int. No. 219, Int. No. 220, Int. No. 225.

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

Councilmember Spaull presented 76 signatures –Healthi Kids Safe Steets – Lowering speed limit – Petition No. 1753  
Councilmember Clifford presented 95 signatures in support of keeping the summer programs at School # 17 – Petition No. 1754  
Councilmember Clifford presented 14 signatures in support of rezoning of Cameron St – Petition No. 1755

**THE COUNCIL PRESIDENT** --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on June 13, 2018 on the following matters:

Adoption of the Budget estimates for municipal purposes for the 2018-19 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees Int. No. 231

No Comments

Adoption of the Budget estimates for school purposes for the 2018-19 fiscal year and appropriation of sums set forth therein Int. No. 232

No Comments

Local Improvement Ordinance-Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019 Int. No. 235

No Comments

Confirming the assessments, amounts and charge to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019 Int. No. 236

No Comments

Pursuant to law, public hearings were held on June 14, 2018 on the following matters:

Amending Chapter 120 of the Municipal Code, the Zoning Code, by adding the O-LH Overlay Limited-Height District Int. No. 93

No Comments

Amending Chapter 120 of the Municipal Code, the Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center District to C-1 Neighborhood Center/ O-LH Overlay Limited Height District Int. No. 94

No Comments

Amending the Zoning Map for 16, 20, 26, 32, and 42-48 Cameron Street Int. No. 189

One Speaker

Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts Int. No. 190

No Comments

Approving the Consolidated Community Development Plan/2018-19 Annual Action Plan Int. No. 191

No Comments

Authorizing submission of the Consolidated Community Development Plan/2018-19 Annual Action Plan and execution of grant agreements with the United States Department of Housing and Urban Development Int. No. 192

No Comments

Appropriation of funds for the City Development Fund Int. No. 193

No Comments

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

By Vice President McFadden  
June 19, 2018

To the Council:

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

- Int. No. 185 Authorizing amendatory agreement with Verint Americas Inc.
- Int. No. 186 Approving certain matters and authorizing the execution and delivery of specified documents in conjunction with the 2018 Phase of the Rochester Joint Schools Construction Board Facilities Modernization Program
- Int. No. 231 Adoption of the Budget estimates for municipal purposes for the 2018-19 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees
- Int. No. 232 Adoption of the Budget estimates for school purposes for the 2018-19 fiscal year and appropriation of sums set forth therein
- Int. No. 233 Levying taxes for municipal purposes for the fiscal year commencing July 1, 2018 and expiring June 30, 2019
- Int. No. 234 Levying taxes for school purposes for the fiscal year commencing July 1, 2018 and expiring June 30, 2019
- Int. No. 235 Local Improvement Ordinance – Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019
- Int. No. 236 Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019, as amended
- Int. No. 237 Amending the Municipal Code with respect to water rates
- Int. No. 238 Amending the Municipal Code with respect to fire prevention permit fees
- Int. No. 239 Amending the Municipal Code with respect to parking fees
- Int. No. 240 Amending the Municipal Code with respect to building permit fees and elevator certifications
- Int. No. 241 Amending the Municipal Code with respect to the coastal erosion management permit fee
- Int. No. 242 Amending the Municipal Code with respect to dog control penalties and fees
- Int. No. 243 Amending the Municipal Code with respect to fees for marriage ceremonies, domestic partnerships, alarm user permits, and animal licenses
- Int. No. 244 Resolution approving the 2018-19 debt limit for general municipal purposes
- Int. No. 246 Authorizing an agreement for the City Start 2018 Grant program

Respectfully submitted,  
Adam C. McFadden- Absent  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-155  
 Re: Amendatory Agreement- Verint Americas Inc., Upgrade 311 Call Center Lagan V8 Environment

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Verint Americas, Inc., (Dan Bodner, President) Alpharetta, GA. The original agreement for a discovery and design phase was executed in December 2016. An amendatory agreement was authorized in May 2017 (Ordinance No. 2017-121) for additional services to upgrade the 311 Call Center program environment and extend the term of the original Agreement to June 30, 2018. This amendment will extend the term to December 31, 2018 with all other terms of the Agreement remaining the same. This extension is requested to accommodate additional time needed to complete the upgrade and provide post Go Live support.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-155  
 (Int. No. 185)

**Authorizing an amendatory agreement with Verint Americas Inc.**

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 Verint Americas Inc. for additional services to upgrade the 311 Call Center program environment. The amendatory agreement shall extend to December 31, 2018, the term of the agreement that was executed in December 2016 and then amended pursuant to Ordinance No. 2017-121.

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

Section 3. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-156  
 Re: COMIDA Bonding – Phase II 2018 Rochester Schools Modernization Program

Transmitted herewith for your approval is legislation authorizing the lease and leaseback of certain school parcels and buildings and other approvals necessary for the issuance of bonds by the County of Monroe Industrial Development Agency (“COMIDA”) in the maximum amount of \$250 million to finance a portion the Phase II Projects of the Rochester Schools Modernization Program (RSMP).

The Rochester Joint Schools Construction Board (RJSCB) was created by the State’s Rochester School Facilities Modernization Program Act (the “Act”) to manage the design, reconstruction, or rehabilitation of existing school buildings for their continued use as schools of the School District, and to create and coordinate efforts to enable compliance with, and monitor and report on, a program-wide diversity plan for the RSMP.

The legislation provided for a maximum cost and bond authorization of up to \$325 Million for Phase I of the project. From 2012 to 2015, COMIDA, at the request and with the cooperation of the School District, the City and the RJSCB, issued three series of bonds totaling \$271,380,000 to finance RSMP Phases 1A, 1B and 1C.

State legislation authorizing Phase II of the RSMP at a total maximum cost of \$435 million was signed into law in December 2014. The Phase II Master Plan was completed and adopted by the School District on March 24, 2016 and by the RJSCB on April 4, 2016 and provides for 13 schools to be modernized plus provision for District Wide Technology for the schools.

On August 1, 2017, COMIDA issued its \$123,670,000 School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2017 (the “Series 2017 Bonds”), the proceeds of which were applied to (i) finance the development and other costs of Phase II of the RSMP, the rehabilitation of the following thirteen (13) School District schools with the following names (some of which have changed since then) and addresses:

1. James Monroe High School, 164 Alexander Street;
2. East School (formerly known as East High School), 1801 East Main Street;
3. Edison Technology Campus, 655 Colfax Street;
4. Dr. Freddie Thomas Learning Center, 625 Scio Street
5. School Without Walls Commencement Academy, 480 Broadway Street;
6. Children’s School of Rochester (formerly known as Martin B. Anderson School No. 1), 85 Hillside Avenue;
7. Clara Barton School No. 2, 190 Reynolds Street;
8. George Mather Forbes School No. 4, 198 Dr. Samuel McCree Way;

9. Dag Hammarskjold School 6, 595 Upper Falls Boulevard;
10. Virgil I. Grissom School No. 7, 31 Bryan Street;
11. Dr. Walter Cooper Academy School No. 10, 353 Congress Avenue;
12. John Walton Spencer School No. 16, 321 Post Avenue;
13. Flower City School No. 30/54 (formerly known as The Flower City School No. 54), 36 Otis Street

and (ii) finance the payment of the principal of and a portion of the interest due on the \$32,000,000 Bond Anticipation Notes, 2017 Series I, issued by the City to provide short-term financing for Phase II of the RSMP (collectively, the "Series 2017 Project").

The School District now proposes to finance additional costs in connection with the development and other costs of Phase II. Therefore, the School District has requested COMIDA to issue its School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2018 (the "Series 2018 Bonds") in the maximum principal amount of \$250,000,000. The proceeds of these Series 2018 Bonds are also expected to fund their capitalized interest and the cost of issuance.

This ordinance will be contingent execution of an Amended and Restated Sublease by the School District and RJSCB and COMIDA's approval of the bonds and lease/leaseback arrangement. COMIDA's approval was received May 15, 2018.

Attached with this transmittal is Certified Resolution 2017-2018:180 of the Rochester Joint Schools Construction Board approving the lease/leaseback arrangement and financing. The Board of Education is scheduled to consider this matter at its meeting on May 24, 2018. Upon approval the Board's resolution will be submitted to the Rochester City Council.

All costs related to the COMIDA bonds, including issue costs and interest, as well as repayment of the bonds, will be the responsibility of the School District pursuant to a Cooperative Agreement between the City, the School District and the RJSCB for the RSMP.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-99

Ordinance No. 2018-156  
(Int. No. 186)

**Approving certain matters and authorizing the execution and delivery of specified documents in conjunction with the 2018 Phase of the Rochester Joint Schools Construction Board Facilities Modernization Program**

WHEREAS, the City of Rochester, in the County of Monroe, New York (herein called "City") has cooperated with the Rochester City School District (the "School District") and the Rochester Joint Schools Construction Board (the "RJSCB") in furtherance of the School District's Facilities Modernization Program;

WHEREAS, the RJSCB was created by the "Rochester School Facilities Modernization Program Act" (Chapter 416 of the Laws of 2007, as amended by Chapter 533 of the Laws of 2014) (the "Act"), which authorizes the RJSCB to manage the design, reconstruction, or rehabilitation of existing school buildings for their continued use as schools of the School District (the "Facilities Modernization Program" or "Program"), and to create and coordinate efforts to enable compliance with, and monitor and report on, a program-wide diversity plan for the Program;

WHEREAS, the RJSCB, the School District and the City have entered into a Cooperative Agreement dated as of February 22, 2010, and amended as of August 4, 2016 (the "Cooperative Agreement"), in order to clarify the agency arrangement and delegation of authority among the School District, the City and the RJSCB, as well as their respective obligations and expectations to achieve the objectives of the Act;

WHEREAS, on June 20, 2012, the County of Monroe Industrial Development Agency ("COMIDA") issued its \$124,100,000 School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2012 (the "Series 2012 Bonds"), the proceeds of which were applied to development

and other costs incurred in connection with Phase 1A of the Program, the rehabilitation of twelve (12) existing School District schools, as well as a district wide technology program (collectively, the "Series 2012 Project");

WHEREAS, on June 1, 2013, COMIDA issued its \$103,055,000 School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2013 (the "Series 2013 Bonds"), the proceeds of which were applied to (i) development and other costs incurred in connection with Phase 1A of the Program which were not financed from the proceeds of the Series 2012 Bonds; (ii) development and other costs incurred in connection with Phase 1B of the Program; and (iii) planning and design costs incurred in connection with Phase 1C of the Program (collectively, the "Series 2013 Project");

WHEREAS, on February 5, 2015, COMIDA issued its \$44,225,000 School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2015 (the "Series 2015 Bonds"), the proceeds of which were applied to (i) finance costs incurred in connection with Phase 1C of the Program which were not financed from the proceeds of the Series 2013 Bonds, and (ii) additional Phase I Projects or portions thereof which were eligible under the Act and which were part of the Program (collectively, the "Series 2015 Project");

WHEREAS, on August 1, 2017, COMIDA issued its \$123,670,000 School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2017 (the "Series 2017 Bonds"), the proceeds of which were applied to (i) finance the development and other costs of Phase II of the Program, the rehabilitation of thirteen (13) existing School District schools with the following names (some of which have changed since then) and addresses:

1. James Monroe High School, 164 Alexander Street;
2. East School (formerly known as East High School), 1801 East Main Street;
3. Edison Technology Campus, 655 Colfax Street;
4. Dr. Freddie Thomas Learning Center, 625 Scio Street;
5. School Without Walls Commencement Academy, 480 Broadway Street;
6. Children's School of Rochester (formerly known as Martin B. Anderson School No. 1), 85 Hillside Avenue;
7. Clara Barton School No. 2, 190 Reynolds Street;
8. George Mather Forbes School No. 4, 198 Dr. Samuel McCree Way;
9. Dag Hammarskjold School 6, 595 Upper Falls Boulevard;
10. Virgil I. Grissom School No. 7, 31 Bryan Street;
11. Dr. Walter Cooper Academy School No. 10, 353 Congress Avenue;
12. John Walton Spencer School No. 16, 321 Post Avenue;
13. Flower City School No. 30/54 (formerly known as The Flower City School No. 54), 36 Otis Street;

(collectively, the "Phase II Program Schools") and (ii) finance the payment of the principal of and a portion of the interest due on the \$32,000,000 Bond Anticipation Notes, 2017 Series I, which were authorized in Ordinance No. 2016-225 and issued by the City to provide short-term financing for Phase II of the Program (collectively, the "Series 2017 Project"); and

WHEREAS, the School District now proposes to finance the development and other costs of Phase II Program consisting of the rehabilitation of the 13 Phase II Program Schools listed above, to the extent that such costs were not financed from the proceeds of the Series 2017 Bonds, and, therefore, has requested COMIDA to issue its School Facility Revenue Bonds (Rochester Schools Modernization Project), Series 2018 (the "Series 2018 Bonds") in the maximum principal amount of \$250,000,000, the proceeds of which are also expected to fund capitalized interest for the Series 2018 Bonds and finance the cost of issuance of the Series 2018 Bonds.

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

Section 1. The Director of Finance is hereby authorized and directed to enter into such agreements as may be necessary and appropriate to effect issuance of the Series 2018 Bonds, all in form and substance to be approved by the City's Corporation Counsel.

Section 2. The Director of Finance and Corporation Counsel are hereby authorized and directed to comply and evidence compliance with all requirements of the Act necessary and appropriate to ensure that the Series 2018 Bonds are issued in accordance with the New York Local Finance Law and the Act and to ensure that the interest payable on the Series 2018 Bonds is the lowest possible rate obtainable under current market conditions.

Section 3. The actions authorized and directed in this ordinance shall be contingent, as evidenced by the written advice of Corporation Counsel, upon approval of the bonding by the School District and RJSCB.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

- Ordinance No. 2018-157,
- Ordinance No. 2018-158
- Ordinance No. 2018-159,
- Ordinance No. 2018-160
- Local Improvement Ordinance No. 1747
- Ordinance No. 2018-161, Ordinance No. 2018-162
- Ordinance No. 2018-163, Ordinance No. 2018-164
- Ordinance No. 2018-165, Ordinance No. 2018-166
- Ordinance No. 2018-167, Ordinance No. 2018-168

Re: 2018-19 Budget

Council Priority: Deficit Reduction and Long  
Term Financial Stability

Transmitted herewith for your approval is legislation related to the 2018-19 Budget. This legislation will:

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

Details of the above actions related to the 2018-19 proposed budget of the City submitted to City Council on May 18, 2018 are summarized below:

1. Total appropriations of \$1,455,592,479 allocated for the City and the School District

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 539,646,900	\$ 527,018,400	\$12,628,500	+2.4
School	915,945,579	900,447,055	15,498,524	+1.7
Total	\$1,455,592,479	\$1,427,465,455	\$28,127,024	+2.0

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

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$482,788,683	\$474,159,723	\$8,628,960	+1.8
School	802,205,079	786,706,555	15,498,524	+2.0
Total	\$1,284,993,762	\$1,260,866,278	\$24,127,484	+1.9

2. Total tax levies of \$178,637,400 for the City and City School District

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>\$ Difference</u>	<u>% Difference</u>
Tax Revenue	\$170,598,717	\$166,599,177	\$3,999,540	+ 2.40
Tax Reserve	8,038,683	7,850,223	188,460	+ 2.40
Tax Levy	\$178,637,400	\$174,449,400	\$4,188,000	+ 2.40

3. Total appropriations for the Local Works fund of \$22,036,300 and total assessments of \$20,120,600

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Maintenance	\$ 4,526,837	\$ 5,398,897	\$ -872,060	-16.2
Sidewalk Repair	4,399,658	3,467,951	931,707	26.9
Roadway Plowing	8,582,206	8,580,745	1,461	-0.0



Sidewalk Plowing	<u>2,611,899</u>	<u>2,716,707</u>	-	<u>-104,808</u>	<u>-3.9</u>
Total	\$20,120,600	\$20,164,300		\$ -43,700	-0.2

4. Program Assessments

The budget for the East Avenue and Alexander Street Entertainment District was approved on March 20, 2018. On April 17, 2018, the following budgets were approved: street lighting and streetscapes; street malls; parking lots; Downtown Enhancement District; security and snow removal at the Public Market; High Falls Business Improvement District; and the South Avenue/Alexander Street Open Space District. The assessments required are as follows:

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Malls	\$ 31,644	\$34,241	-2,597	-7.6
Parking Lots	64,191	61,261	2,930	4.8
Public Market	47,049	47,049	0	0.0
Lighting and Streetscapes	41,944	37,967	3,977	10.5
Downtown Enhancement	640,000	604,100	35,900	5.9
High Falls	25,000	25,000	0	0.0
St. Paul Street Streetscape	20,649	20,649	0	0.0
South Ave Alexander Streetscape	8,900	0	8,900	100.0
Mt. Hope Streetscape	30,000	30,000	0	0.0
East/Alexander Entertainment	20,800	20,800	0	0.0

5. Proposed additions to the tax roll consist of the following charges:

	<u>Proposed 2018-19</u>	<u>Amended 2017-18</u>	<u>Difference</u>	<u>% Difference</u>
Delinquent Refuse	\$ 630,017	\$ 525,481	\$ 104,536	19.9
Delinquent Water	5,499,052	5,987,482	-488,430	-8.2
Code Enforcement	118,915	144,338	-25,423	-17.6
Supplemental and Omitted Taxes	472,364	174,700	297,664	170.4
Local Improvements	1,798	1,919	-121	-6.3
Demolitions	1,458,599	646,424	812,175	125.6
Encroachments	4,050	3,725	325	8.7
Rehabilitation	234,375	219,271	15,104	6.9
Code Violations	1,783,318	1,863,906	-80,588	-4.3

6. Fee increases and Code changes

6A. A water rate increase to base rates is proposed to balance the Water Fund. The proposed increases are expected to result in \$240,900 additional revenue. Increases are proposed for the 5/8", 3/4", 8" and 10" base meter charge, however the 1" through 6" base meter charges will remain the same.

6B. Amend Section 54-12 (B) of the City Code to increase fire prevention permit fees resulting in approximately \$65,000 additional revenue.

6C. Increases in parking garage rates are necessary to balance the Parking Fund, resulting in approximately \$371,900 additional revenue over declining participation. Monthly general parking rates increase \$4 at Court Street, Crossroads, South Avenue, and Washington Square (including the Wadsworth Lot); \$5 for Mortimer; \$6 for East End; \$8 for Sister Cities; and \$13 for High Falls. Premium rates increase \$9 at Court Street and \$14 at Sister Cities. Increases to the reserved monthly parking rates are \$7 for High Falls and \$10 for Court Street and Washington Square. The residential rates increase \$10 at East End and \$30 at High Falls. The lost ticket fee is being changed from the maximum daily rate to a fixed \$20 amount. The hours for which payment for metered parking is required are extended from 6:00 p.m. to 8:00 p.m. resulting in approximately \$214,100 additional revenue.

6D. Amend Section 39-221 (F) and 43A-29 of the City Code to increase building permit fees resulting in \$51,500 additional revenue. Section 39-225 (A) is also amended to establish minimum penalties for not obtaining the appropriate permits prior to commencing work. Section 50-23 is also amended to increase the filing fee required for an elevator inspection certification resulting in \$39,500 incremental revenue.

6E. Amend Sections 31-17 and 31-20 of the City Code to increase the penalties for unlicensed dog violations and fees for dog licenses resulting in additional revenue of approximately \$18,200.

6F. Amend sections of the City Code to increase fees for marriage ceremonies, domestic partnership statements, alarm user permits and other animal licenses resulting in \$53,500 additional revenue.

6G. An increase in administrative fees is proposed by the Department of Recreation and Youth Services resulting in incremental revenues of approximately \$72,100.

6H. An increase in the administrative fee for criminal record and background checks is proposed by the Police Chief resulting in incremental revenue of approximately \$5,300.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-57  
(Int. No. 231, as amended)

**Adoption of the Budget estimates for municipal purposes for the 2018-19 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees**

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

Section 1. The budget estimate for municipal purposes for the fiscal year July 1, 2018 to June 30, 2019, providing for the expenditure of \$539,646,900, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for municipal purposes for the fiscal year 2018-19 are hereby authorized to be expended and the sum of \$539,646,900 is hereby appropriated for the current expenses of the departments and agencies; cash capital; debt service; and for the other purposes therein, in the manner provided by law, as listed below:

City Council and Clerk Administration	\$1,874,700
Neighborhood and Business Development	9,156,900
Environmental Services	11,053,300
Finance	86,229,200
Information Technology	11,873,000
Law	8,257,400
Library	2,022,200
Recreation and Youth Services	11,971,600
Emergency Communications	11,830,200
Police	14,227,200
Fire	<del>90,380,200</del> <u>90,583,100</u>
Undistributed Expenses	51,569,200
Contingency	<del>144,671,000</del> <u>144,759,200</u>
Cash Capital	8,874,100 <u>8,583,000</u>
Debt Service	36,457,000
	39,199,700
Sub-total	\$539,646,900
Tax Reserve	2,679,183
Total	\$542,326,083

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes and the School Tax Relief (STAR) funds, for municipal purposes for the fiscal year 2018-19 is hereby fixed and determined at \$482,788,683 and said sum is appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2018-19 providing for the raising of taxation on real estate for municipal purposes of the sum of \$59,537,400 is hereby adopted.

Section 5. Pursuant to subsection 20-24B(1) of the Municipal Code, the Council hereby approves the fees for collection of commercial refuse and recyclables as proposed by the Mayor for fiscal year 2018-19.

Section 6. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text; new text is underlined.

Passed unanimously.

Ordinance No. 2018-158  
(Int. No. 232)

**Adoption of the Budget estimates for school purposes for the 2018-19 fiscal year and appropriation of sums set forth therein**

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

Section 1. The budget estimate for school purposes for the fiscal year July 1, 2018 to June 30, 2019, providing for the expenditure of \$915,945,579, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for school purposes for the fiscal year 2018-19 are hereby authorized to be expended and the sum of \$915,945,579 is hereby appropriated by the Board of Education for the following purposes:

Operations	\$828,897,755
Cash Capital	17,319,159
Debt Service	<u>69,728,665</u>
Subtotal	915,945,579
Tax Reserve	<u>5,359,500</u>
Total	\$921,305,079

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes, for school purposes for the fiscal year 2018-19 is hereby fixed and determined at \$802,205,079 and said sum is hereby appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2018-19 providing for the raising of taxation on real estate for school purposes of the sum of \$119,100,000 is hereby adopted.

Section 5. This ordinance shall take effect on July 1, 2018

Passed by the following vote

Ayes – President Scott, Councilmembers Clifford, Evans, Vice President McFadden, Patterson, Spaul – 6.

Nays – Councilmembers Gruber, Lightfoot, Ortiz – 3.

Ordinance No. 2018-159  
(Int. No. 233)

**Levying taxes for municipal purposes for the fiscal year commencing July 1, 2018 and expiring June 30, 2019**

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

Section 1. The sum of \$59,537,400, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2018 and expiring June 30, 2019 the amount required to meet the budget estimates for municipal purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2018 and expiring June 30, 2019.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019.

Section 3. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

Ordinance No. 2018-160  
(Int. No. 234)

**Levying taxes for school purposes for the fiscal year commencing July 1, 2018 and expiring June 30, 2019**

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

Section 1. The sum of \$119,100,000, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2018 and expiring June 30, 2019 the amount required to meet the budget estimates for school purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2018 and expiring June 30, 2019.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019.

Section 3. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

Local Improvement Ordinance No. 1747  
(Int. No. 235)

**Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019**

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

Section 1. The Council finds and declares (1) that it is in the public interest to provide street cleaning, snow removal services on the streets and sidewalks, and the repair of hazardous sidewalks in the City of Rochester during the fiscal year from July 1, 2018 to June 30, 2019; (2) that the provision of such service benefits the properties abutting on such streets and sidewalks, and (3) that the cost of providing such services should be borne by the benefitted properties according to the benefit received by such properties.

Section 2. The Commissioner of Environmental Services shall cause the following improvements and work to be provided on streets, sidewalks and lots in the City of Rochester during the fiscal year July 1, 2018 to June 30, 2019:

- A. The removal of snow from such sidewalks and the repair of such hazardous sidewalks as the Commissioner may direct.
- B. The removal of snow and ice from the roadway of such streets as the Commissioner may direct, including the use of sodium chloride, calcium chloride, and other chemicals or abrasives for the treatment of slippery or icy pavement as deemed necessary by the Commissioner.
- C. The cleaning and/or flushing of such streets as the Commissioner may direct, including hand-cleaning, tank flushing, mechanical sweeping, and the collection and removal of brush, leaves, and debris.

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

Section 4. The cost of providing such street cleaning and street snow removal services for the 2018-19 fiscal year shall be assessed against all parcels of property that abut a street, reflecting the benefit to be derived by such parcels from such services. The cost of providing such sidewalk repair and snow removal services for the 2018-19 fiscal year shall be assessed against all parcels of property that abut a sidewalk, reflecting the benefit to be derived by such parcels from such services.

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

Section 6. The total cost of such services to be assessed on July 1, 2018 shall be \$20,120,600.00 consisting of \$4,526,837.22 for street and lot maintenance, \$4,399,658.55 for sidewalk repair, \$8,582,206.23 for roadway snow removal and \$2,611,899.00 for sidewalk snow removal services. Such total amount constitutes an estimate of the amount necessary to pay contractors to provide services and to cover the costs of providing services with City crews between July 1, 2018 and June 30, 2019, less any miscellaneous revenues estimated to be collected during the same period, plus a reasonable reserve for uncollected assessments. All assessments collected shall be paid into the Local Works Fund, and all costs incurred shall be paid from such fund. The amounts assessed herein are appropriated for that purpose.

Section 7. The amount assessed on July 1, 2018 shall be billed on the tax bill and shall be due in one installment. Delinquent assessments collected more than 60 days into a fiscal year subsequent to the fiscal year billed shall be credited as revenue in the year collected and applied against costs in that fiscal year.

Section 8. This ordinance shall take effect on July 1, 2018

Passed unanimously.

Ordinance No. 2018-161  
(Int. No. 236, as amended)

**Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019**

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

Section 1. The following assessments, amounts and charges, and the allocation of said amounts against properties in the City, as set forth in roll or rolls on file in the City Clerk's Office, to be inserted into the annual tax rolls for the fiscal year commencing July 1, 2018 and expiring June 30, 2019 are hereby in all respects confirmed:

Street and Lot Maintenance	\$4,526,837.22
Roadway Snow Removal	8,582,206.23
Sidewalk Snow Removal	2,611,899.00
Hazardous Sidewalk Repair	4,399,657.55
Delinquent Refuse	630,017.01
Delinquent Water Charges	<del>5,499,052.36</del> 5,640,292.36
Supplemental Taxes	472,364.49
Street Malls	31,644.00
Parking Lots	64,191.00
Code Enforcements	118,915.00
Code Violations	1,783,318.00
Downtown Enhancement	640,000.00
Public Market Plowing	5,888.07
Public Market Security	41,160.70
Encroachment Fees	4,050.00
Rehabilitation Charges	234,375.12
Wilson Blvd. Street Lights	534.08
Monroe Avenue Lights I	1,290.57
Monroe Avenue Lights and Sidewalk II	599.43
Norton Street Lights	1,327.34
Norton Street Streetscape	2,815.00
Cascade Lights	1,543.03
Cascade Streetscape	8,000.00
Lake Avenue Lights	3,895.94
High Falls Business Improvement District	25,000.00
St. Paul Street Streetscape	20,649.38
St. Paul Street Lighting	503.29
Rundel Park Lighting	3,168.68
Upper East Alexander Refuse	20,800.00
East Main Street Lights	308.48
Browncroft Lighting	9,508.99
Nunda Boulevard Lighting	8,449.38
Mt. Hope Streetscape	30,000.00

South Avenue Open Space 1	4,486.85
South Avenue Open Space 2	4,413.15
Demolition	1,458,598.91
Local Improvements	1,797.93

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-162  
(Int. No. 237)

**Amending the Municipal Code with respect to water rates**

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

Section 1. Section 23-37 of the Municipal Code, Fees, relating to water rates, as amended, is hereby further amended by amending subsection A (2) thereof to read as follows:

(2) Base Charge.

Size of Meter (inches)	Charge per Month
5/8	<del>—\$7.97</del> <u>\$8.31</u>
3/4	<del>—\$11.95</del> <u>\$12.46</u>
1	\$37.62
1 1/2	\$55.72
2	\$74.53
3	\$186.25
4	\$372.15
6	\$557.90
8	<del>\$1,009.72</del> <u>\$1,106.46</u>
10	<del>\$1,438.15</del> <u>\$1,615.68</u>

Section 2. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-163  
(Int. No. 238)

**Amending the Municipal Code with respect to fire prevention permit fees**

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

Section 1. Section 54-12 of the Municipal Code, relating to fire prevention permit fees, as amended, is hereby further amended in subsections B and C to read in their entirety as follows:

B. Permits shall be required for the operation and/or maintenance of the following activities. Such permits shall be issued annually, and the annual fees for such permits shall be as follows:

- (1) Tire recapping or rebuilding plant: ~~\$165~~ \$200.
- (2) Automobile wrecking yard, junkyard or waste material handling plant: ~~\$165~~ \$200.
- (3) Nitrate motion-picture film stored, kept or had on hand in quantities greater than 25 pounds (about 5,000 feet of thirty-five-millimeter film): ~~\$165~~ \$200.
- (4) Cellulose nitrate plastics (pyroxylin) stored or handled in quantities greater than 25 pounds by jobbers, wholesalers and retailers: ~~\$165~~ \$200.
- (5) Cellulose nitrate plastics (pyroxylin) manufactured into products or used in the manufacture or assembly of other articles: ~~\$165~~ \$200.
- (6) Combustible fibers stored or handled in quantities exceeding 100 cubic feet: ~~\$80~~ \$95.

## (7) Dry-cleaning plants:

- (a) Class I system, liquids having a flash point below 100° F. (37.8° C.): prohibited.
- (b) Class II system, liquids having a flash point at or above 100° F. (37.8° C.) and below 140° F. (60° C.): ~~\$165~~ \$200.
- (c) Class IIIA system, liquids having a flash point at or above 140° F. (60° C.) and below 200° F. (93.4° C.): ~~\$165~~ \$200.
- (d) Class IIIB system, liquids having a flash point at or above 200° F. (93.4° C.): ~~\$135~~ \$160.
- (e) Class IV system, liquids classified as nonflammable: ~~\$100~~ \$120.

(8) Dust-producing operation: ~~\$135~~ \$160.(9) Explosives or blasting agents manufactured, possessed, stored or sold or otherwise handling or disposing of these compounds: ~~\$165~~ \$200.

- (a) Transportation of explosives or blasting agents, per vehicle: ~~\$80~~ \$95.

(10) "Liquid," which shall mean, for the purpose of this section, any material which has a fluidity greater than that of 300 penetration asphalt when tested in accordance with Test for Penetration for Bituminous Materials ASTM D-5-73. When not otherwise identified, the term "liquid" shall mean both flammable and combustible liquids.

(a) "Flammable liquid" shall mean a liquid having a flash point below 100° F. (37.8° C.) and having a vapor pressure not exceeding 40 pounds per square inch (absolute) at 100° F. (37.8° C.) and shall be known as a "Class I liquid."

[1] Class IA shall include those having flash points below 73° F. (22.8° C.) and having a boiling point below 100° F. (37.8° C.).

[2] Class IB shall include those having flash points below 73° F. (22.8° C.) and having a boiling point at or above 100° F. (37.8° C.).

[3] Class IC shall include those having flash points at or above (73° F.) (22.8° C.) and below 100° F. (37.8° C.).

(b) "Combustible liquid" shall mean a liquid having a flash point at or above 100° F. (37.8° C.).

[1] Class II liquids shall include those having flash points at or above 100° F. (37.8° C.) and below 140° F. (60° C.).

[2] Class IIIA liquids shall include those having flash points at or above 140° F. (60° C.) and below 200° F. (93.4° C.).

[3] Class IIIB liquids shall include those having flash points at or above 200° F. (93.4° C.).

(c) Flammable liquids and combustible liquids, Class II, stored, handled or used (not otherwise covered under Chapter 77, Oil Burners, or gasoline service stations and bulk plants):

[1] Storage in any building of more than six gallons of flammable liquid or more than 25 gallons of combustible liquid (Class II): ~~\$80~~ \$95.

[2] Storage outside of a building of more than 10 gallons of flammable liquid or more than 60 gallons of combustible liquid (Class II and Class III): ~~\$80~~ \$95.

[3] Paints, oils and varnishes stored more than 30 days: ~~\$80~~ \$95.

(d) Flammable liquids storage and combustible liquids, Class II, storage in stationary tanks, including bulk plants (not otherwise covered in gasoline service stations, and Chapter 77, Oil Burners, of the Municipal Code):

[1] First 50,000 gallons: ~~\$80~~ \$95.

[2] Second 50,000 gallons: ~~\$80~~ \$95.

[3] Third and fourth 50,000 gallons (each): ~~\$80~~ \$95.

[4] Each additional 100,000 gallons or fraction thereof: ~~\$80~~ \$95.

[5] Each dispensing unit: ~~\$35~~ \$40.

(e) Flammable liquids and combustible liquids, Class II, manufactured, processed, blended or refined: ~~\$165~~ \$200.

(f) Flammable liquids and combustible liquids, Class II, stored in drums for the purpose of manufacture, storage or sale:

[1] Maximum of 10 drums: ~~\$80~~ \$95.

[2] Exceeding 10 drums: ~~\$165~~ \$200.

(g) Spraying or dipping operations using more than one gallon of flammable or combustible liquids in any one working day: ~~\$80~~ \$95.

(11) Fumigation room, vault or chamber using a toxic or flammable fumigant: ~~\$135~~ \$160.

(12) Hazardous chemical storage or handling:

(a) More than 2,000 cubic feet of flammable compressed gas: ~~\$165~~ \$200.

(b) More than 6,000 cubic feet of nonflammable compressed gas: ~~\$135~~ \$160.

(c) More than 55 gallons of corrosive liquids: ~~\$80~~ \$95.

(d) More than 50 pounds of oxidizing materials: ~~\$80~~ \$95.

(e) More than 10 pounds of organic peroxides: ~~\$80~~ \$95.

(f) More than 50 pounds of nitromethane: ~~\$80~~ \$95.

(g) More than 1,000 pounds of ammonium nitrate, ammonium nitrate fertilizers and fertilizer mixtures: ~~\$165~~ \$200.

(h) Any amount of highly toxic material: ~~\$80~~ \$95.

(i) Any amount of poisonous gas: ~~\$80~~ \$95.

(j) More than 1 microcurie of radium (not contained in a sealed source): ~~\$80~~ \$95.

(k) More than 1 millicurie of radium or other radioactive material (in sealed source): ~~\$80~~ \$95.

(l) Any amount of radioactive material for which a license from the United States Nuclear Regulatory Commission is required: ~~\$80~~ \$95.

(13) Lumber storage in excess of 100,000 board feet: ~~\$165~~ \$200.

(14) Magnesium or similar materials being melted, cast, heat-treated, machined or ground in quantities of more than 10 pounds per working day: ~~\$165~~ \$200.

(15) Matches:

(a) Manufacture of: ~~\$165~~ \$200.

(b) Storage in excess of 25 cases: ~~\$80~~ \$95.

(16) Each oven or kiln (industrial or commercial baking/drying) operation and/or commercial cooking system: ~~\$70~~ \$85 per location.

(17) Combustible material storage in excess of 2,500 cubic feet gross volume: ~~\$100~~ \$120.

(18) Acetylene and other flammable gas usage in connection with welding or cutting: ~~\$80~~ \$95.

(19) Calcium carbide storage in excess of 200 pounds: ~~\$165~~ \$200.

(20) Acetylene generator with carbide capacity exceeding five pounds: ~~\$165~~ \$200.

(21) Liquefied petroleum gas container(s) installed, handled or used in all buildings, structures or properties (except residential):

(a) Water capacity of 1,000 gallons or more: ~~\$120~~ \$145.

(b) Less than 1,000 gallons' water capacity: ~~\$80~~ \$95.

(22) Gasoline service stations:

(a) Each 10,000 gallons, or part thereof, of storage capacity: ~~\$80~~ \$95.

(b) Each dispensing unit: ~~\$25~~ \$30.

(23) Private plants:

(a) Each 10,000 gallons, or part thereof, of storage capacity: ~~\$80~~ \$95.

(b) Each dispensing unit: ~~\$25~~ \$30.

(24) Central stations: no fee.

(25) Places of assembly (when a City license is not also required):

(a) Capacity of 100 to 249: ~~\$25~~ \$30.

(b) Over capacity of 249: ~~\$50~~ \$60.

C. Permits shall be required for the following activities, and fees shall be as follows:

(1) Setting off or discharging explosives (per job, not to exceed one year per permit): ~~\$165~~ \$200.

(2) Delivering explosives or blasting agents to a terminal between the hours of sunset and sunrise (per delivery): ~~\$80~~ \$95.

(3) Fumigation or thermal insecticidal fogging (per building): ~~\$165~~ \$200 for commercial buildings and ~~\$35~~ \$40 for residential buildings.

(4) Bowling pin refinishing, involving use of flammable liquids or materials (per 50 pins): ~~\$80~~ \$95.

(5) Bowling alley resurfacing operations, involving use of flammable liquids or materials (per alley): ~~\$35~~ \$40.

(6) Any roof repair or replacement using any form of heat-generating equipment or process (per job): ~~\$80~~ \$95.

(7) Setting off fireworks: ~~\$120~~ \$145.

Section 2. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-164  
(Int. No. 239)

#### Amending the Municipal Code with respect to parking fees

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

Section 1. Section 111-95 of the Municipal Code, Limitation of application of provisions of this chapter, is hereby amended to read in its entirety as follows:

The provisions of Article II of this chapter relating to the maximum period of parking in a parking zone and the fees for parking in a parking zone shall apply to parking in any parking zone between the hours of 8:00 a.m. and ~~6:00~~ 8:00 p.m., Monday through Friday excluding New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Section 2. Section 111-119 of the Municipal Code, Fees for use of space in parking garages and hours of operation, as amended, is hereby further amended by amending subsections A(6)(a)-(h) thereof to read in their entirety as follows:

- (a) Court Street Garage: ~~\$91~~ \$95 for parking in the general area, ~~\$110~~ \$120 for parking in the premium area, and ~~\$144~~ \$150 for parking in the reserved area.
- (b) Genesee Crossroads Garage: ~~\$91~~ \$95.
- (c) High Falls Garage ~~\$77~~ \$90 for parking in the general area, ~~\$118~~ \$125 for parking in the reserved area, ~~\$46~~ \$76 for reserved residential parking, and ~~\$57~~ \$70 for parking in the Kodak surface lot located at 231 State Street
- (d) South Avenue Garage: ~~\$91~~ \$95
- (e) Sister Cities Garage: ~~\$91~~ \$99 for parking in the general area and ~~\$110~~ \$124 for parking in the premium area.
- (f) Mortimer Street Garage: ~~\$70~~ \$75 for parking in the garage ~~and in the surface lot~~. Notwithstanding the parking rates established in this subsection, the Parking Director, subject to the approval of the Mayor, is authorized to establish a program allowing a parking discount reducing the monthly rate to \$25 in the Mortimer Street Garage for up to 50 members of the High Tech Rochester program.
- (g) Washington Square Garage: ~~\$91~~ \$95 for parking in the general area of the garage, ~~\$110~~ \$120 for parking in the reserved area of the garage, and ~~\$29~~ \$33 for parking in the Wadsworth Square Lot.



- (h) East End Garage: ~~\$79~~\$85 for general parking, ~~\$59~~\$69 for reserved residential parking, and \$43.50 for student parking.

Section 3. Section 111-120 of the Municipal Code, Lost tickets, as amended, is hereby further amended to read:

If the operator of a vehicle parked in a City garage loses his or her time-stamped ticket, the vehicle operator will be charged ~~the maximum rate allowable within the above schedule~~ \$20.

Section 4. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Vice President McFadden, Ortiz, Patterson – 8

Nays – Councilmember Spaul - 1

Ordinance No. 2018-165  
(Int. No. 240)

**Amending the Municipal Code with respect to building permit fees and elevator certifications**

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

Section 1. Section 39-221 of the Municipal Code, Fees for permits, as amended, is hereby further amended by modifying subsection F thereof to read in its entirety as follows:

F. Building permit fees for the following actions shall be as follows:

<b>Purpose</b>	<b>Fee</b>
Demolition <sup>1</sup> of: Any structure, the demolition of which would be a Type II action as identified in § 48-5B of Chapter 48, Environmental Review, of the Municipal Code or in 6 NYCRR 617.13, State Environmental Quality Review	\$50.00
Frame building up to 3 stories in height	\$150.00
Any other structure full 5,000 square feet of building floor area	\$300, plus \$135 for each
Installation of exterior paved area or parking lot	\$100
Installation, alteration, repair or removal of a flammable liquid storage facility	
Per tank	\$100
Per pump	\$80
Installation of other structures such as tents, amusement devices, temporary classrooms or construction trailers where it is impractical to base a fee on cost	
Deck	
< = 144 square feet	\$75
> = 144 square feet	\$100
> = 400 square feet	\$150
Wood-burning stove, solid fuel device, fireplace insert, gas fireplace	\$100
Swimming pool	\$50
Electrical inspections	
Residential	
New dwelling unit with service	<del>\$150</del> <u>\$175</u> + \$75 per each additional unit
Renovation/addition	
Less than or equal to 200 square feet	<del>\$70</del> <u>\$100</u>
Greater than 200 and up to 1000 square feet	<del>\$100</del> <u>\$125</u>
<u>Greater than 1,000 square feet</u>	<u>\$150</u>
Commercial new construction or alteration/renovation	
Less than or equal to 1,500 square feet	<del>\$125</del> <u>\$150</u>
1,501 to 5,000 square feet	<del>\$250</del> <u>\$275</u>

Greater than 5,000 square feet \$250 ~~\$275~~ + \$0.05 persquare foot

(All above-listed fees do not include service installation.)

Alarm system	\$70
A/C or heat pump	\$70
Elevator/escalator	\$70
Fuel dispensing unit	\$70
New service installation or upgrade less than or equal to 200 amps each	\$70 <del>\$100</del> + \$35 per each <u>additional</u> meter
New service installation or upgrade greater than 200 amps each	\$110 <del>\$140</del> + \$35 per each <u>additional</u> meter
Other	\$70
Pool/hot tub wiring	\$70
Reinspection fee	\$50
Safety inspection ( <u>5</u> 2 meters or fewer)	\$70
Safety inspection (more than— <u>5</u> 2meters)	\$70 + \$10 per meter over- <u>5</u> 2
Signs	\$70
Temporary service installation	\$70
Exterior lighting	\$70
Pole lights	\$70 + \$10 perpole
Plumbing inspections: <sup>2,3</sup>	
Base fee for all plumbing permits	\$55 <del>\$80</del>
In addition to the base fee, plumbing permit fees shall be as follows:	
Fixtures: installation, removal or capping of each fixture	\$10
Building sewers	\$45
Sump pumps:	
Residential	\$15
Single(commercial)	\$35
Duplex (commercial)	\$75
Catch basins or yard drains, each	\$50
Parking area trench drains, each	\$20
Outside conductors (residential), each	\$5
Conductors or roof drains (commercial), each	\$10
Sewer ejectors:	
Single	\$20
Double	\$35
Hot-water heaters (over 70 gallons' capacity), each	\$30
Hot-water heaters (70 gallons' capacity or less), each	\$10
Commercial and industrial establishments, including restaurants:	
Garbage disposals each	\$35
Dishwashing machines, each	\$40
Grease interceptors, each	\$40
Ice-cube-making machines, each	\$25
Laundry-washing machines, each	\$35
Backflow prevention devices (installation):	
Size from 1/4 inch to 3/4 inch, each	\$10
1 inch to 1 1/2 inches, each	\$15
More than 1 1/2 inches, each	\$30
Water service renewal:	
Renewal of water service, less than 2 inches, without any street work, each	\$85
Water main services in property line of 3/4 inch to 2 inches, each	\$35
Water main and sewer repairs or renewal, public or private, over 2 inches additional 100 feet:	\$35 for the first 60 feet; each \$10
Cleanouts at property line, each	\$35
Manholes in property line, each	\$35
Sand interceptors, each	\$35

Oil interceptors (all types), each	\$35
Future use openings, each	\$10
All notice and order plumbing violations, each	\$10
Repair or replacement of gas supply, domestic water, Storm, sanitary or vent piping	\$10 for the first 100 feet, and \$2 per foot thereafter
Reinspection or callback when work is not ready for inspection, each	\$50

NOTES:

<sup>1</sup>For demolition work done after 5:00 p.m. on weekdays or at any time on weekends, an additional fee equal to the demolition fee shall be charged.

<sup>2</sup>For items not listed in the Fee Schedule, the permit fee shall be established by the Commissioner of Neighborhood and Business Development.

<sup>3</sup>For any inspections requested on Saturdays, Sundays, holidays or other than regular working hours, the rate shall be \$50 per hour. A minimum of four hours may be charged if the inspector was called in and/or has no other inspections during the four hours.

Section 2. Section 39-225 of the Municipal Code, Penalties for offenses, as amended, is hereby further amended by modifying subsection A thereof to read in its entirety as follows:

A. A person performing work for which a permit is required and for which no permit has been obtained shall be charged a penalty equal to the applicable permit fee, provided, however, that said penalty shall be no less than \$150 for residential work and \$300 for commercial work. The person must also pay the applicable permit fee itself.

Section 3. Section 50-23 of the Municipal Code, Fees, as amended, relating to the inspection of elevators, escalators and other conveyances, is hereby further amended in Subsection A thereof to read as follows:

A. Each inspection certification form shall be accompanied by a filing fee of ~~\$90~~ \$110 for each conveyance.

Section 4. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-166  
(Int. No. 241)

**Amending the Municipal Code with respect to the coastal erosion management permit fee**

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

Section 1. Section 43A-29 of the Municipal Code, Fee Schedule, as amended, is hereby further amended to read in its entirety as follows:

§ 43A-29 Fee Schedule.

The following fees shall be charged upon application for the following actions:

Action	Code Section	Fee
Coastal erosion Management permit	43A-6	<del>\$25</del> <u>\$100</u>
Variance	43A-18	\$100
Appeal of administrative decision	43A-17	\$50

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

Ordinance No. 2018-167  
(Int. No. 242)

**Amending the Municipal Code with respect to dog control penalties and fees**

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

Section 1. Section 31-17 of the Municipal Code, Penalties for offenses, as amended, is hereby further amended by modifying subsection A(1) to read in its entirety as follows:

A. Any person who violates or knowingly permits the violation of Article 7 of the Agriculture and Markets Law, of this chapter or of any local law or ordinance relating to the licensing, identification and control of dogs shall be subject to the following penalties:

(1) License violations (§ 31-10).

	Initial Penalty	Penalty Upon Default
First offense	<del>\$25</del> <u>\$50</u>	<del>\$50</del> <u>\$75</u>

Second offense	<del>50</del> <u>100</u>	<del>100</del> <u>150</u>
Third and subsequent offense	<del>100</del> <u>200</u>	<del>200</del> <u>250</u>

Section 2. Section 31-20 of the Municipal Code, Fees for dog licenses and dog control activities, as amended, is hereby further amended by modifying subsections A(1)-(3) to read in their entirety as follows:

A. The fees for procuring a dog license in the City, which shall include the state surcharges, shall be as follows:

- (1) Spayed female dogs and neutered male dogs: ~~\$8.50~~ \$10.
- (2) Unaltered dogs: ~~\$20.50~~ \$30.
- (3) Purebred dogs: ~~\$23.50~~ \$35.

Section 3. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Ordinance No. 2018-168  
(Int. No. 243)

**Amending the Municipal Code with respect to fees for marriage ceremonies, domestic partnerships, alarm user permits, and animal licenses**

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

Section 1. Section 5-10 of the Municipal Code, Marriage officers, as amended, is hereby further amended to read in its entirety as follows:

§ 5-10. Marriage officers.

The Council may appoint the City Clerk and other members of the City Clerk's staff to serve as marriage officers pursuant to § 11-c of the Domestic Relations Law. Such marriage officers may charge a fee not to exceed ~~\$50~~ \$75 for officiating at a marriage, which fee shall be payable to the City of Rochester.

Section 2. Section 47B-3 of the Municipal Code, Fees, as amended, is hereby further amended to read in its entirety as follows:

§ 47B-3 Fees.

The City Clerk shall charge a fee of ~~\$50~~ \$75 for filing a statement of domestic partnership or a termination of domestic partnership. Payment of the fee shall entitle the payor to one certified copy of the document. The City Clerk shall charge a fee of \$10 for providing an additional certified copy of either document.

Section 3. Section 27-5 of the Municipal Code, Alarm user permits; fees, as amended, is hereby further amended in Subsection B(3) thereof to read as follows:

B. Alarm user permit application.

...

- (3) Every application for an alarm user permit shall be accompanied by a fee of ~~\$20~~ \$25. No alarm user permit shall be granted unless the applicable fee is submitted with the application.

Section 4. Section 27-5 of the Municipal Code, Alarm user permits; fees, as amended, is hereby further amended in Subsection E(1) thereof to read as follows:

E. Renewal fees based on use.

- (1) The annual permit renewal fee shall be based upon the number of avoidable alarms recorded for each alarm user as follows:

- (a) For an alarm user with zero avoidable alarms during the preceding year, a renewal fee of ~~\$20~~ \$25 shall be charged.
- (b) For an alarm user with one avoidable alarm during the preceding year, a base permit renewal fee of ~~\$20~~ \$25 shall be charged, plus an additional excessive use fee of \$5.
- (c) For an alarm user with two avoidable alarms during the preceding year, a base permit renewal fee of ~~\$20~~ \$25 shall be charged, plus an additional excessive use fee of \$30.
- (d) For an alarm user with three avoidable alarms during the preceding year, a base permit renewal fee of ~~\$20~~ \$25 shall be charged, plus an additional excessive use fee of \$50.
- (e) For an alarm user with four avoidable alarms during the preceding year, a base permit renewal fee of ~~\$20~~ \$25 shall be charged, plus an additional excessive use fee of \$90.

(f) For an alarm user with more than four avoidable alarms during the preceding year, a base renewal fee of ~~\$20~~ \$25, plus an additional excessive use fee of \$90 and an additional excessive use fee of \$50 for each subsequent avoidable alarm, shall be charged, except that such excessive use fees shall not be charged for systems with any combination of more than 500 pull stations, or heat, smoke, flame or fire gas detectors, or water flow sensing devices, not including sprinkler heads, until the alarm user has had more than 20 avoidable alarms during the preceding year, and such excessive use fees shall not be charged for residential child-care facilities with any combination of more than 100 pull stations, or heat, smoke, flame or fire gas detectors, or water flow sensing devices, not including sprinkler heads, until such a facility has had more than 40 avoidable alarms during the preceding year. At the time of renewal, an alarm user shall receive credit for any amounts paid during the permit year to reinstate a revoked permit.

Section 5. Section 30-16 of the Municipal Code, Fees, as amended, relating to the license fee required for keeping chickens, geese, ducks, doves or pigeons, turkeys or other animals or fowls, is hereby further amended to read in its entirety as follows:

§ 30-16. Fee.

The Chief of Police shall require the fee of ~~\$37~~ \$75 for each year or fraction thereof for each license issued, payable before the issuance of such license. There shall be a fee of \$10 for replacement of a lost license.

Section 6. This ordinance shall take effect on July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-16  
Re: 2018-19 Debt Limit

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing the Debt Limit and Debt Rollover and Debt Extension amounts for the 2018-19 Budget.

2018-19 Debt Limit

The Debt Limit for tax supported borrowing is equal to the amount of principal on outstanding debt to be redeemed during the fiscal year for which the limit is established. The calculation excludes the redemption of principal on any borrowing approved as an exception to the Debt Limit and is further reduced by specific revenues attributable to bonded debt. The resulting Debt Limit for 2018-19 is \$20,008,520.

Attached is the 2018-19 Debt Authorization Plan, which calls for borrowing of \$19,997,000 in tax supported funds. The Plan also includes an additional \$3,229,000 supported by the City’s Water Fund.

Debt Rollover 2017-18 and 2016-17

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

2017-18: The tax supported borrowing request for this year was \$17,977,000. Of that amount \$7,810,000 has been authorized, leaving a balance of \$10,167,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

2016-17: The tax supported borrowing request for this year was \$18,005,000. Of that amount \$10,999,000 has been authorized, leaving a balance of \$7,006,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

Time Limit Extensions for 2015-16, 2014-15, 2013-14, 2012-13, 2010-11, and 2009-10

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

<u>2015-16 Project</u>	<u>Purpose</u>	<u>Amount</u>
T-2 Milling & Resurfacing	street rehabilitation	\$1,823,000
T-6 Street Lighting	lighting	1,307,000
T-1 Goodman Street	street rehabilitation	472,000
T-2 Residential Street Rehabilitation	street rehabilitation	322,000
E-6 Vacuum Oil BOA Flint Street	contaminated sites w/in city	250,000
E-6 Investigation & Remediation	contaminated sites w/in city	60,000
E-6 Vacuum Oil BOA River Trail	contaminated sites w/in city	43,000

**Total 2015-16 Extension \$4,277,000**

**2014-15 Project**

	<b><u>Purpose</u></b>	<b><u>Amount</u></b>
M-6 RPD Special Operations	Maple section office	\$245,000
S-7 Elmwood Avenue	cycle track	250,000
	<b>Total 2014-15 Extension</b>	<b>\$495,000</b>

**2013-14 Project**

	<b><u>Purpose</u></b>	<b><u>Amount</u></b>
E-6 Investigation and Remediation	contaminated sites w/in city	\$505,000
E-8 Focused Investment	development	500,000
T-6 Street Lighting	lighting	325,000
E-1 Midtown Redevelopment III	street rehabilitation	250,000
	<b>Total 2013-14 Extension</b>	<b>\$1,580,000</b>

**2012-13 Project**

	<b><u>Purpose</u></b>	<b><u>Amount</u></b>
E-6 Investigation and Remediation	contaminated sites w/in the city	\$150,000
	<b>Total 2012-13 Extension</b>	<b>\$150,000</b>

**2010-11 Project**

	<b><u>Purpose</u></b>	<b><u>Amount</u></b>
F-2 Investigation and Remediation	contaminated sites w/in city	\$240,000
	<b>Total 2010-11 Extension</b>	<b>\$240,000</b>

**2009-10 Project**

	<b><u>Purpose</u></b>	<b><u>Amount</u></b>
F-2 Investigation and Remediation	contaminated sites w/in city	\$550,000
	<b>Total 2009-10 Extension</b>	<b>\$550,000</b>

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-100

Resolution No. 2018-16  
 (Int. No. 244)

**Resolution approving the 2018-19 debt limit for general municipal purposes**

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that it is the intent and policy of the City to limit the amount of bonds and notes authorized in fiscal year 2018-19 to \$19,997,000 for general municipal purposes.

BE IT FURTHER RESOLVED, unused authorizations from the debt limits for fiscal years 2016-17 and 2017-18 shall continue to be available, but no authorization included in the debt limit for a prior fiscal year, if not actually approved by the City Council, shall be carried-over and included in the limit for this fiscal year. By this resolution, the Council specifically approves inclusion for this fiscal year of unused authorizations from the debt limit for 2015-16 relating to hazardous waste investigation and remediation at contaminated City sites and Vacuum Oil Brownfield Opportunity Area sites, street rehabilitation and milling and resurfacing including but not limited to Goodman Street, and street lighting improvements; 2014-15 relating to renovations to RPD Special Operations office and the cycle track on Elmwood Avenue; 2013-14 relating to street rehabilitation and milling and resurfacing including but not limited to Midtown Redevelopment III, hazardous waste investigation and remediation at contaminated City sites, street lighting, and focused investment; 2012-13 relating to hazardous waste investigation and remediation at contaminated City sites; 2010-11 relating to hazardous waste investigation and remediation at contaminated City sites; and for 2009-10 relating to hazardous waste investigation and remediation at contaminated City sites.

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

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

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

This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-169

Re: Agreement – Cities for Financial Empowerment Fund, Inc., CityStart 2018

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an agreement with Cities for Financial Empowerment Fund, Inc. (CFE Fund) for the receipt and use of a \$20,000 grant for CityStart 2018 and amending the 2018-19 Budget of the Mayor’s Office by \$20,000 to reflect this grant.

The CFE Fund CityStart 2018 Grant will provide \$20,000 and nine months of intensive technical assistance to develop strategies for financial empowerment of economically disadvantaged residents. CFE Fund staff, in partnership with the Office of Community Wealth Building, will engage internal and external stakeholders to create strategies focused on four pillars: banking access, financial counseling, savings and asset building, and consumer financial protection.

The term of the agreement is nine months.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-169  
(Int. No. 246)

**Authorizing an agreement for the CityStart 2018 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 Cities for Financial Empowerment Fund, Inc. for the receipt and use of \$20,000 in funding and technical assistance for implementing a CityStart 2018 Grant program to develop strategies for financial empowerment of economically disadvantaged City residents (the “Program”).

Section 2. Upon its adoption, the 2018-19 Budget of the City of Rochester is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Mayor’s Office by \$20,000 to reflect the receipt of the funds authorized herein, which funds are hereby appropriated to implement the Program.

Section 3. The Program agreement shall have a term of nine months.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-170

Re: Amend proposed 2018-19 Budget –RPD Crime Prevention Officers

Council Priority: Public Safety

Transmitted herewith for your approval is legislation regarding the reinstatement of three Crime Prevention Officer positions for the Rochester Police Department. The proposed 2018-19 Budget included the assignment of these positions to Patrol instead of the Community Affairs Bureau.

Over the past few weeks Council and the Administration have heard from individuals and groups who have weighed in on the benefits that the officers occupying these positions provide to the City and the neighborhoods they serve. This legislation will amend the Proposed Budget to reinstate to the Rochester Police Department three Crime Prevention Officers for a total of 20 for the Community Affairs Bureau for the 2018-19 Fiscal Year.

These positions will be accommodated by transferring two vacant Tactical Unit Officer positions and one vacant Traffic Enforcement Unit Officer position from Special Operations to Patrol and by increasing the September recruit class size from 23 to 28.

To cover the additional expense for the above changes, the proposed 2018-19 Budget will be amended by transferring \$202,900 from Contingency to the Rochester Police Department and by transferring \$88,200 from Contingency to Undistributed Expense.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Loretta C. Scott  
City Council President

Adam C. McFadden  
Chair, Finance Committee

Willie J. Lightfoot  
Chair, Public Safety Committee

Ordinance No. 2018-170  
(Int. No. 247)

**Amending the proposed 2018-19 Budget with respect to Police Crime Prevention Officers**

WHEREAS, although there is a continued need to allocate police resources to patrol functions to combat violence, continuing an effective Crime Prevention Officer program is also desired to maintain existing relationships with the neighborhoods served by these officers. As a result, three Crime Prevention Officer positions will be restored and the next recruit class size increased to at least 28 recruits.

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

Section 1. The proposed 2018-19 Budget of the City of Rochester is hereby amended by transferring a total of \$291,100 from the Contingency allocation to the Police Department in the amount of \$202,900 and to Undistributed in the amount of \$88,200 to fund the position restorations, increased recruit class size, and associated fringe benefits.

Section 2. This ordinance shall take effect on July 1, 2018.

Passed unanimously.

By Councilmember Patterson  
June 19, 2018

To the Council:

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

- Int. No. 187            Authorizing the sale of real estate
- Int. No. 188            Authorizing the acceptance real estate by donation
- Int. No. 194            Appropriating funds and authorizing agreements for the Restore NY Communities Initiative Program
- Int. No. 195            Authorizing a loan agreement for the 49 Stone Street Redevelopment Project
- Int. No. 196            Appropriating funds and authorizing agreements for the foreclosure prevention services
- Int. No. 197            Appropriating funds and authorizing an agreement for landlord/tenant services
- Int. No. 198            Appropriating funds and authorizing agreements for the Buyer Assistance Program
- Int. No. 199            Appropriating funds and authorizing amendatory agreements for the Homebuyer Training Program
- Int. No. 200            Appropriating funds and authorizing agreements for the HOME Rochester Program
- Int. No. 201            Authorizing agreement for the HOME Rochester Program
- Int. No. 202            Authorizing an agreement for the 2018 Commercial Corridor Study



- Int. No. 203 Authorizing agreements and appropriating funds for the Emergency Solutions Grant Program
- Int. No. 204 Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS Program
- Int. No. 205 Appropriating funds and authorizing agreements for the Helping Elders Law Project, **as amended**
- Int. No. 206 Authorizing an agreement and appropriation for the Aging in Place Home Modification Program
- Int. No. 207 Authorizing funding for the Demolition Program
- Int. No. 208 Appropriating funds and authorizing agreements for business programs
- Int. No. 106 Local law amending the City Charter with respect to the abatement of nuisances, **as amended**
- Int. No. 135 Amending the Municipal Code with respect to the abatement of nuisances

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

- Int. No. 189 Amending the Zoning Map for 16, 20, 26, 32, and 42-48 Cameron Street, **as amended**
- Int. No. 191 Approving the Consolidated Community Development Plan/2018-19 Annual Action Plan
- Int. No. 192 Authorizing submission of the Consolidated Community Development Plan/2018-19 Annual Action Plan and execution of grant agreements with the United States Department of Housing and Urban Development
- Int. No. 193 Appropriation of funds for the City Development Fund
- Int. No. 93 Amending Chapter 120 of the Municipal Code, the Zoning Code, by adding the O-LH Overlay Limited-Height District
- Int. No. 94 Amending Chapter 120 of the Municipal Code, the Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190, and 1196-1200 Mt. Hope Ave, 25 May Street, 20, 21, 24, and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center District to C-1 Neighborhood Center/O-LH Overlay Limited Height District

The following entitled legislation is being **HELD** in committee:

- Int. No. 190 Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts, **as amended**

Respectfully submitted,  
 Michael A. Patterson  
 Willie J. Lightfoot  
 Jacklyn Ortiz – (Voted against Int. No. 106)  
 Adam C. McFadden – (Absent)  
 Loretta C. Scott  
 NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

Introductory No. 93 and Introductory No. 94 were introduced on March 20, 2018 and appears in its original transmittal letter on pages 81 and 82 of the 2018 Council Proceedings.

Attachment No. AR-101

Ordinance No. 2018-171  
 (Int. No. 93)

**Amending Chapter 120 of the Municipal Code, the Zoning Code, by adding the O-LH Overlay Limited-Height District**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by adding Article XV-A for the O-LH Overlay Limited-Height District, which shall read in its entirety as follows:

Article XV-A. O-LH Overlay Limited-Height District

§ 120-118.1. Purpose.

The O-LH Overlay Limited-Height District protects City neighborhoods that are within or adjacent to the C-1 Neighborhood Center District that would be adversely impacted by taller buildings. It establishes a three-story limit on building heights for those C-1 District or adjoining areas where there is the presence or proximity of features that would be adversely affected by the aesthetic, traffic, parking demands, and other adverse impacts associated with taller buildings. Such features may include but are not limited to uses in the R-1 Low Density Residential and R-2 Medium Density Residential zoned districts, an O-S Open Space District, a

Preservation District, a City-designated landmark, a property or structure listed on the State or National Register of Historic Places, a park, a critical environmental area as defined in §48-4 of the Municipal Code, or a residential area challenged by a persistent shortage of on- and off-street parking spaces. The O-LH District shall not be independently mapped on the City of Rochester Zoning Map but shall be overlaid upon an existing C-1 or R-3 District area that is found to be appropriate for such treatment.

§ 120-118.2. Permitted uses and structures.

The uses and structures permitted in the O-LH District shall be the permitted uses allowed in the underlying district.

§ 120-118.3. Special permit uses.

The uses and structures allowed as special permit uses in the O-LH District shall be the special permit uses allowed in the underlying district.

§ 120-118.4. Lot, area and yard requirements.

The lot, area and yard requirements of the O-LH District shall conform to the underlying district.

§ 120-118.5. Bulk requirements.

A. Building heights in the O-LH:

- (1) Minimum building height, principal use or structure: conforming to the underlying district.
- (2) Maximum building height, principal use or structure: three stories.
- (3) Maximum building height, detached accessory use or structure: conforming to the underlying district.

B. Square footage limitations on uses in the O-LH shall conform to the underlying district.

§ 120-118.6. Personal wireless telecommunication facilities (PWTF).

Personal wireless telecommunication facilities in the O-LH District shall be regulated as outlined in § 120-143, Personal wireless telecommunication facilities.

§ 120-118.7. Additional regulations.

The applicable City-Wide Design Guidelines and Standards (Article XIX) and Requirements Applying to All Districts (Article XX) in this chapter shall apply to all uses in the O-LH District.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-172  
(Int. No. 94)

**Amending Chapter 120 of the Municipal Code, the Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center District to C-1 Neighborhood Center/ O-LH Overlay Limited Height District**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code and the Zoning Map incorporated therein, as amended, is hereby further amended by changing the zoning classification of the following parcels and area from C-1 Neighborhood Center District to C-1 Neighborhood Center/ O-LH Overlay Limited Height District:

<b>Address</b>	<b>SBL #</b>
1092 Mt. Hope Avenue	136.38-1-43
1098 Mt. Hope Avenue	136.38-1-76. /HOME
1108 Mt. Hope Avenue	136.38-1-76. /NHOM
1116 Mt. Hope Avenue	136.38-1-75
1118-1120 Mt. Hope Avenue	136.38-1-74
1132-1138 Mt. Hope Avenue	136.46-1-1
1142 Mt. Hope Avenue	136.46-1-61
1150 Mt. Hope Avenue	136.46-1-60
1174 Mt. Hope Avenue	136.46-1-59
1176 Mt. Hope Avenue	136.46-1-58
1182 Mt. Hope Avenue	136.46-1-57
1186-1188 Mt. Hope Avenue	136.46-1-56
1190 Mt. Hope Avenue	136.46-1-55
1196-1200 Mt. Hope Avenue	136.46-1-54
25 May Street	136.38-1-44
20 Stewart Street	136.38-1-73
21 Stewart Street	136.46-1-2
24 Stewart Street	136.38-1-72
25 Stewart Street	136.46-1-3
10 Gold Street	136.46-1-24

and the area extending from those parcels to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Introductory No. 106 was introduced on April 17, 2018 and appears in its original transmittal letter on page 113 of the 2018 Council Proceedings.

Local Law No. 4  
(Int. No. 106, as amended)

**Local law amending the City Charter with respect to the abatement of nuisances**

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

Section 1. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended by repealing Section 3-15, Abatement of nuisances.

Section 2. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended by adding to the end of Article X, Department of Neighborhood and Business Development, the following new section:

§ 10-12. Abatement of nuisances.

A. Declaration of legislative findings. The Council finds that public nuisances exist in the City of Rochester in the operation of certain establishments and the use of property in flagrant violation of certain Penal Law and Municipal Code provisions, which nuisances substantially and seriously interfere with the interest of the public in the quality of life and total community environment, commerce in the City, property values and the public health, safety and welfare. The Council further finds that the continued occurrence of such activities and violations is detrimental to the health, safety and welfare of the people of the City of Rochester and of the businesses thereof and the visitors thereto. It is the purpose of the Council to establish a means to remedy these public nuisances, which shall be in addition to the use of procedures and remedies available under other laws. The Council further finds that the remedies that may be implemented pursuant to this law are reasonable and necessary in order to protect the health and safety of the people of the City and to promote the general welfare. The Council finds that it is the public policy of the City of Rochester to ensure that, in an emergency, all crime victims, including victims of domestic violence, dating violence, stalking, or sexual abuse ~~in an emergency~~, are able to contact police or emergency assistance without penalty under this ordinance. The Council further finds that this law is not intended to sanction, penalize or displace victims of triggering enumerated crimes or violations that are deemed public nuisances pursuant to this City Charter Section; accordingly points, sanctions and penalties assessed hereunder shall not be applied against the premises where an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated crime or violation triggering the public nuisance incident.

B. Public nuisances defined. For purposes of this Section, a public nuisance shall be deemed to exist whenever through violations of any of the following provisions resulting from separate incidents at a building, erection or place, or immediately adjacent to the building, erection or place as a result of the operation of the business, 12 or more points are accumulated within a period of six months, or 18 or more points within a period of 12 months, in accordance with the following point system. Where more than one violation occurs during a single incident, the total points for the incident shall be the highest point value assigned to any single violation. Such violations shall be proven by a preponderance of evidence, as set forth in subsection F below, before the imposition of any remedy to abate the nuisance.

(1) The following violations shall be assigned a point value of ten points:

- (a) Article 265 of the Penal Law — Firearms and Other Dangerous Weapons.
- (b) Section 47-5 of the Code of the City of Rochester — Firearms, shotguns, rifles and other dangerous weapons.
- (c) Sections and subsections 220.06(1), 220.16(1), 220.16(2), 220.16(3), 220.16(4), 220.16(5), 220.16(6), 220.16(7), 220.28, 220.31, 220.34, 220.39, 220.41, 220.43, 220.44 and 220.65 of the Penal Law — Offenses Involving the Sale or Intent to Sell Controlled Substances
- (d) Sections 221.35, 221.40, 221.45, 221.50 and 221.55 of the Penal Law — Offenses Involving the Sale of Marijuana.

(2) The following violations shall be assigned a point value of six points:

- (a) Sections and subsections 220.03, 220.06(2), (3), (4), (5), (6), (7), and (8), 220.09, 220.16(8), (9), (10), (11), (12), and (13), 220.18, 220.21, 220.25, 220.45, 220.46, 220.50, 220.55, 220.60, 220.70, 220.71, 220.72, 220.73, 220.74, 220.75 and 220.76 of the Penal Law — Controlled Substance Offenses Not Involving the Sale or Intent to Sell.
- (b) Sections ~~221.05, 221.10, 221.15,~~ 221.20, 221.25 and 221.30 of the Penal Law — Marijuana Offenses Not Involving Sale.
- (c) Article 225 of the Penal Law — Gambling Offenses.
- (d) Article 230 of the Penal Law — Prostitution Offenses.
- (e) Sections and subsections 165.15(4), (6), (7), and (8), 165.40, 165.45, 165.50, 165.52, 165.54, 165.71, 165.72, and 165.73 of the Penal Law — Criminal Possession of Stolen Property.
- (f) The Alcoholic Beverage Control Law.
- (g) Sections 260.20 and 260.21 of the Penal Law — Unlawfully Dealing with a Child.
- (h) Possession, use, sale or offer for sale of any alcoholic beverage in violation of Article 18 of the Tax Law, or of any cigarette or tobacco products in violation of Article 20 of the Tax Law.

- (i) Article 178 of the Penal Law — Criminal Diversion of Prescription Medications and Prescriptions.
  - (j) Section 147 of the Social Services Law — Food stamp program fraud.
  - (k) Section 3383 of the Public Health Law — Imitation controlled substances.
  - (l) Operating a premises without the requisite business permit in violation of § 90-33 of the City’s Municipal Code.
  - (m) Sections 240.36 and 240.37 of the Penal Law — Loitering in the First Degree and Loitering for the Purpose of Engaging in a Prostitution Offense.
  - (n) Section 2024 of Title 7 of the United States Code — Supplemental Nutrition Assistance Program.
  - (o) Suffering or permitting the premises to become disorderly, including suffering or permitting fighting.
  - (p) Chapter 75 of the City’s Municipal Code— Noise.
  - (q) Chapter 29 of the City’s Municipal Code— Amusements.
  - (r) Chapter 66 of the City’s Municipal Code — Junkyard Operators, Junk Dealers and Scrap Processors.
  - (s) Sections of the New York State Uniform Fire Prevention and Building Code and Chapter 54 of the City’s Municipal Code, as applied to places of assembly and other non-residential structures and uses, concerning occupancy requirements, capacity of means of egress and fire protection systems.
  - (t) Chapter 569, Article 7 (Service Food Establishments) and Article 8 (Food and Food Establishments) of the Laws of the County of Monroe — Sanitary Code.
- (3) It shall be the responsibility of the City department or bureau with primary enforcement responsibility for each of the above-listed violations, including but not limited to the Rochester Police Department, Rochester Fire Department, Bureau of Buildings and Zoning code enforcement officers employed in the Department of Neighborhood and Business Development, and code enforcement inspectors and Bureau of Operations supervisors employed in the Department of Environmental Services, to expeditiously notify the Administrator of the Neighborhood Service Center for that portion of the City in which the subject building, erection or place is located (hereinafter, the “NSC Administrator”) of a nuisance point violation and to provide to the NSC Administrator all supporting documentation of the violation, including copies of tickets and/or arrest paperwork.
- (4) With regard to a residential property, no points, sanctions and penalties assessed under this ordinance shall be applied against the premises where an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated crime or violation triggering the public nuisance incident, including a victim of domestic violence, dating violence, stalking, or sexual abuse.

#### C. Notice of Nuisance Points.

##### (1) Written Notice of Nuisance Points.

- a. Any time one of the above-identified violations occurs, the NSC Administrator, or another City employee as may be designated by the Commissioner of Neighborhood and Business Development, shall, within fifteen ~~calendar~~ business days from the date of the violation, send a notice of nuisance points to the owner of the building, erection or place. The notice shall be sent by first class mail with delivery confirmation, and shall identify the violation and the number of points assessed against the property.
  - i. In calculating business days, weekends shall not be counted, nor shall any of the following City holidays: New Year’s Day; Martin Luther King Jr. Day; Presidents’ Day; Good Friday; Memorial day; Independence Day; Labor Day; Columbus Day; Veterans’ Day; Thanksgiving Day; Christmas Day.
- b. The NSC Director shall adopt a standard Notice of Nuisance Points letter to be used by every Neighborhood Service Center (“NSC”). The letter shall set forth the address where the nuisance activity took place, the specific violation, the date and time of the violation, and the number of points being assessed as a result of the violation. The letter will also set forth the total points accrued against the property during the preceding 12 months, inclusive of those that are the subject of the notice. The letter shall be signed by the NSC Administrator or, in the NSC Administrator’s absence, by his or her designee.
- c. If, at the time the Notice of Nuisance Points letter is sent, the total number of nuisance points then accrued is less than that which would be deemed a public nuisance under this Section, the notice letter shall include the following language: “If the conduct giving rise to this violation is not abated and recurs, your property is in jeopardy of being deemed a public nuisance pursuant to City Charter § 10-12B, which could result in the closure of your property. You are encouraged to contact the Neighborhood Service Center at [PHONE NUMBER] to arrange a meeting to discuss this violation and a means to prevent a nuisance from developing.”

##### (2) Posting of Nuisance Points on Certain Residential Properties.

- a. Where the building, erection or place that is the subject of the nuisance points is a residential property or contains any residential units, and is not solely owner-occupied, the NSC Administrator shall cause a Posting of Nuisance Points to be physically posted upon the building, erection or place within the same time period set forth in subsection C(1)(a) for the sending of a notice of nuisance points to the owner of the building, erection or place.
- b. The NSC Director shall adopt a standard Posting of Nuisance Points form that shall prominently display the violation, date of incident giving rise to violation, number of points assigned for the violation and total number of points then pending against the property.

~~(2)~~(3) Waiver of Nuisance Points.

- a. Eligibility:
  - i. To be eligible for a waiver of nuisance points, no nuisance points shall have been assessed against a property during the preceding twelve months.
  - ii. A property is eligible for the waiver of nuisance points no more than one time in any twelve-month period.
  - iii. Points resulting from the following violations are not eligible for waiver:
    - 1. Article 265 of the Penal Law — Firearms and Other Dangerous Weapons.
    - 2. Section 47-5 of the City's Municipal Code — Firearms, shotguns, rifles and other dangerous weapons.
    - 3. Sections of the New York State Uniform Fire Prevention and Building Code and Chapter 54 of the City's Municipal Code concerning occupancy requirements.
    - 4. Sections 260.20 and 260.21 of the Penal Law — Unlawfully Dealing with a Child.
- b. Waiver of Nuisance Points Letter.
  - i. If a property to be assessed nuisance points is eligible for a waiver, then the NSC Administrator shall send, in the same mailing as the Notice of Nuisance Points Letter, a Waiver of Nuisance Points Letter.
  - ii. The NSC Director shall adopt a standard Waiver of Nuisance Points letter to be used by every NSC. The Waiver of Nuisance Points letter shall inform the owner that his/her property is eligible for waiver of nuisance points, and shall direct the owner to contact the NSC within ten ~~calendar days~~ business days (as defined above in subsection C(1)(a)(i)) of the date of the Waiver of Nuisance Points Letter to schedule a waiver meeting to discuss and implement an abatement plan.
- c. Abatement Plan and Waiver.
  - i. If the owner timely requests and attends the waiver meeting, the owner and NSC Administrator shall negotiate in good faith to develop an appropriate written plan to abate the nuisance. If their effort succeeds, the plan shall be dated, signed by the owner and by the NSC Administrator, and shall be kept on file at the NSC. A copy of the abatement plan shall be provided to the owner.
  - ii. If the owner abides by the abatement plan and no new nuisance activity occurs within the six months following the date of the abatement plan, the points that are subject to waiver shall be cancelled as if they had never existed on the property.
- d. Records of Abatement Plans and Waivers. Each NSC shall maintain ~~for a minimum of two years~~ records of abatement plans established and waivers issued for each property in accordance with City records retention policies and applicable law.

~~(3)~~(4) Nuisance Points Advisory Board.

- a. Composition. There shall be a nine-member Nuisance Points Advisory Board (“Advisory Board”) appointed by the Mayor, comprising one resident and one business owner each from the Northeast District, East District, South District and Northwest District as such districts are defined by City Charter § 5-3, and one resident from the Center City District as that district is defined by City Zoning Code § 120-166B. The members shall not be City officers or employees at the time of their appointments. Board members shall serve a term of two years. Any member may be reappointed and, after the expiration of his or her term, each member shall hold over until a successor is appointed, if necessary. The board may appoint a Chairperson from among its members.
  - b. Advisory Board Review.
    - i. Notice of Potential Nuisance.
      1. Where a violation takes place at a building, erection or place such that assessment of points for that violation would result in the building, erection or place being deemed a public nuisance pursuant to this Section, the NSC Administrator shall give notice of the violation to the owner, the impending assessment of points, and the fact that, upon assessment of the points, the building, erection or place will be deemed a public nuisance that is subject to the imposition of abatement actions pursuant to this Section. This Notice of Potential Nuisance shall be sent to the owner within ~~ten calendar days~~ fifteen business days (as defined above in subsection C(1)(a)(i)) of the violation in the same manner as a Notice of Nuisance Points.
      2. The NSC Director shall adopt a standard Notice of Potential Nuisance letter to be used by every NSC. The Notice of Potential Nuisance shall inform the owner that he or she may, within ~~ten calendar days~~ business days (as defined above in subsection C(1)(a)(i)) of the date of the Notice, contact the NSC to request that the Advisory Board review the most recent violation and the points to be assessed therefor.
    - ii. Review by Advisory Board. If a review is requested by an owner, the NSC Administrator shall submit to the Advisory Board a package containing all relevant reports upon which the potential assessment of nuisance points is based. The board shall review the package and any written submissions by the owner, and may allow the owner and any witnesses to offer oral statements, within a time limit to be set by the board, which time shall not exceed 30 minutes, as to why the points should not be assessed. An Advisory Board member shall not participate in any review proceeding with regard to any place that is located within a radius of 500 feet from the member’s residence or with regard to which the member possesses an operational or ownership interest. The board shall review all submissions and explanations and submit a written recommendation to the NSC Administrator concerning issuance of the nuisance points. A copy of this written recommendation shall be sent by the board to the owner by first class mail with delivery confirmation. The board’s function shall be advisory, and its recommendations shall not be construed to be a final decision.
    - iii. Final Determination by NSC Administrator. The NSC Administrator shall make a final determination as to the assessment of points within ~~ten calendar days~~ business days (as defined above in subsection C(1)(a)(i)) of the receipt of the recommendation of the Nuisance Points Advisory Board. The final determination shall be sent to the owner in the same manner as a Notice of Nuisance Points. A courtesy copy of the final determination shall be produced to the Advisory Board.
  - c. Meetings. The Advisory Board shall meet at least once a month as long as matters are pending. A majority of the full board, of which no fewer than two are residents and two are business owners, shall constitute a quorum and shall be necessary to make a recommendation on proposed nuisance points. The board shall maintain an orderly set of records, including minutes of its meetings. The Commissioner of Neighborhood and Business Development shall provide staff support to the board, and members of the Police Department and Law Department may also advise the board and attend board meetings.
  - d. Bylaws. The Advisory Board shall prepare and adopt bylaws from time to time outlining meeting times and related procedures. The bylaws shall be submitted to the NSC Director for review and acceptance.
- (4)(5) Notice of Abatement Meeting. Where a building, erection or place accrues points sufficient to be deemed a public nuisance pursuant to City Charter §10-12B, the NSC Administrator shall schedule a meeting with the building owner or the owner’s authorized representative (hereinafter collectively “owner”) to devise a plan to abate the nuisance. The owner shall be notified by letter of the date, time and location of the meeting. The owner shall also be notified that if he or she fails to attend the meeting, the City may immediately proceed with an administrative abatement proceeding or civil action to abate the nuisance. The NSC Director shall adopt a standard Notice of Abatement Meeting letter to be used by every NSC, which shall be sent to the owner in the same fashion as a Notice of Nuisance Points. The owner shall be allowed to adjourn and reschedule the abatement meeting no more than one time and to a date no more than ~~fourteen calendar days~~ business days (as defined above in subsection C(1)(a)(i)) after the original scheduled date.
- (5)(6) Abatement Plan. If the owner attends the Abatement Meeting, he or she shall negotiate in good faith with the NSC Administrator to devise an abatement plan intended to remedy the nuisance activity. If they succeed and the owner signs a commitment to perform the agreed upon abatement plan, the City will not advance with an administrative proceeding or civil action to abate the nuisance for so long as the owner abides by the plan.

## D. Concurrent Adjudication by Municipal Code Violations Bureau.

- (1) Where the NSC Administrator assesses nuisance points based upon a violation of the Rochester City Code for which a Municipal Code Violations Bureau ticket is issued, the Administrator shall request in writing that the Municipal Code Violations Bureau provide to the NSC Administrator notice of the ultimate ticket disposition.
- (2) Where the Municipal Code Violations Bureau ticket disposition indicates a dismissal on the merits, the NSC Administrator shall cancel the nuisance points stemming from the underlying violation and shall notify the owner of the same.

## E. Powers of the Commissioner with Respect to Public Nuisances. In addition to the enforcement procedures established elsewhere, the Commissioner of Neighborhood and Business Development, shall be authorized:

- (1) To order the closing of the building, erection or place to the extent necessary to abate the nuisance but in no event for a period longer than one year; or
- (2) To suspend for a period not to exceed six months or revoke for a period of one year a business permit issued for such premises, and to prevent the operator from obtaining a new business permit for another location for the period of suspension or revocation; or
- (3) To suspend for a period not to exceed six months or revoke for a period of one year any occupational license or permit issued by the City related to the conduct of a business or trade at the premises, which suspension or revocation may also apply to any other locations operated by the holder for which the license or permit is required; or
- (4) To suspend for a period not to exceed six months or revoke for a period of one year eligibility to secure grants or loans from the City of Rochester; or
- (5) Any combination of the above; or
- (6) Any other remedy rationally related to the nuisance to be abated and otherwise within the authority of the Commissioner.

F. Adjudication Procedure. Where a public nuisance is deemed to exist pursuant to Subsection B of this Section, and the owner of the property fails to attend the Abatement Meeting or fails to accept and abide by an abatement plan, the Commissioner of Neighborhood and Business Development, or his or her designee, shall notify the Corporation Counsel for the City of Rochester of the nuisance activity and recommend a remedy or remedies pursuant to Subsection E of this Section to abate the nuisance. The Corporation Counsel shall decide whether to implement the remedy by means of either an administrative abatement proceeding as described below or through a civil action as authorized by City Charter § 9-21.

## (1) Administrative Abatement Proceeding

- a. Notice of Abatement Hearing. The Corporation Counsel shall establish a date for a hearing at which it will be determined whether a public nuisance exists and evidence will be presented as to the remedy appropriate to abate the public nuisance. A Notice of Hearing shall be provided to the owner, lessor, lessee and mortgagee of the building, erection or place wherein the public nuisance is being conducted, maintained or permitted. The Notice of Hearing shall contain the following:
  - i. The name of the owner.
  - ii. A description of the premises, including the street address.
  - iii. A statement of each and every incident during the relevant period giving rise to nuisance points, and a description of the remedy or remedies proposed to abate the public nuisance.
  - iv. The date, time and location of the hearing.
  - v. A statement that the failure to attend the hearing may constitute a default, which could result in the closure of the building, erection or place, the suspension or revocation of the owner's relevant business or occupational licenses, and/or the suspension or revocation of City grants or loans.
  - vi. A statement that no points shall be assessed against the building, erection or place for an enumerated crime or violation for which it is demonstrated that an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim, including a victim of domestic violence, dating violence, stalking, or sexual abuse.

- b. Service of Notice. The Notice of Hearing, along with a copy of the text of this Section, shall be served upon the owner, lessee and mortgagee at least thirty calendar days before the scheduled hearing, in the following manner:
- i. Owner: The owner shall be served in accordance with Article 3 of the Civil Practice Law and Rules or by means of first-class mail with delivery confirmation sent to the owner's address as it is maintained on record with the City Treasurer pursuant to City Charter §§ 6-118 and 6-119. If served by mail, service shall be deemed to be complete upon mailing. In no event shall it be necessary to file proof of service with the clerk of any court before the hearing.
  - ii. Lessee: Each lessee shall be served in accordance with Real Property Actions and Proceedings Law § 735, except it shall not be necessary to file proof of service with the clerk of any court before the hearing.
  - iii. Mortgagee: A mortgagee shall be served by means of first-class mail with delivery confirmation sent to the mortgagee's last known address as shown in the property records, Service shall be complete upon mailing, and there shall be no requirement to file proof of service with the clerk of any court before the hearing.
- c. Posting of Notice of Hearing: A copy of the Notice of Hearing shall be posted on the premises at least thirty calendar days before the hearing. Mutilation or removal of the posted notice of hearing shall be punishable by a fine of not more than \$250 provided that the posted notice contains therein a notice of such penalty.
- d. Hearing procedure.
- i. The hearing shall be conducted by an independent hearing officer appointed by the Corporation Counsel. The owner and other interested parties may be represented at the hearing by counsel. The owner and other interested parties may present evidence and call witnesses on their behalf, and may cross-examine any witnesses that testify for the City. The rules of evidence prevailing in a court of record shall not be controlling in abatement hearings. The Mayor and/or the Corporation Counsel are authorized to develop and implement other rules and regulations concerning the procedures for the abatement hearing not inconsistent with the rules here stated. Any such other rules and regulations shall be reduced to writing and shall be served on all parties along with the Notice of Hearing.
  - ii. For purposes of this Section, a conviction by a court of competent jurisdiction or an administrative bureau of the violation or crime that gives rise to the assessment of nuisance points shall not be required. Instead, to assess the points, the City shall be required to prove by a preponderance of the evidence that each element of the charged offense has occurred. However, a conviction as defined and applied in accordance with the provisions of Section 1.20 of the Criminal Procedure Law, in any court of competent jurisdiction, or a conviction or plea of guilty in the Municipal Code Violations Bureau, shall constitute conclusive proof of a point-assessable crime or violation under this Section.
  - iii. Defense of Innocence. An innocent party's interest in property shall not be forfeited. The party claiming innocence shall have the burden of proving innocence by a preponderance of the evidence. Such innocence may be demonstrated by proof that the party (i) did not know of the conduct giving rise to nuisance; or (ii) upon learning of the conduct giving rise to the nuisance, did all that reasonably could be expected under the circumstances to terminate such use of the property. For the purposes of this subsection, ways in which a person may show that he or she did all that reasonably could be expected may include demonstrating that such person, to the extent permitted by law, (a) gave timely notice to an appropriate law enforcement agency of information that led the person to know that nuisance activity was occurring or would occur, and (b) in a timely fashion revoked or made a good faith attempt to revoke permission for those engaging in such nuisance activity to use the property. However, a person shall not be required by this subparagraph to take steps that the person reasonably believes would be likely to subject any person to physical danger. Even where a party with an interest in the property establishes his or her innocence in accordance with this subsection, still the City may impose any reasonable and legally permissible remedy to abate the nuisance so long as it does not infringe upon the innocent party's interest in the property.
  - iv. Defense of Victims. In accordance with the public policy and findings calling for the protection of victims of crimes and violations in Subdivision A of this Section, a party shall be entitled to testify or present other evidence in support of a claim that nuisance points should not be assessed for a specified violation or crime wherein an owner, lessor, lessee, mortgagee or any other person in possession or having charge of as agent or otherwise, or having any interest in the property, real or personal was a victim of the enumerated violation or crime that triggered the assessment of nuisance points. The party claiming the victim defense shall have the burden of proving its factual elements by a preponderance of the evidence in order to be entitled to the removal of assessed nuisance points.
- e. Hearing Officer Report and Recommendation. Within fourteen ~~calendar days~~ business days (as defined above in subsection C(1)(a)(i)) after the conclusion of the hearing, the hearing officer shall render a written report and recommendation to the Commissioner of Neighborhood and Business Development, which shall set forth factual findings based upon evidence in the



record and shall state whether a public nuisance was proven by a preponderance of the evidence. In the event that a public nuisance is so proven, the hearing officer shall also render a written recommendation as to the remedy to be imposed to abate the public nuisance. The hearing officer's written recommendation shall be served upon all interested parties in the same manner as the original Notice of Hearing.

- f. Final Determination. Within seven ~~calendar days~~ business days (as defined above in subsection C(1)(a)(i)) days after receipt of the hearing officer's report and recommendation, the Commissioner of Neighborhood and Business Development shall issue a final determination either accepting, modifying, or rejecting the hearing officer's report and recommendation. If the Commissioner determines that there is a public nuisance, based on either the recommendation of the hearing officer or the Commissioner's own assessment of the hearing record, the final determination shall articulate the remedy to be imposed and set forth a reasonable manner in which the remedy elected is expected to abate the public nuisance. No remedy shall be imposed that goes beyond the remedy or remedies previously specified in the Notice of Hearing. The final determination shall be served on all interested parties in the same manner as the Notice of Hearing. A copy of the final determination shall also be posted at the building, erection or place where a public nuisance exists or is occurring in violation of law.
- g. Closure. Where the final determination orders the closure of a building, erection or place, the closure shall become effective thirty calendar days after the posting of the final determination upon the building, erection or place, and may after that time be enforced by the Rochester Police Department. The effective date shall be specified in the final determination.
- i. In no event shall any closing ordered under this Section be for a period of more than one year from the issuance of the Commissioner's final determination.
  - ii. A closing directed by the Commissioner pursuant to this Section shall not be deemed to constitute an act of possession, ownership or control by the City of the closed premises.
  - iii. It shall be a violation of this Section for any person to permit any other person to use or occupy any building, erection or place, or portion thereof, ordered closed by the Commissioner. Such a violation or mutilation or removal of a posted order of the Commissioner designee shall be punishable by a fine of not more than \$250 or by imprisonment not exceeding fifteen calendar days, or both, provided such posted order contains therein a notice of such penalty.

#### G. Additional Provisions

- (1) The Mayor, Commissioner of Neighborhood and Business Development ("Commissioner") or NSC Director may promulgate rules, regulations, policies and procedures to carry out and give full effect to the provisions of this Section. Any such rules, regulations, policies and procedures shall be filed with the City Clerk.
- (2) The Commissioner or NSC Director shall implement a training program for NSC employees involved in the enforcement of this Section and for other City employees as needed.
- (3) If any provision of this Section or the application thereof to any person or circumstances is held invalid, the remainder of this Section and the application of such provisions to other persons and circumstances shall not be rendered invalid thereby.
- (4) The Commissioner shall ~~prepare an annual~~ quarterly reports to be submitted to City Council summarizing the actions taken under this Section and indicating the results of such action.

Section 3. This local law shall take effect upon the latter of either: a) its filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law, or b) July 1, 2018.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Lightfoot, Vice President McFadden, Patterson – 6

Nays – Councilmembers Gruber, Ortiz, Spaul – 3.

Introductory No. 135 was introduced on April 17, 2018 and appears in its original transmittal letter on page 120 of the 2018 Council Proceedings.

Ordinance No. 2018-173  
(Int. No. 135)

**Amending the Municipal Code with respect to the abatement of nuisances**

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

Section 1. Chapter 68 of the Municipal Code, Licenses – Businesses and Trades, as amended, is hereby further amended in Subsection E of Section 68-10, Revocation of licenses and permits, to read as follows:

A. In addition to the power granted to the authority issuing a license or permit either in this chapter or in other chapters of the Municipal Code, a license or permit for a business or trade issued by the City of Rochester may be revoked or suspended in accordance with the procedures established in ~~§ 3-15 § 10-12~~, Abatement of nuisances, of the City Charter.

Section 2. Chapter 90 of the Municipal Code, Property Code, Article II, Business Permits, as amended, is hereby further amended in Subsection B of Section 90-36, Issuance of business permit, to read as follows:

B. No business permit shall be issued unless the applicant and business have fully complied with the provisions of this article and have obtained all necessary licenses and permits for the operation. No business permit shall be issued to a premises while charges are pending pursuant to ~~§ 3-15 § 10-12~~ of the City Charter, or while any other nuisance abatement proceeding or action is pending against the premises.

Section 3. Chapter 90 of the Municipal Code, Property Code, Article II, Business Permits, as amended, is hereby further amended in Subsection F(14) of Section 90-37, Operation of businesses, to read as follows:

C. The owner or operator of any business shall maintain good order on and about the premises at all times when the business is open. The premises shall include the building in which the business is located, as well as accessory structures and uses, including parking lots, and the land on which the building is located. The owner or operator of any business shall be responsible to remove refuse and obstructions from the sidewalk in accordance with Municipal Code requirements, and to operate the business so that neither the business nor its patrons become a source of disruption on the sidewalks, streets or other private property in the vicinity of the business. The lack of good order shall include, but not be limited to, suffering or permitting the following:

(14) Any other nuisance activity listed in ~~§ 3-15 § 10-12~~ of the City Charter.

Section 4. Chapter 96 of the Municipal Code, Secondhand Dealers, as amended, is hereby further amended in Subsection D of Section 96-5, Issuance of secondhand dealer’s license, to read as follows:

D. No secondhand dealer’s license shall be issued unless the applicant and business have fully complied with the provisions of this chapter and have obtained all necessary licenses and permits for the operation. No secondhand dealer’s license shall be issued to a premises while charges are pending pursuant to ~~§ 3-15 § 10-12~~ of the City Charter or while any other nuisance abatement proceeding or action is pending against the premises or owner or operator.

Section 5. Chapter 96 of the Municipal Code, Secondhand Dealers, as amended, is hereby further amended in Subsection F(14) of Section 96-8, General operation of secondhand dealer’s businesses, to read as follows:

E. Secondhand dealers shall maintain good order on and about the premises at all times when the business is open. The premises shall include the building in which the business is located, as well as accessory structures and uses, including parking lots and the land on which the building is located. The owner or operator of any secondhand dealer’s business shall be responsible to remove refuse and obstructions from the sidewalk in accordance with Municipal Code requirements and to operate the business so that neither the business nor its patrons become a source of disruption on the sidewalks, streets or other private property in the vicinity of the business. The lack of good order shall include, but not be limited to, suffering or permitting the following:

...  
(14) Any other nuisance activity listed in ~~§ 3-15 § 10-12~~ of the City Charter.

Section 6. Chapter 99 of the Municipal Code, Shooting Ranges, as amended, is hereby further amended in Subsection D of Section 99-7, Issuance of shooting range license, to read as follows:

F. No shooting range license shall be issued unless the applicant and business have fully complied with the provisions of this chapter and have obtained all necessary licenses and permits for the operation. No shooting range license shall be issued to a premises while charges are pending pursuant to ~~§ 3-15 § 10-12~~ of the City Charter or while any other nuisance abatement proceeding or action is pending against the premises or owner or operator.

Section 7. This ordinance shall take effect on the effective date of an accompanying local law amending the City Charter with respect to the abatement of nuisances.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-174  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first two properties are being purchased by Barakah Muslim Charities, Inc. Both lots will be used as green space as they perform additional charitable services for the community. They currently provide a food pantry and the extra space will be beneficial for the service.

The third property is being purchased by Rochester Refugee Resettlement Services, Inc. to develop as an adult education and training space.

The next property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lot with his existing lot and utilize it as green space.

The last property is an unbuildable vacant lot being sold for \$1.00 (as per City policy) to its adjacent owner who will combine the lot with their existing property.

The first year projected tax revenue for these five properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$3,640.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-102

Ordinance No. 2018-174  
(Int. No. 187)

**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 of the negotiated sale with proposal of the following parcels:

Address	SBL#	Lot Size	Use	Price	Purchaser
146 Bartlett St	120.68-1-59.1	59 x 141	Vacant Lot	\$500	Barakah Muslim Charity, Inc.
600 Jefferson Av	120.68-1-13	35 x 107	Vacant Lot	\$1,000	Barakah Muslim Charity, Inc.
393 Lexington Av	105.25-3-5.2	39 x 94	Education/training	\$10,000	Rochester Refugee Resettlement Services, Inc.

Section 2. The Council hereby approves of the negotiated sale with proposal of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
156 Peck St	106.59-3-53	40 x 120	4,800	\$4,425	Richard Marciszewski

Section 3. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land for the sum of \$1.00:

<u>Address</u>	<u>SBL#</u>	<u>Lot Size</u>	<u>Sq. Ft.</u>	<u>Purchaser</u>
68 Lincoln St	106.41-3-14.2	40 x 95	3,800	Josie Whitfield

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-175  
Real Estate Donations

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the acceptance by donation of certain real properties from the owner, Rochester Land Bank Corporation (RLBC). The RLBC acquired the properties by purchase at the City Tax Foreclosure Auction in November 2017. Council authorization is needed to accept the following parcels:

<u>Address</u>	<u>Purpose</u>
403 Caroline Street	Demolition
150 Campbell Park	Demolition
70 Parsells Avenue	Demolition

Accepting these donations will allow the City to remove blight in neighborhoods where redevelopment plans are in place and/or other investment of public dollars have been made through prior demolitions and/or rehabilitations. The Rochester Land Bank Board approved the transfer of the properties to the City at its April, 2018 Board Meeting.

Upon acquisition by the City, any taxes or charges levied after the date of closing shall be cancelled. The properties are to be conveyed with no other outstanding liens or encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-103

Ordinance No. 2018-175  
(Int. No. 188)

**Authorizing the acceptance of real estate by donation**

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

Section 1. The Council hereby authorizes the acceptance of the donation of a real estate parcel from the Rochester Land Bank Corporation as follows:

<b>Address</b>	<b>SBL No.</b>	<b>Purpose</b>
403 Caroline Street	121.81-139	Demolition
150 Campbell Park	105.71-138	Demolition
70 Parsells Avenue	107.53 362	Demolition

Section 2. Upon transfer of title to the City, any City taxes and any other City charges, liens or encumbrances against said property are hereby cancelled.

Section 3. This ordinance shall take effect immediately.

Passed the following vote.

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Vice President McFadden, Patterson, Spaul – 8

Nays – None – 0

Councilmember Ortiz abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-176  
Re: Zoning Map Amendment – 16, 20, 26, 32, and 42-48 Cameron Street

Transmitted herewith for your consideration is legislation amending the Zoning Map of the City of Rochester by rezoning 16, 20, 26, 32, and 42-48 Cameron Street from R-1 Low Density Residential District to C-1 Neighborhood Center District for the possible future expansion of Cameron Community Ministries located at 42-48 Cameron Street.

The City Planning Commission held an informational meeting on the proposed map amendment on Monday, April 2, 2018. Two people spoke in support of the rezoning, and two people spoke in opposition. Written and oral testimony at the informational meeting emphasized the desire to ensure that the residential quality of life is not impacted by the further intrusion of commercial uses into the neighborhood. The City Planning Commission commended Cameron Community Ministries for all of their accomplishments and enduring presence in the neighborhood. However, after a lengthy discussion and much deliberation where the members weighed all of these factors, the Planning Commission recommended denial by a vote of 0-6.

Although the Planning Commission issued a negative recommendation, the applicant would still like to pursue the rezoning request to City Council.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-104

Ordinance No. 2018-176  
(Int. No. 189, as amended)

**Amending the Zoning Map for 16, 20, 26, 32 and 42-48 Cameron Street**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by modifying the Zoning Map incorporated in Section 120-5 to change from R-1 Low Density Residential to ~~C-1 Neighborhood Center~~ R-3 High-Density Residential the zoning district classification of the following property parcels:

Address	SBL #
16 Cameron Street	105.66-1-25
20 Cameron Street	105.66-1-26
26 Cameron Street	105.66-1-27
32 Cameron Street	105.66-1-28
42-48 Cameron Street	10005.66 131.2

and the area extending from those parcels to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text; new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-177  
Ordinance No. 2018-178  
Ordinance No. 2018-179

Re: 2018-19 Annual Action Plan, Consolidated Community Development Plan

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

Transmitted herewith for your approval is legislation relating to the 2018-19 Annual Action Plan. The legislation will:

1. Approve the 2018-19 Annual Action Plan, Consolidated Community Development Plan.
2. Authorize the submission of the plan to the U.S. Department of Housing and Urban Development (HUD).
3. Authorize agreements with HUD for the receipt and use of grants to fund the Plan.
4. Appropriate \$300,000 in Urban Development Action Grant principal and interest repayments projected to be received during the 2018-19 program year for the City Development Fund.
5. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

The Consolidated Community Development Plan consists of a strategic plan and annual action plans. The plan addresses the U.S. Department of Housing and Urban Development's planning and application requirements for their formula grant programs, which include: the Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grants Program, and Housing Opportunities for Persons with AIDS. HUD requires jurisdictions to prepare multi-year strategies and one year action plans for use of federal funds. The annual action plan covers the period July 1, 2018 through June 30, 2019.

The annual action plan describes specific projects and activities that will be undertaken in the coming year with federal funds to address priority needs. Community input was solicited at public meetings held on March 14, 2018.

The total of funds available for 2018-19 is \$13,757,758 from the following sources:

CDBG	\$8,084,177
HOME	2,570,413

Emergency Solutions Grant	674,005
HOPWA	890,163
CDF	300,000
CDBG Program Income	1,089,000
HOME Program Income	<u>150,000</u>
Total	\$13,757,758

The amount of federal allocations, program income, and City Development funds available will be used for the following purposes: Promote Economic Stability, Improve the Housing Stock, General Community Needs, and Other.

Significant allocation highlights include:

- \$1,064,989 for Housing Repair/Rehab Program
- \$398,000 for the Buyer Assistance Program
- \$350,000 for Job Creation and Youth Development

Approval by the City Council of the Annual Action Plan is required by HUD. Approval of the City Development Fund is required by Resolution 83-26 (adopted May 24, 1983).

A public hearing on the 2018-19 Annual Action Plan is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-105

Ordinance No. 2018-177  
 (Int. No. 191)

**Approving the Consolidated Community Development Plan/2018-19 Annual Action Plan**

WHEREAS, there is pending before this Council the Draft Consolidated Community Development Plan/2018-19 Annual Action Plan (the Plan) to be financed with \$13,757,758 available to the City of Rochester from the federal Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grant Program, Housing Opportunities for Persons with AIDS Program, City Development Fund, Urban Development Action Grant loan and interest repayments, and other program income;

WHEREAS, the Plan was prepared according to an approved Citizen Participation Plan and reflects public comments and consultations;

WHEREAS, notice of the Plan was published in the legal notices section of the Democrat and Chronicle on February 14, 2018;

WHEREAS, the Plan was the subject of a general public hearing on March 14, 2018, as specified in the February 14<sup>th</sup> newspaper notice;

WHEREAS, in another notice published in the legal notices section of the Democrat and Chronicle on May 12, 2018, citizens, public agencies and other interested parties were invited to submit comments by June 14, 2018, either in writing or at public hearing scheduled for June 14, 2018;

WHEREAS, on June 14, 2018, the City Council conducted a public hearing on the Plan and on the needs, strategies, proposed actions and annual performance report;

WHEREAS, the City Council has reviewed the needs, strategies and proposed actions with City staff; and

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

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

Section 1. The Council hereby adopts the Draft Consolidated Community Development Plan/2018-19 Annual Action Plan.

Section 2. The Mayor is hereby directed to prepare detailed programs and specifications for the various actions and to submit said plans to City Council for approval prior to implementation.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-178  
 (Int. No. 192)

**Authorizing submission of the Consolidated Community Development Plan/2018-19 Annual Action Plan and execution of grant agreements with the United States Department of Housing and Urban Development**

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

Section 1. The Mayor is hereby authorized to submit the Consolidated Community Development Plan/2018-19 Annual Action Plan to the United States Department of Housing and Urban Development.

Section 2. The Mayor is hereby further authorized to provide any such information that may be required and to execute all necessary grant agreements with the United States Department of Housing and Urban Development for the Program Year beginning July 1, 2018.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-179  
(Int. No. 193)

**Appropriation of funds for the City Development Fund**

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

Section 1. As part of the Consolidated Community Development Plan/2018-19 Annual Action Plan, the Council hereby appropriates the sum of \$300,000 in anticipated Urban Development Action Grant loan repayment funds and reversionary interest payments and interest, to be utilized as capital for the City Development Fund.

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary for the implementation of programs funded by the appropriation made herein.

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

Section 4. The Director of Finance shall record all transfers herein and shall have the authority to make adjustments to the amounts set forth which may have changed prior to the adoption of this ordinance.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-180  
Re: Restore NY Communities Initiative - Round 5

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

Transmitted herewith for your approval is legislation appropriating the funds of a grant received from Empire State Development (ESD) awarded through its Restore NY Communities Initiative Program, Round 5 (Restore NY 5), and authorizing agreements with the developers or their subsidiaries for the use of those funds. This legislation will:

1. Appropriate \$5,000,000 in grant funds received from ESD through Restore NY Round 5; and,
2. Authorize the Mayor to enter into agreements with the property owners/developers of the properties included in the City’s Restore NY Round 5 application. The agreements will obligate the City to pay an aggregate amount not to exceed \$5,000,000 with the maximum amount for each agreement as listed below and to be funded from the appropriation above. The term for each agreement shall be five (5) years.

<u>Developer/Principal</u>	<u>Project Address</u>	<u>Grant Amount</u>
East Main Realty Holdings LLC/ Robert Bartosiewicz	176-182 East Main St.	\$250,000
Ren Square, LLC/ Patrick, Luke & Gary Dutton	86 East Main St.	\$265,000
Ren Square, LLC/ Patrick, Luke & Gary Dutton	190-194 East Main St.	\$1,300,000
Hopwood LLC / Scott Hopwood	220-222 East Main St.	\$345,000
Hopwood LLC / Scott Hopwood	224-226 East Main St.	\$365,000
Sibley Redevelopment Limited Partnership (see attached structure)	250 East Main St., Condo #100	\$1,190,000
35 State Property, LLC / Carmen Coleman	35 State Street	\$1,000,000
Scott Hopwood	79 State Street	\$285,000

Restore NY provides grants to municipalities for the demolition, deconstruction, rehabilitation, and/or reconstruction of vacant, abandoned, condemned, and surplus residential and/or commercial buildings. Authorization for the application for the grant and agreement with ESD were previously received from City Council in November 2017 through Ordinance No. 2017-349.

The City’s Restore NY Round 5 projects are located on highly visible corridors that have been significantly blighted in past decades. When completed, approximately 145 new housing units will be created and approximately 64,572 square feet of commercial space will have been renovated. The city will have experienced a direct investment of over \$50,000,000 upon the completion of the Restore NY Round 5 projects.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-106

Ordinance No. 2018-180  
 (Int. No. 194)

**Appropriating funds and authorizing agreements for the Restore NY Communities Initiative Program**

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

Section 1. Grant funds from the Empire State Development Corporation (ESDC) awarded through Round 5 of its Restore NY Communities Initiative in the amount of \$5,000,000 are hereby appropriated for the Restore NY Round 5 projects.

Section 2. The Mayor is hereby authorized to enter into agreements with the following property owners or developers, for the Restore NY Round 5 projects. The agreements shall obligate the City to pay an aggregate amount not to exceed \$5,000,000 with the maximum amount of each agreement as set forth below to be funded from the appropriation in Section 1 herein. Each agreement shall for a term of five years.

<b>Developer/Principal</b>	<b>Project Address</b>	<b>Grant Amount</b>
East Main Realty Holdings LLC	176-182 East Main St.	\$250,000
Ren Square, LLC.	186 East Main St.	\$265,000
Ren Square, LLC	190-194 East Main St.	\$1,300,000
Hopwood LLC	220-222 East Main St.	\$345,000
Hopwood LLC	224-226 East Main St.	\$365,000
Sibley Redevelopment Limited Partnership	250 EastMain St., Condo #100\$	1,190,000
35 State Property, LLC	35 State Street	\$1,000,000
Scott Hopwood	79 State Street	\$285,000
	<b>Total</b>	<b>\$5,000,000</b>

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-181

Re: 49 Stone Street Redevelopment Project

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

Transmitted herewith for your approval is legislation authorizing a loan agreement with 49 Stone Street LLC or an entity to be formed by Hudson Partners Development LLC, located at 525 Union Street Suite 101, Schenectady, New York and with managing members Christopher Maddalone and Seth Meltzer (Developer). The loan amount is Four Hundred Thousand Dollars (\$400,000) and will provide gap funding to assist the Developer with the redevelopment of the property located at 49 Stone Street in Center City. This legislation will:

1. Appropriate \$400,000 in Cash Capital to the Housing Revolving Loan Fund as follows: \$22,852 from Prior Years Cash Capital, \$257,676.30 from 2016-17 Cash Capital – NBD Land Acquisition, and \$119,471.70 from 2017-18 Cash Capital – NBD Land Acquisition.
2. Authorize a loan agreement to the Developer in the amount of \$400,000. The loan is to be funded from the appropriation above.

The project will redevelop a 30,441 gross square foot commercial building into mixed-use. When completed, the four-story building will offer approximately 5,141 gross square feet of office space on the first floor and approximately 21 residential rental apartments distributed amongst all of the floors. The Developer anticipates the creation of up to 15 full-time-equivalent (FTE) jobs resulting from this project in its first three years of operation. One FTE job will result from the residential component and the remaining 14 FTE jobs are expected to result from the project’s commercial tenants. The Developer projects eight of the FTE jobs to be filled by city of Rochester residents.

The loan will be used as permanent financing for costs associated only with the residential component of the project. The loan term is six years and the interest rate is 3%. Ten percent (10%) shall be rented to households with incomes under 120% of the Median Family Income (MFI) and 10% shall be rented to households with incomes under 80% MFI. This project is also subject to the City’s Minority and Women-Owned Business Enterprises (MWBE) and workforce goals.

The estimated sources and uses of funds for the project are as follows:

<b>Sources</b>		<b>Uses</b>	
Bank Loan	\$2,713,170	Land Acquisition	\$585,000
City of Rochester Loan	400,000	Hard Costs	3,118,380
Developer Equity	<u>1,672,299</u>	Soft Costs	549,581
<b>Total</b>	<b>\$4,785,469</b>	Contingency	279,592
		Financing	<u>252,916</u>
		<b>Total</b>	<b>\$4,785,469</b>



The City's Loan Review Committee, comprised of the Deputy Mayor, Corporation Council, Budget Director, Finance Director, Deputy Director of Finance, City Treasurer and the Commissioner of Neighborhood and Business Development, approved this request for financial assistance at their April 27, 2018 meeting. In accordance with the requirements of the State Environmental Quality Review Act, this project was determined to be a Type II Action on December 6, 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-107

Ordinance No. 2018-181  
(Int. No. 195)

#### **Authorizing a loan agreement for the 49 Stone Street Redevelopment Project**

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

Section 1. The sum of \$400,000 from the following sources is hereby appropriated to the Housing Revolving Loan Fund to finance the redevelopment of the property located at 49 Stone Street in the Center City (the Project): \$22,852 from Prior Years' Cash Capital, \$257,676.30 from 2016-17 Cash Capital, and \$119,471.70 from 2017-18 Cash Capital.

Section 2. The Mayor is hereby authorized to enter into a loan agreement with 49 Stone Street LLC, or an entity to be formed by Hudson Partners Development LLC, in the amount of \$400,000 to fund a portion of the Project costs. The loan shall be funded from the amounts appropriated in Section 1 herein, have a term of 6 years, and have an annual interest rate of 3%.

Section 3. The loan agreement authorized herein 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 documents as may be necessary to effectuate the agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-182  
Re: Agreements - The Housing Council at PathStone, Inc. and Empire Justice Center, 2018-19 Consolidated Community Development Plan, Foreclosure Prevention Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2018-19 Annual Action Plan of the Consolidated Community Development Plan (Con Plan) Foreclosure Prevention Program, contingent upon adoption of the Con Plan. This legislation will:

1. Appropriate a total of \$180,000 from the 2018-19 Homeownership Fund-Foreclosure Prevention allocation of the Community Development Block Grant (CDBG) of the Con Plan for implementation of the Foreclosure Prevention Program.
2. Establish \$157,700 and \$22,300 as maximum compensation for The Housing Council at PathStone, Inc. (Principal: Susan Boss) and Empire Justice Center (Principal: Anne Erickson), respectively, to provide foreclosure prevention services. The term of these agreements will be one year and the cost will be financed from the funds appropriated herein.

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

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. A justification statement for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-108

Ordinance No. 2018-182  
(Int. No. 196)

#### **Appropriating funds and authorizing agreements for the foreclosure prevention services**

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

Section 1. The sum of \$180,000 is hereby appropriated from the Homeownership Fund-Foreclosure Prevention allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan (the Plan) for the provision of foreclosure prevention services, contingent upon adoption of the Plan.

Section 2. The Mayor is hereby authorized to enter into an agreement with The Housing Council at PathStone, Inc. in a maximum amount of \$157,700 to provide foreclosure prevention services.

Section 3. The Mayor is hereby authorized to enter into an agreement with Empire Justice Center in a maximum amount of \$22,300 to provide foreclosure prevention services.

Section 4. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the sum appropriated in Section 1. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

Section 5. The agreements shall be for a term of one year.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and providers shall enter into agreements for these services only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-183  
Re: Agreement – The Legal Aid Society of Rochester, New York, 2018-19 Consolidated Community Development Plan, Landlord Tenant Services Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2018-19 Annual Action Plan of the Consolidated Community Development Plan (Con Plan) Landlord Tenant Services Program, contingent upon adoption of the Con Plan. This legislation will:

1. Appropriate \$95,000 from the Rental Market Fund-Landlord Tenant Services allocation of the 2018-19 Con Plan for implementation of the Landlord Tenant Services Program; and
2. Establish \$95,000 as maximum compensation for an agreement with The Legal Aid Society of Rochester, New York, (Principal: Carla Palumbo) to provide housing stabilization services to tenants and landlords. The term of the agreement will be one year and the cost will be financed from the appropriation herein.

The Legal Aid Society of Rochester New York, will serve as lead agency in partnership with Legal Assistance of Western New York Inc. (Principal: C. Ken Pery) and The Housing Council at PathStone, Inc. (Principal: Susan Boss). Services for both landlords and tenants include:

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

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A justification statement for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-109

Ordinance No. 2018-183  
(Int. No. 197)

**Appropriating funds and authorizing an agreement for landlord/tenant 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 Legal Aid Society of Rochester, New York in a maximum amount of \$95,000 to provide housing stabilization services to tenants and landlords. The term of the agreement shall be one year. The agreement shall be funded by \$95,000 from the Rental Market Fund- Landlord/Tenant Services allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan, contingent upon approval thereof, which amount is hereby appropriated for the program. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and provider shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-184  
Re: Buyer Assistance Program, 2018-19 Consolidated Community Development Plan

Council Priority: Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to the Buyer Assistance Program of the 2018-19 Annual Action Plan of the Consolidated Community Development Plan (Con Plan), contingent upon its adoption. This legislation will:

1. Appropriate \$398,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund - HOME funds, of the 2018-19 Con Plan;
2. Appropriate \$57,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund - City Development Fund (CDF) of the 2018-19 Con Plan;
3. Authorize agreements with the recipients of Buyer Assistance Funds for up to \$8,000 to purchase houses through the City's housing initiatives; and
4. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

The Buyer Assistance Program provides financial assistance up to \$8,000 to eligible homebuyers who purchase houses through the City's housing initiatives, as described in the Con Plan. The financial assistance provided by the Buyer Assistance Program is for closing costs and down payment.

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

The 2018-19 HOME allocation will serve up to 100 eligible homebuyers with incomes of no more than 80% median family income (MFI). The \$57,000 CDF allocation will serve up to 19 homebuyers with incomes above 120% MFI participating in our Employer Assisted Housing Initiative program.

The Homeownership Promotion Fund supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-184  
(Int. No. 198)

**Appropriating funds and authorizing agreements for the Buyer Assistance Program**

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

Section 1. The following amounts are hereby appropriated for the Buyer Assistance Program as described in the Consolidated Community Development Plan/2018-19 Annual Action Plan (the Plan): \$398,000 from the HOME funds within the Homeownership Promotion Fund - Buyer Assistance allocation of the Plan; and \$57,000 from City Development Fund portion of the Homeownership Promotion Fund - Buyer Assistance allocation of the Plan. Both appropriations shall be contingent upon adoption of the Plan.

Section 2. The Mayor is hereby authorized to enter into such agreements with recipients of Buyer Assistance funds as may be necessary to implement the Program, with each having a maximum amount of \$8,000 to be funded from the amounts appropriated herein.

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

Section 4. The Director of Finance is hereby authorized to record all transfers herein and to make adjustments to the amounts set forth herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-185  
Re: Homebuyer Training Program, 2018-19 Consolidated Community Development Plan

Council Priority: Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to the Homebuyer Training Program of the 2018-19 Annual Action Plan of the Consolidated Community Development Plan (Con Plan), contingent upon its adoption. This legislation will:

1. Appropriate \$50,000 of HOME funds from the Homebuyer Training allocation of the Homeownership Promotion Fund of the 2018-19 Con Plan;
2. Appropriate \$40,000 of the City Development Fund (CDF) from the Homebuyer Training allocation of the Homeownership Promotion Fund of the 2018-19 Con Plan;
3. Amend agreements with the following organizations by increasing aggregate funding by the amounts appropriated herein to continue providing Homebuyer training for a one-year term of July 1, 2018 to June 30, 2019, with the option to extend for one more year:
  - Neighborhood Housing Services of Rochester Inc. DBA NeighborWorks Rochester. (Principal: Joanne Panarisi-Bottone)
  - The Home Store at the Urban League of Rochester, NY, Inc. (Principal: William G. Clark)
  - Consumer Credit Counseling Service of Rochester, Inc. (Principal: Jason Tracy)
  - The Housing Council at PathStone, Inc. (Principal: Susan Boss)

These four organizations were first engaged via Ordinance No. 2015-184, which was amended by Ordinance Nos. 2015-256, 2016-149, and 2017-223 to provide additional funds to continue to provide pre- and post-purchase training to all recipients of City closing cost grants. The proposed amendatory agreements will allow at least 180 households to receive the training described above.

These providers were selected through a request for proposals process in spring 2015. The City enters into agreements with organizations that are in compliance with federal regulations.

The Homeownership Promotion Fund supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-185  
(Int. No. 199)

**Appropriating funds and authorizing amendatory agreements for the Homebuyer Training Program**

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

Section 1. The following amounts are hereby appropriated for the Homebuyer Training Program (Program) from the Consolidated Community Development Plan/2018-19 Annual Action Plan (the Action Plan):

- a. \$50,000 from the HOME fund portion of the Homeownership Promotion Fund - Homebuyer Training allocation; and
- b. \$40,000 from the City Development Fund portion of the Homeownership Promotion Fund - Homebuyer Training allocation.

Both appropriations shall be contingent upon the adoption of the 2018-19 Action Plan.

Section 2. Ordinance No. 2015-184, as amended by Ordinance Nos. 2015-256, 2016-149, 2017-223 is hereby further amended by adding the funds appropriated in Section 1 herein to the prior aggregate appropriations for the Program implementation agreements entered into with the following organizations for terms of one year with the option to extend for one additional year:

Neighborhood Housing Services of Rochester Inc. d/b/a NeighborWorks Rochester

The Home Store, Urban League of Rochester, N.Y., Inc.

Consumer Credit Counseling Service of Rochester, Inc.

The Housing Council at PathStone, Inc.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing organizations shall enter into agreements for the Program only with organizations that are in compliance with federal regulations.

Section 4. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-186  
Re: Agreement – Rochester Housing Development Fund Corporation,  
HOME Rochester Program

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Transmitted herewith for your approval is legislation related to the continuation of the HOME Rochester Program. This legislation will:

1. Appropriate a total of \$839,562 from the Housing Development Fund allocation of the 2018-19 Annual Action Plan of the Consolidated Community Development Plan as follows:

Amount	Source	Purpose
\$174,000	2018-19 Housing Development Fund: Housing Development Support [Community Development Block Grant (CDBG)]	Program Operation
\$385,562	2018-19 Housing Development Fund: Community Housing Development Organization (CHDO) (HOME funds)	Development subsidies – incomes no more than 80% of Area Median Income (AMI)
\$280,000	2018-19 Housing Development Fund: HOME Rochester (HOME funds)	Development subsidies – incomes no more than 80% of AMI

2. Establish \$174,000 as maximum compensation for an agreement with Rochester Housing Development Fund Corporation (RHDFC; Principal Theodora Finn) for operation of the HOME Rochester program. The cost of the agreement will be financed from the CDBG funds appropriated herein.
3. Authorize an agreement with the RHDFC, a qualified CHDO, for the administration of development subsidies totaling \$385,562 for families whose incomes are no more than 80% of AMI. The cost of the agreement will be financed from the HOME funds appropriated herein.

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

4. Authorize an agreement with RHDFC for the administration of development subsidies totaling \$280,000 for families whose incomes are no more than 80% of Area Median Income. These subsidies will be financed from the HOME funds appropriated herein.

The HOME Rochester Program provides for the acquisition and rehabilitation of vacant, single-family houses for resale to income-eligible households. RHDFC operates the HOME Rochester Program in partnership with the City, the Greater Rochester Housing Partnership, Inc. (GRHP; Principal Theodora Finn), and neighborhood based, non-profit developers. RHDFC buys vacant homes and oversees home rehabilitation for sale to first-time homebuyers. Since its inception in 2001, 752 properties have been rehabilitated and sold to first-time homebuyers. Rehabilitation includes efforts to provide and improve ‘green’ and energy efficiency activities to promote sustainability as well as cost savings for the low-moderate income households who reside in the home.

The total of \$665,562 proposed for development subsidies will provide an average of \$45,000 each for the acquisition and rehabilitation of approximately 16 vacant structures.

Participating agencies serving as construction managers for the properties developed through the HOME Rochester Program include: Ibero-American Development Corporation Inc. (Principal: Eugenio Marlin); Isla Housing and Development Corporation (Principal: Sonja Nunez); Marketview Heights Association Inc. (Principal: Francisco Rivera); NCS Community Development Corporation (Principal: Linda Gonzalez); North East Area Development Inc. and Group 14621 Community Association (Principal: George Moses); PathStone Corporation Inc. (Principal: Stuart Mitchell); South Wedge Planning Committee Inc. (Principal: John Page).

Properties rehabilitated through HOME Rochester will be marketed to families with incomes not exceeding 120% of AMI and the subsidy funds authorized herein will be used to support buyers with incomes at or below 80% of AMI (annual income of less than \$54,900 for a household of 4). All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 10 years.

These programs support the Housing Development Fund objective of the City Housing Policy.

Agreement terms will be for two years, with an option to extend for an additional year if funds remain in the original appropriation.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-186  
(Int. No. 200)

**Appropriating funds and authorizing agreements for the HOME Rochester Program**

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

Section 1. A total of \$839,562 is hereby appropriated from various Housing Development Fund projects of the Consolidated Community Development Plan/2018-19 Annual Action Plan, contingent upon the adoption of said Action Plan, as follows:

Amount	Source	Purpose
\$174,000	2018-19 Housing Development Fund: Housing Development Support	HOME Rochester Program Operation
\$385,562	2018-19 Housing Development Fund: Community Housing Development Organization (CHDO)	Development subsidies – incomes no more than 80% of the Area Median Income (AMI)
\$280,000	2018-19 Housing Development Fund: HOME Rochester	Development subsidies – incomes no more than 80% of AMI

Section 2. The Mayor is hereby authorized to enter into an agreement with Rochester Housing Development Fund Corporation (RHDFC) in a maximum amount of \$174,000 to administer the HOME Rochester Program. The agreement shall be funded from the Housing Development Support funds appropriated in Section 1.

Section 3. The Mayor is hereby authorized to enter into an agreement with RHDFC, a qualified CHDO, for the administration of housing development subsidies totaling \$385,562 for families whose incomes are no more than 80% of AMI. The agreement shall be funded from the CHDO funds appropriated in Section 1.

Section 4. The Mayor is hereby authorized to enter into an agreement with RHDFC for the administration of housing development subsidies totaling \$280,000 for families whose incomes are no more than 80% of AMI. The agreement shall be funded from the HOME Rochester funds appropriated in Section 1.

Section 5. The agreements authorized herein shall be for a term of up to two years, with an option to extend for up to one additional year if funds remain in the original appropriation.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and RHDFC shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-187  
Re: Agreement - Rochester Housing Development Fund Corporation, HOME Rochester Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with the Rochester Housing Development Fund Corporation (Principal: Theodora Finn) for development subsidies to serve HOME Rochester homebuyers with incomes up to 120% of area median income (AMI). The agreement will be funded from 2018-19 Cash Capital and the term will be for one year with the option to extend for an additional year if funds remain in the original appropriation.

These funds will provide subsidies averaging \$45,000 for the acquisition and rehabilitation of approximately four vacant, single-family houses that will be sold to income-eligible households through the HOME Rochester program. Rehabilitation includes efforts to provide and improve ‘green’ and energy efficiency activities to promote sustainability as well as cost savings for the low-moderate income households who reside in the home. The funds allocated through this agreement will allow the program to continue to market properties to buyers with incomes up to and including 120% of AMI.

Participating agencies in HOME Rochester include: Ibero-American Development Corporation (Principal: Eugenio Marlin); Isla Housing and Development Corporation (Principal: Sonja Nunez); Marketview Heights Association Inc. (Principal: Francisco Rivera); NCS Community Development Corporation (Principal: Linda Gonzalez); North East Area Development Inc. and Group 14621 Community Association (Principal: George Moses); PathStone Corporation Inc. (Principal: Stuart Mitchell); South Wedge Planning Committee Inc. (Principal: John Page).

Prior to 2010, HOME Rochester properties were available only to buyers who earned less than 80% of AMI. In 2010, the program secured financing sources that enabled it to expand service to buyers with incomes up to 120% of AMI. Since 2010, 49 HOME Rochester properties have been purchased by buyers with incomes between 80% and 120% of AMI. All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 10 years.

This legislation supports the City’s Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-187  
(Int. No. 201)

**Authorizing agreement for the HOME Rochester 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 Rochester Housing Development Fund Corporation (RHDFC) for the administration of the HOME Rochester Program to provide housing development subsidies totaling \$150,000 for homebuyers whose household incomes are no more than 120% of the Area Median Income. The agreement shall be funded from 2018-19 Cash Capital, contingent upon approval.

Section 2. The agreement shall be for a term of one year, with an option to extend for up to one additional year if funds remain in the original appropriation.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and RHDFC shall enter into agreements for this Program only with organizations that are in compliance with federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-188  
Re: Agreement – 2018 Commercial Corridor Study

Council Priority: Business Development/Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation authorizing the receipt and use of \$50,000 in funds from New York State Department of Economic Development and the New York State Urban Development Corporation, collectively d/b/a the Empire State Development Corporation (ESD) (Howard Zemsky, CEO) and appropriating that amount to fund a portion of the 2018 Commercial Corridor Study. The Council previously authorized the City to apply for and enter into a funding agreement with ESD for the receipt of those funds in Ordinance No. 2017-227. This legislation also seeks authorization for \$40,000 in the 2018 – 2019 Budget of Neighborhood and Business Development funds and for authorization for \$90,000 to execute a professional services agreement with Place Dynamics LLC, of New Berlin, Wisconsin (Principle: Michael Stumpf, AICP, CEcD) to conduct the 2018 Commercial Corridor Study. The term of the agreement will be for one year from the date of contract execution, with the option of one six-month extension.

The goal of the Commercial Corridor Study is to provide a market driven, place based understanding of the trends, challenges and opportunities of Rochester’s commercial districts in CDBG eligible areas, as well as to identify the best methods, approaches, indicators, and strategies that can help the City to support business opportunities and improve commercial corridor conditions. The Commercial Corridor Study will be integrated into the City’s Comprehensive Plan. As such, it will directly inform the Comprehensive Plan’s economic development analysis of commercial zoning, land use and economic development strategies accordingly.

The City issued a request for proposals (RFP) on March 19, 2018 and received six proposals. Place Dynamics LLC was selected as described in the RFP summary form attached. Since 2006, Place Dynamics LLC has produced a large number of market analysis for communities throughout the country. They are a Veteran-Owned firm that will be working with a Woman-Owned firm to conduct Rochester’s study.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No AR-110

Ordinance No. 2018-188  
(Int. No. 202)

**Authorizing an agreement for the 2018 Commercial Corridor Study**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Place Dynamics LLC to conduct the 2018 Commercial Corridor Study. The term of the agreement shall be for one year, with the option for one six-month extension. The maximum compensation for the agreement shall be \$90,000 and said amount, or so much thereof as may be necessary, shall be funded from \$40,000 from the 2018-19 Budget of the Department of Neighborhood and Business Development, contingent upon its approval, and \$50,000 from the funds appropriated in Section 2.

Section 2. The sum of \$50,000 is hereby appropriated for the Study from grant funds received from the New York State Department of Economic Development and the New York State Urban Development Corporation, collectively d/b/a the Empire State Development Corporation (ESD) authorized in Ordinance No. 2017-227.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-189

Re: 2018-19 Consolidated Community Development Plan - Emergency Solutions Grants Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to authorizing twelve (12) agreements with twelve (12) not-for-profit providers of services for homeless individuals and families for Emergency Solutions Grant Program (ESG) services; and establishing \$623,455 as the maximum compensation for the agreements to be funded from the Housing Choice Fund of the 2018-19 Consolidated Community Development Block Grant Consolidated Plan/Emergency Solutions Grants Program as follows, contingent upon adoption of the 2018-19 Consolidated Community Development Plan (Con Plan):

Organization	Principal	Award
Catholic Charities of the Diocese of Rochester, operating as the Catholic Family Center	Marlene Bessette	\$61,872
Spiritus Christi Prison Outreach Inc.	Jim Smith	35,000
Dimitri House, Inc.	Laurie Jones-Prizel	19,885
The Salvation Army	Major Douglas Hart	47,985
The Center for Youth Services, Inc.	Elaine Spaul	23,735
Volunteers of America of Western New York, Inc.	Kim Brumber	37,054
Rochester Area Interfaith Hospitality Network, Inc.	Kim Hunt-Uzelac	45,430
Providence Housing Development Corp.	Mark Greisberger	90,000
Coordinated Care Services, Inc.	Anne Wilder	159,117
Willow Domestic Violence Center of Greater Rochester, Inc.	Marisol Ramos-Lopez	28,914
The YWCA of Rochester and Monroe County, N.Y.	Jean Carroll	49,463
Veterans Outreach Center, Inc.	Laura Stradley	25,000
<b>Total</b>		\$623,455

This program was last authorized by City Council on November 14, 2017 via Ordinance No. 2017-358. ESG provides housing and support services for individuals and families who are homeless or at risk of homelessness. Eligible activities include case management, support services, service coordination, shelter operations (staffing and operating costs) and addition of beds, financial assistance and related services for prevention of homelessness and rapid re-housing. The appropriation will fund street outreach, essential services and shelter operations, homelessness prevention, and rapid rehousing.

The Homeless Emergency Assistance and Rapid Transition to Housing Act (HEARTH) Emergency Solution Grants Program require that grantees (City and County) collaborate with the community of homelessness service providers. To that end, funding priorities were jointly determined with the Rochester/Monroe County Continuum of Care (CoC). 2018-19 providers were selected through a Request for Proposal (RFP) process. The RFP development and funding distribution decisions were conducted jointly with Monroe County. The RFP was issued February 15, 2018.

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

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-111

Ordinance No. 2018-189  
 (Int. No. 203)

**Authorizing agreements and appropriating funds for the Emergency Solutions 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 agreements with the following twelve providers for services to homeless individuals and families under the Emergency Solutions Grant program. The agreements shall obligate the City to pay an aggregate amount not to exceed \$623,455 with the maximum amount for each agreement being as follows



<b>Organization</b>	<b>Amount</b>
Catholic Charities of the Diocese of Rochester, operating as the Catholic Family Center	\$ 61,872
Spiritus Christi Prison Outreach, Inc.	35,000
Dimitri House, Inc.	19,885
The Salvation Army	47,985
The Center for Youth Services, Inc.	23,735
Volunteers of America of Western New York, Inc.	37,054
Rochester Area Interfaith Hospitality Network, Inc.	45,430
Providence Housing Development Corp.	90,000
Coordinated Care Services, Inc.	159,117
Willow Domestic Violence Center of Greater Rochester, Inc.	28,914
The YWCA of Rochester and Monroe County, N.Y.	49,463
Veterans Outreach Center, Inc.	25,000
<b>Total:</b>	<b>\$ 623,455</b>

Section 2. The sum of \$623,455, or so much thereof as may be necessary, is hereby appropriated to fund the agreements from the Housing Choice Fund-Emergency Solutions Grants project in the Consolidated Community Development Plan/2018-19 Annual Action Plan, contingent upon the adoption thereof.

Section 3. The agreements shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

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

Section 5. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein if fund sources are different, not available or less than anticipated.

Section 6. This ordinance shall take effect immediately.

Passed by the following vote.

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Vice President McFadden, Ortiz, Patterson – 8

Nays – None-0

Councilmember Spaul abtained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-190  
Re: 2018-19 Consolidated Community Development Plan Housing Opportunities for Persons with AIDS

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2018-19 Housing Opportunities for Persons with AIDS (HOPWA) program as described in the 2018-19 Consolidated Community Development Plan (Con Plan), contingent upon the adoption of the plan. This legislation will:

1. Appropriate a total of the estimated \$863,459.00 from the 2018-19 Housing Choice Fund, Housing Opportunities for Persons with AIDS account of the Consolidated Community Development Plan for program implementation.
2. Establish maximum compensation for agreements with the agencies below for program implementation. The cost of these agreements will be financed from the funds appropriated herein.

Trillium Health, Inc. (Andrea DeMeo, CEO)	\$518,075.00
Catholic Charities of Diocese of Rochester d/b/a Catholic Charities Community Services (Lori VanAuken, Executive Director)	<u>345,384.00</u>
	\$863,459.00

3. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

HOPWA provides housing assistance and services to prevent homelessness for individuals with HIV/AIDS and related complications, and their families. Assistance includes both long-term (over 21 weeks) and short-term services and financial assistance in the form of payments of mortgage, rent, and utilities. Both providers maximize HOPWA assistance through the coordination of other funding sources and service providers. The HOPWA grant from HUD is awarded to the City to serve Livingston, Monroe, Ontario, Orleans, and Wayne counties. Trillium Health, Inc. provides service to the five-county area, Catholic Charities Community Services serves the City and Monroe County.

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

If funds are different, not available, or prove to be less than originally advised, the agreement amounts and terms will be adjusted. The agreement terms will be for one year, with option to extend for an additional year if funds remain in the original appropriation.

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

HOPWA related legislation was last authorized on December 19, 2017 via Ordinance No. 2017-391. This legislation supports Section 4 of the City of Rochester Housing Policy: *Promote Housing Choice*. A Justification Statement for Awarding a Professional Services Agreement without a Request for Proposals is enclosed.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-112

Ordinance No. 2018-190  
(Int. No. 204)

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

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

Section 1. The amount of \$863,459 is hereby appropriated from the Housing Choice Fund-Housing Opportunities for Persons with AIDS (HOPWA) project of the Consolidated Community Development Plan/2018-19 Annual Action Plan for HOPWA program implementation, contingent upon the adoption of said Plan.

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

<b>Organization</b>	<b>Amount</b>
Trillium Health, Inc	\$518,075
Catholic Charities of Diocese of Rochester d/b/a Catholic Charities Community Services	\$345,384

Section 3. The agreements' compensation in an aggregate amount not to exceed \$863,459 shall be funded from the amount appropriated in Section 1 herein.

Section 4. The agreements' term shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 5. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing contractors shall enter into agreements for the HOPWA program only with organizations that are in compliance with federal regulations.

Section 6. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-191  
Re: 2018-19 Consolidated Community Development Plan/CDBG, Seniors Program/Legal Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the Consolidated Community Development Plan 2018-19 Annual Action Plan for the Seniors Program/Legal Services, CDBG funds. This legislation will:

1. Appropriate \$20,000 from the Seniors Program/Legal Services allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan for program implementation.
2. Establish \$20,000 maximum compensation for an agreement with the Volunteer Legal Services Project of Monroe County, Inc. (Tina M. Foster, Executive Director) to administer and manage the Helping Elders Law Project (HELP Project) utilizing pro bono services of local attorneys. Attorneys will deliver services to elderly low-income city residents on-site at Rochester Housing Authority developments and other senior-centered meeting spaces in order to create wills, healthcare proxies / living wills, powers of attorney and funerary plans. The cost of the agreement will be financed from the appropriation herein.

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

Seniors Program/Legal Services related legislation was last authorized on July 19, 2017 via Ordinance No. 2017-210. A Justification Statement for not issuing a request for proposal is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-113

Ordinance No. 2018-191  
(Int. No. 205, as amended)

**Appropriating funds and authorizing agreements for the Helping Elders Law 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 Volunteer Legal Services Project of Monroe County, Inc. to implement and manage the Helping Elders Law Project (the Project) for a maximum compensation of ~~\$20,000~~ \$20,666.11.

Section 2. The sum of ~~\$20,000~~ \$20,666.11, or so much thereof as may be necessary, is hereby appropriated to fund the agreement from the Seniors Program - Legal Services allocations in the amounts of \$666.11 from the Consolidated Community Development Plan/2018-19-2016-17 Annual Action Plan ~~(the Plan)~~ and \$20,000 from the Consolidated Community Development Plan/2018-19 Annual Action Plan, to fund the agreement, contingent upon the adoption of the latter Plan.

Section 3. The agreement shall have a term of one year, with the option to extend for an additional year if funds remain in the original appropriation.

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

Section 5. The City and provider shall enter into agreements for the Project only with organizations that are in compliance with federal regulations.

Section 6. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 7. This ordinance shall be effective immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-192  
Re: Agreement and Appropriation for the Aging in Place Home Modification Program - 2018-19 Consolidated Community Development Plan – Housing Development Fund

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation for the Aging in Place Home Modification Program. This legislation will:

1. Appropriate \$30,000 from the Housing Development Fund, Aging In Place Program allocation of the 2018-19 Consolidated Community Development Plan (Con Plan), contingent upon adoption of the plan, to address home safety modifications for income-eligible owner occupants, and
2. Establish maximum compensation for the agreement with Lifespan of Greater Rochester, Inc. (Anne Marie Cook, President / CEO) in the amount of \$30,000.

The Steering Committee for Aging in Place in Rochester identified home modification as a key and economical method for helping older residents with changing needs to remain independent and safe at home in 2006. Elderly City homeowners at 80% or less than the median area income as established and updated by HUD are eligible for the program.

The Aging in Place Home Modification Program conducts residential safety evaluations to identify adaptations needed to support continued residence in a safe and comfortable environment. Further, the program provides selected home modifications and/or repairs which directly increase livability options in one's own home.

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

Aging in Place Home Modification Program related legislation was last authorized on July 19, 2017 via Ordinance No. 2017-211. A Justification Statement for not issuing a request for proposal is attached.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-114

Ordinance No. 2018-192  
 (Int. No. 206)

**Authorizing an agreement and appropriation for the Aging in Place Home Modification 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 Lifespan of Greater Rochester, Inc. to implement the Aging in Place Home Modification Program (the Program).

Section 2. The agreement shall obligate the City to pay an amount not to exceed \$30,000, and said amount, or so much thereof as may be necessary, is hereby appropriated for that purpose from the Housing Development Fund-Aging in Place project of the Consolidated Community Development Plan/2018-19 Annual Action Plan, contingent on adoption of the Action Plan. The term of the agreement shall be one year, with the option to extend the term for up to one additional year if funds remain in the original appropriation.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for the Program only with organizations that are in compliance with federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-193  
 Re: Demolition Program

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

Transmitted herewith for your approval is legislation related to the continuation of the City's Demolition Program. This legislation will appropriate \$1,600,000 from the Demolition allocation of the 2018-19 Community Development Block Grant (CDBG) program.

These funds will allow the City to continue its demolition program which removes vacant, derelict and fire-damaged structures that are a public safety hazard and/or a blight to surrounding neighborhoods. The funds will enable the removal of approximately 60 City-owned and privately-owned structures over the next twelve months.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-193  
 (Int. No. 207)

**Authorizing funding for the Demolition Program**

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

Section 1. The Council hereby appropriates \$1,600,000 from the Demolition allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan (the Plan) for the Demolition Program to continue the removal of vacant, derelict and fire damaged structures in the City of Rochester. The appropriation authorized herein shall be contingent upon the adoption of the Plan.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-194

Re: 2018-19 Consolidated Community Development Plan – Business Programs

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the City of Rochester’s Business Programs as described in the 2018-19 Consolidated Community Development Annual Action Plan. This legislation will:

1. Appropriate a total of the estimated CDBG funds of \$500,000 from the Business Development Financial Assistance Program allocation of the 2018-19 Consolidated Community Development Annual Action Plan.
2. Authorize agreements necessary to implement the programs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-194  
(Int. No. 208)

**Appropriating funds and authorizing agreements for business programs**

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

Section 1. The sum of \$500,000 in Community Development Block Grant (CDBG) funds is hereby appropriated from the Business Development Financial Assistance Program project of the Consolidated Community Development Plan/2018-19 Annual Action Plan, contingent upon the adoption of said Plan, to implement a Business Development Financial Assistance Loan & Grant Program.

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

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall only enter into agreements with organizations that are in compliance with Federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Introductory No. 190

Re: Zoning Text Amendments – Definition of Official Neighborhood Contact

Transmitted herewith for your approval is legislation amending the Zoning Code of the City of Rochester pertaining to the definition of Official Neighborhood Contact. This change is precipitated as a result of the elimination of the Neighborhood and Business Development’s Bureau of Neighborhood Initiatives several years ago, and the creation of the Bureau of Neighborhood Preservation in 2017.

The Bureau of Neighborhood Preservation is responsible for maintaining the Official Neighborhood Contact list to ensure that it is appropriately monitored and frequently updated. This information is collected and maintained to meet the Neighborhood and Business Development’s public notification requirements; for meeting notifications relative to the Comprehensive Plan Update process; and by the Neighborhood Service Centers to disseminate information to the neighborhood associations, and business and merchant associations within their areas.

A public hearing is required for the Zoning Text Amendments.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Introductory No 190, as amended

**AMENDING CHAPTER 120 OF THE MUNICIPAL CODE, THE ZONING CODE, WITH REGARD TO OFFICIAL NEIGHBORHOOD CONTACTS**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended in Section 120-208, Definitions, with regard to Official Neighborhood Contact, to read as follows:

**OFFICIAL NEIGHBORHOOD CONTACT**

~~The specified listing approved list of contacts individuals identified by the City of Rochester's Bureau of Neighborhood Initiatives, Neighborhood Service Centers (NSC) as those representing officially recognized City of Rochester neighborhoods/community organizations as well as each Neighborhood Preservation Company and Neighbors Building Neighborhoods (NBN) Sector Group.~~

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Held in committee.

By Councilmember Evans  
June 19, 2018

To the Council:

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

- Int. No. 209            Authorizing an agreement for the Central Vehicle Maintenance Facility Building 300 Roof Replacement Project
- Int. No. 210            Authorizing an amendatory agreement for planning and engineering services for the Vacuum Oil Brownfield Opportunity Area project
- Int. No. 211            Authorizing an agreement for professional corrosion engineering and cathodic protections services
- Int. No. 212            Authorizing applications to and agreements with New York State for funding of water quality infrastructure projects, as amended
- Int. No. 213            Authorizing an amendatory service agreement with the New York State Department of Environmental Conservation for maintaining Hemlock-Canadice State Forest property
- Int. No. 214            Authorizing an agreement with the Town of Lima Water District 2 and the Village of Lima for the purchase of water and amending the Municipal Code with respect to wholesale water rates
- Int. No. 215            Authorizing an agreement with the Rochester Housing Authority for commercial refuse and recycling services
- Int. No. 216            Authorizing an intermunicipal agreement for the fueling of vehicles
- Int. No. 217            Authorizing an agreement relating to the ARTWalk Project
- Int. No. 218            Appropriating funds from the Rochester Pure Waters District
- Int. No. 219            Authorizing an amendatory agreement with Stantec Consulting Services Inc. for the Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs Project
- Int. No. 220            Amending Bond Ordinance No. 2017-41 to finance a portion of the costs of the Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project

Respectfully submitted,  
Malik Evans  
Mitch Gruber  
Elaine M. Spaul  
Adam C. McFadden – (Absent)  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-195  
Re: Agreement – Central Vehicle Maintenance Facility Building 300 Roof Replacement Project

Transmitted herewith for your approval is legislation related to the Central Vehicle Facility Maintenance (CVMF) Building 300 Roof Replacement Project. This legislation will establish \$60,000 as a maximum compensation for a professional services agreement with Konopka Architecture, P.C., (Principal: Michael Konopka), Rochester New York, for architectural design, construction administration and resident project representative services. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project. The cost of the agreement will be financed with 2016-17 Cash Capital.

	Cash Capital
Design/CA/RPR	\$60,000
Construction	\$727,000

The project includes, but is not limited to, the replacement of the existing roofing system including storm lightening protection to comply with current codes. Energy and Code compliance measures will be included within the design.

Konopka Architecture, P.C., was selected for architectural design, construction administration and resident project representative services through a request for proposal process, which is described in the attached summary.

The project design is anticipated to begin in summer 2018; with anticipated construction to begin in summer 2019 and completed in fall. The project will result in the creation and/or retention of the equivalent of 8.5 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-115

Ordinance No. 2018-195  
(Int. No. 209)

**Authorizing an agreement for the Central Vehicle Maintenance Facility Building 300 Roof 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 a professional services agreement with Konopka Architecture, P.C. to provide architectural design construction administration and resident project representative services for the Central Vehicle Facility Maintenance Building 300 Roof Replacement Project("Project"). The term of the agreement shall continue to 3 months after completion of the two-year guarantee inspection of the Project. The maximum compensation for the agreement shall be \$60,000 and said amount, or so much thereof as may be necessary, shall be funded from 2016-17 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-196  
Re: Amendatory Agreement – Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. - Vacuum Oil Site

Council Priority – Rebuilding & Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to additional services in support of advancing predevelopment activities associated with the Vacuum Oil Brownfield Opportunity Area (BOA) project. This legislation will:

1. Repeal City Council Ordinance No. 2017-233 which authorized the issuance of \$57,000 in bonds to finance an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C.,(Bergmann Associates) (Pietro Gioenco, President and CEO) Rochester, New York.

- 2. Establish \$82,500 as maximum compensation for an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. Rochester, New York, for additional services to complete Site-wide earthwork cut and fill volume calculations for planned improvements in accordance with the Vacuum Oil BOA Master Plan located along the western bank of the Genesee River. This will increase the maximum cost of the agreement by \$82,500 to a total of \$857,500;

The cost of the amendatory agreement will be financed as follows; \$75,000 in anticipated grant reimbursements from the City’s New York State Department of State (NYS DOS) Brownfield Opportunity Area (BOA) grant, and \$7,500 from 2016-17 Cash Capital.

The NYSDOS BOA program provides funding for up to 90% of eligible project costs to assist municipalities and community-based organizations with the costs of inventorying brownfields, completing area-wide planning approaches to brownfields redevelopment, and investigating strategic brownfield sites.

In August 2014, City Council authorized an agreement with Bergmann Associates (Ord. No. 2014-253) which established \$725,000 as maximum compensation for predevelopment phase studies, investigations and related services for the Vacuum Oil BOA site. In August 2016, City Council authorized an amendatory agreement with Bergmann Associates in the amount of \$50,000 for planning, design and engineering services, including preparation of an application for a federal Transportation Investment Generating Economic Recovery (TIGER) grant for studies of enhanced public access to both sides of the Genesee riverfront, including the Genesee Riverway Trail in the Vacuum Oil BOA area.

In July 2017 City Council authorized a second amendatory agreement with Bergmann Associates (Ordinance No. 2017-233) in the amount of \$57,000 for additional services to advance the Vacuum Oil waterfront design plans from schematic design to 50% complete construction documents. Under this proposed amendatory agreement, it was anticipated that Bergmann would prepare a preferred riverfront improvement design that integrates flood protection, reconstructed portions of the West River Wall, riverfront public access, wetland mitigation, transportation improvements, public spaces and amenities including the Genesee River Trail design plans and drawings to a 50% design status. However, subsequent to Council Ordinance No. 2017-233 being issued and prior to executing an amendatory agreement, Bergmann was selected by City Department of Environmental Services as the consultant for the West River Wall Master Plan Project which included Segment #2 located in the Vacuum Oil BOA. It was determined that the West River Wall Project scope could be modified to cost effectively include the same basic scope of work as what was planned as for in the second amendatory agreement with Bergmann. As a result, it was determined that the amendatory agreement for \$57,000 per Ordinance No. 2017-233 was not required and the second amendatory agreement was never executed.

Under this proposed amendatory agreement, Bergmann Associates will prepare a Site-wide grading plan and perform cut and fill volume calculations for a portion of the Vacuum Oil BOA project located south of Flint Street and near the western bank of the Genesee River. Bergmann’s grading plan will integrate flood protection, reconstructed portions of the West River Wall, riverfront public access, wetland mitigation, storm water drainage, Flint Street reconstruction and other transportation improvements, planned Brownfield Cleanup Program remedies, and open space and park amenities including the Genesee River Trail.

The additional level of design services to be completed under the proposed amendatory agreement will inform and assist with the City’s Brownfield Cleanup Program site remedial alternatives analysis (RAA) project that will be initiated this year. The RAA will eventually lead to a New York State Department of Environmental Conservation approved cleanup plan for 15 acres of City-owned property located on the former Vacuum Oil refinery site south of Flint Street.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-116

Ordinance No. 2018-196  
 (Int. No. 210)

**Authorizing an amendatory agreement for planning and engineering services for the Vacuum Oil Brownfield Opportunity Area project**

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

Section 1. Ordinance No. 2017-232, authorizing an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide services for the Vacuum Oil Brownfield Opportunity Area project (the Project), is hereby repealed.

Section 2. Ordinance No. 2017-233, a bond ordinance authorizing funding for the amendatory agreement revoked in Section 1 above, is hereby repealed.

Section 3. The Mayor is hereby authorized to enter into an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to amend the professional services agreement providing planning, design and engineering services for the Project, which was authorized in Ordinance No. 2014-253 and amended in Ordinance No. 2016-269. The amendatory agreement shall increase the agreement’s maximum compensation by \$82,500 for a total of \$857,500 and shall provide for additional services to complete site-wide earthwork cut and fill calculations for planned improvements along the western bank of the Genesee River in accordance with the Vacuum Oil Brownfield Opportunity Area (BOA) Master Plan. The amendatory amount of \$82,500 shall be funded in the amounts of: \$75,000 from anticipated reimbursements from the New York State Department of State’s BOA grant that was authorized and appropriated in Ordinance No. 2014-253; and \$7,500 from 2016-17 Cash Capital.

Section 4. The amendatory agreement shall contain such other terms and conditions as the Mayor deems appropriate.



Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-197  
Re: Agreement – Corpro Companies, Inc., Corrosion Engineering Services

Transmitted herewith for your approval is legislation establishing \$35,000 as maximum annual compensation for an agreement with Corpro Companies, Inc., Medina, OH, (Charles R. Gordon, President) for professional corrosion engineering and cathodic protections services. The term of this agreement will be for three (3) years, with the option of two one-year renewals. The cost of this agreement and subsequent renewals will be funded from the 2018-19 and futures budgets of the Department of Environmental Services, contingent upon approval.

Corpro Companies, Inc. will provide professional corrosion engineering and cathodic protection services required for testing, planning, and design of the City’s small and large diameter cast iron, ductile iron, and steel water mains located in the Uplands Transmission System, Domestic Distribution System, and the Holly Fire System.

Corpro Companies, Inc. was selected through a request for proposal process, which is described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AR-117

Ordinance No. 2018-197  
(Int. No. 211)

**Authorizing an agreement for professional corrosion engineering and cathodic protections 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 Corpro Companies, Inc. for professional corrosion engineering and cathodic protections services. The term of the agreement shall be three years with the option for two one-year renewals. The maximum annual compensation for the agreement shall be \$35,000 and said amount, or so much thereof as may be necessary, shall be funded for the first year from the 2018-19 Budget of the Department of Environmental Services (the “Department”), contingent upon approval, and for subsequent years from subsequent annual Budgets of the Department.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-198  
Re: New York State Water Infrastructure Improvement Grant Application

Transmitted herewith for your approval is legislation related to the New York State Water Infrastructure Improvement Act (WIIA) and the Intermunicipal Water Infrastructure Grants (IMG). This program provides grants to assist municipalities in funding water quality infrastructure projects that focus on improving water quality and protecting public health. Municipalities may receive up to \$3 million or 60% of the total project cost, whichever is less for WIIA and up to \$10 million or 40% of the total project cost, whichever is less for IMG. Grant applications must be submitted by June 29, 2018 to be considered for funding during the State Fiscal Year 2018-2019. Construction for eligible projects must be completed during or after Federal Fiscal Year 2018. This legislation will:

1. Authorize the Mayor to apply to New York State for grants under the NYS WIIA and NYS IMG.
2. Authorize any necessary agreements with New York State for the receipt of funding.

City Applications

Projects recommended for City submissions were based on the current stage of project development, consistency with fund source guidelines, ability to complete projects in the timeframes established by State agency guidelines and the ability to obtain matching funds through the City’s Capital Improvement Program.

The City of Rochester intends to submit 4 applications through the NYS WIIA for the projects listed below, for a total of approximately \$8.35 million. Project descriptions are provided in the attached summary.

Project	Total Project Cost	State Funding Request	Agency Source	City Match
Lead Service Line Replacement	\$1,100,000	\$660,000	WIIA	\$440,000
Water Main Renewal Project – Extensions & Improvements	\$3,400,000	\$2,040,000	WIIA	\$1,360,000
Water Main Replacement Project – Scottsville Road	\$1,253,000	\$751,800	WIIA	\$501,200
Cathodic Protection of Water Transmission Conduits	\$2,600,000	\$1,560,000	WIIA / IMG	\$1,040,000

If State funding is awarded, the local match amounts will be funded from the 2018-19 Capital Improvement Plan and from future Capital Improvement Plans, contingent upon their approval.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-118

Ordinance No. 2018-198  
 (Int. No. 212, as amended)

**Authorizing applications to and agreements with New York State for funding of water quality infrastructure projects**

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 grants under the New York State Water Infrastructure Improvement Act (WIIA) and Intermunicipal Water Infrastructure Grant (IMG) to fund a portion of the costs for ~~the following~~ water quality infrastructure projects that focus on improving water quality and protecting public health:

Project	Total Project Cost	State Funding Request	Agency Source	City Match
Lead Service Line Replacement	\$1,100,000	\$660,000	WIIA	\$440,000
Water Main Renewal Project – Extensions & Improvements	\$3,400,000	\$2,040,000	WIIA	\$1,360,000
Water Main Replacement Project – Scottsville Road	\$1,253,000	\$751,800	WIIA	\$501,200
Cathodic Protection of Water Transmission Conduits	\$2,600,000	\$1,560,000	WIIA / IMG	\$1,040,000

Section 2. The WIIA and IMG funds, if granted, shall be used to fund a portion of the following water quality infrastructure projects: Lead Service Line Replacement Project with a total project cost of \$1,100,000, a State funding request of \$660,000 in WIIA funds and a City match of \$440,000; Water Main Renewal Project – Extensions and Improvements with a total project cost of \$3,400,000, a State funding request of \$2,040,000 in WIIA funds and a City match of \$1,360,000; Water Main Replacement Project – Scottsville Road with a total project cost of \$1,253,000, a State funding request of \$751,800 in WIIA funds and a City match of \$501,200; and the Cathodic Protection of Water Transmission Conduits Project with a total project cost of \$2,600,000, a State funding request of \$1,560,000 in WIIA and/or IMG funds, and a City Match of \$1,040,000.

Section 23. If State funding is awarded, the City match amounts will be funded from the 18-19 Capital Improvement Plan and from future Capital Improvement Plans, contingent upon their approval.

Section 34. The applications and agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 45. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-199  
Re: Amendatory Agreement – New York State Department of Environmental Conservation, Hemlock and Canadice State Forest Maintenance Agreement

Transmitted herewith for your approval is legislation amending an agreement with the New York State Department of Environmental Conservation (NYSDEC) to reimburse the City for maintenance activities to be performed within the Hemlock-Canadice State Forest. This State Forest is located within the City’s Upland Watershed, on property that was sold to NYSDEC in 2010. This agreement was authorized by City Council Ordinance No. 2015-401. The term of the amended agreement will be extended one year to September 30, 2019 and the total reimbursement shall increase by \$231,000 to an amount not-to-exceed \$331,000.

Services to be requested by NYSDEC and performed by the City include maintenance of unpaved roads, trails, fields, parking areas and trail heads within the Hemlock-Canadice State Forest. These maintenance activities not only benefit those using the State Forest, but also improve overall water quality in the City’s source water supplies of Hemlock and Canadice Lakes.

Sale of this property to NYSDEC in 2010 had multiple, positive benefits for the City. The property continues to remain undeveloped, protecting the unique, natural environment. The agreement contains requirements for property maintenance and preservation that meet or exceed the City’s standards, continuing the City’s legacy of good stewardship. NYSDEC continues to assume the property tax burden, thus protecting the finances of the watershed towns and agencies.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-199  
(Int. No. 213)

**Authorizing an amendatory service agreement with the New York State Department of Environmental Conservation for maintaining Hemlock-Canadice State Forest property**

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 service agreement with the New York State Department of Environmental Conservation to compensate the City for maintenance activities performed within the Hemlock-Canadice State Forest property. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized in Ordinance No. 2015-401 by \$231,000 to a new total of \$331,000 and shall extend the term one additional year to a total of 4 years.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-200  
Re: Water Supply Agreement – Village of Lima and Town of Lima Water District 2

Transmitted herewith for your approval is legislation related to a wholesale water supply agreement with the Village of Lima and Town of Lima Water District 2. This legislation will:

1. Authorize a new water supply agreement, and;
2. Amend subsection F(9) of Chapter 23, Section 37 of the Municipal Code.

The current agreement with the Village and Water District 2, which will expire on June 30, 2018, was authorized by Council in August 1987 (Ordinance No. 1987-249) and was amended in November 2017 (Ordinance No 2017-362). The term of the new agreement will be 20 years.

The current rate is \$1.68 per 1,000 gallons. Effective July 1, 2018, the tiered rate structure will be as follows:

- \$2.23 per 1,000 gallons, up to 8 million gallons per month
- \$2.82 per 1,000 gallons, between 8 million gallons and 10.5 million gallons per month
- \$3.77 per 1,000 gallons, in excess of 10.5 million gallons per month

These rates will be adjusted annually on July 1<sup>st</sup> based on the City’s cost to purchase water from the Monroe County Water Authority.

The maximum quantity of water to be furnished by the City will be 275,000 gallons per day. The Village and Water District 2 currently purchase approximately 200,000 gallons per day.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-119

Ordinance No. 2018-200  
(Int. No. 214)

**Authorizing an agreement with the Town of Lima Water District 2 and the Village of Lima for the purchase of water and amending the Municipal Code with respect to wholesale water rates**

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 Village of Lima (the Village) and the Town of Lima Water District 2 (the District) for the purchase of water from the City of Rochester. The Village and District may purchase a maximum quantity of 275,000 gallons of water per day. The term of the agreement shall be 20 years.

Section 2. The initial tiered rate structure shall be as follows: \$2.23 per 1,000 gallons, up to 8 million gallons per month; \$2.82 per 1,000 gallons, between 8 million gallons and 10.5 million gallons per month; and \$3.77 per 1,000 gallons in excess of 10.5 million gallons per month. The rate shall be adjusted annually on July 1 based on the City’s cost to purchase water from the Monroe County Water Authority.

Section 3. Effective July 1, 2018, Chapter 23, Section 37 of the Municipal Code relating to water fees, as amended, is hereby further amended by amending subsection F(9) thereof to read in its entirety as follows:

(9) Wholesale rate: \$1.68 per 1,000 gallons for water drawn from a City water main connection for Water Districts 1 ~~and 2~~ of the Town of Lima ~~and the Village of Lima~~.

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text; new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-201  
Agreement – Rochester Housing Authority (RHA) / Commercial Refuse and Recycling Services

Council Priorities: Safer and More Vibrant Neighborhoods, Innovation and Efficiency

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with Rochester Housing Authority (RHA), (John Hill, Executive Director), for the City’s provision of commercial refuse and recycling services. The City shall provide collection services for all of the one (1)-, two (2)-, and three (3)-family homes and commercial properties owned by RHA. The City receives approximately \$395,000 in revenue annually for these services. RHA shall pay the standard rates for collection that are applicable at the time of service.

The term of the agreement shall be for one (1) year with the option of five (5) one-year renewal periods. The original agreement was authorized in August 2004 (Ordinance No. 2004-286). The most recent agreement was authorized in July 2012 (Ordinance No. 2012-305), and shall expire on July 31, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-201  
(Int. No. 215)

**Authorizing an agreement with the Rochester Housing Authority for commercial refuse and recycling 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 Rochester Housing Authority whereby the City will collect and dispose of solid waste and recyclable materials generated at Rochester Housing Authority facilities for one year, with options to renew for up to five additional one-year extensions.

Section 2. The agreement shall obligate the Rochester Housing Authority to pay to the City the standard rates applicable at the time of service.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-202  
Re: Inter-Municipal Agreement – United States Marshals Service for the Fueling of Vehicles

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 \$.15 per gallon. The term of this agreement will be three (3) years, with the option of two (2) additional one-year extensions. The City of Rochester has provided fuel to the United States Marshals since the previous agreement was passed on June 19, 2013, via Ordinance No. 2013-193.

In fiscal year 2017, the City received revenue of \$17,059.07. The City estimates future annual revenues of between \$17,000-\$18,000.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-202  
(Int. No. 216)

**Authorizing an intermunicipal 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 three years with two one-year renewal options. 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 \$.15 per gallon.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-203  
Re: Agreement – ARTWalk of Rochester, Inc.

Transmitted herewith for your approval is legislation authorizing an agreement with ARTWalk of Rochester, Inc. (Doug Rice, Founding and Executive Director, Anne Lovely, Chairperson) in the amount of \$75,000 for the provision of various services related to the repair and installation of art features and youth outreach in the ARTWalk neighborhood.

The agreement will be financed from prior year cash capital.

The ARTWalk Project was initiated in 1998 as Rochester’s outdoor museum and a permanent art trail that connects the art centers and public spaces within the Neighborhood of the Arts (NOTA) by the ARTWalk organization. The public art that was initially installed in 2001 is in need of repair and additional art improvements and youth outreach are proposed.

The term of the agreement is two years with the option of one two year renewal.

The project will begin in summer of 2018 and be completed by spring of 2020. The project will result in the creation and/or retention of the equivalent of .8 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-203  
(Int. No. 217)

**Authorizing an agreement relating to the ARTWalk 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 ARTWalk of Rochester, Inc. to provide services relating to the repair, installation of art features and youth outreach for the ARTWalk Project in the City’s Neighborhood of the Arts. The agreement shall have a term of two years with an option to extend for 2 additional years. The total maximum compensation for the agreement shall be \$75,000, which shall be funded from Prior Years’ Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-204  
Appropriation – Rochester Pure Waters District, Inner Loop

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$500,000 in anticipated reimbursements from the Rochester Pure Waters District (RPWD) to fund eligible portions of sewer costs on the Inner Loop project in accordance with the agreement authorized between the City and RPWD via Ordinance No. 2010-438.

To foster development on City property bordering the Inner Loop, primarily known as Parcel 1 (Charlotte Square Phase III) and Parcel 2 (270 East Avenue), a 1,130 linear feet combined sewer tunnel shaft extending from East Avenue to East Main Street requires modifications to accommodate an increase in long-term hydraulic capacity, structural integrity and overall performance of the tunnel system. The sewer is comprised of 980 feet of 72-inch diameter cut-rock sewer and 150 feet of 54-inch diameter reinforced concrete pipe (RCP) with an average depth of 17 to 25 feet below finished grade.

This appropriation will partially fund Rochester Pure Water District’s share of the work.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-204  
(Int. No. 218)

**Appropriating funds from the Rochester Pure Waters District**

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

Section 1. The receipt and use of the sum of \$500,000 in anticipated reimbursements from the Rochester Pure Waters District that are provided pursuant to the agreement authorized by Ordinance No. 2010-438 is hereby authorized and appropriated to fund eligible portions of sewer costs incurred on the Inner Loop project.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-205  
Ordinance No. 2018-206  
Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation to design and fund enhancements to the Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project. This legislation will:

1. Establish \$100,000 as maximum compensation for an amendatory agreement with Stantec Consulting Services Inc., Rochester, New York, (principal: Gord Johnson) for additional engineering and landscape architectural design, construction administration and resident project representation (RPR) services for the Project. The amendment will

increase the total maximum compensation authorized in Ordinance No. 2017-40 to a total of \$730,000. The amendatory agreement will be funded with \$100,000 from 2015-16 Cash Capital.

2. Amend Ordinance No. 2017-41 to authorize issuance of an additional \$514,000 in bonds to finance the costs of structural inspection, engineering and repair, including lighting and waterproofing of the exterior terrace. The amendment will increase the bonds authorized for the Project to a total of \$2,954,000.
3. Amend Ordinance No. 2017-41 to increase by \$668,000 the estimated maximum total cost of the Project to \$3,108,000.

The estimated total Project cost including construction, design and RPR services is now \$3,108,000 and will be funded as follows:

Funding Source	Design & RPR	Construction	Contingency	Total
Bonds Issued Ordinance No. 2017-41	\$630,000	\$1,810,000		\$2,440,000
Bonds amended herein		434,219	\$79,781	514,000
2015-16 Cash Capital	100,000			100,000
2016-17 Cash Capital			54,000	54,000
<b>Total</b>	<b>\$730,000</b>	<b>\$2,244,219</b>	<b>\$133,781</b>	<b>\$3,108,000</b>

The Project includes structural repairs and improvements to the convention center’s riverfront terrace. Ordinance No. 2017-40 authorized the original design and engineering services agreement with Stantec Consulting Services Inc. for a maximum compensation of \$630,000. The original scope of work included terrace demolition, repair and partial strategic replacement of select structural slabs and supports, waterproofing and insulation, granite and stone veneer, a new terrace drainage system, and terrace electrical and lighting. The Project has been enhanced to replace the terrace railing with a new City standard, code compliant railing, electrical panel and service upgrades, and exterior building façade lighting to illuminate the entire building as a vital nighttime element within the urban City skyline.

Engineering inspections and design began in summer 2017. Final design and bid is scheduled to commence in spring 2018. Construction is anticipated to begin in summer 2018 with completion in late 2019. The project will result in the creation and/or retention of the equivalent of 33.7 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No 2018-205  
 (Int. No. 219)

**Authorizing an amendatory agreement with Stantec Consulting Services Inc. for the Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs 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. to provide additional engineering, design and project administration services for the Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs Project. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized in Ordinance No. 2017-40 by \$100,000 to a new total of \$730,000. Said amendatory amount shall be funded from 2015-16 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-206  
 (Int. No. 220)

**Amending Bond Ordinance No. 2017-41 to finance a portion of the costs of the Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project**

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

Section 1. Ordinance No. 2017-41 authorizing the issuance of bonds to finance the Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project is hereby amended in its title and sections 1,2, 3 and 4 thereof as follows:.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$2,440,000~~ \$2,954,000 Bonds of said City to finance a portion of the costs of the Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project**

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of structural inspection, engineering and repair, including waterproofing, replacement of railings, electrical upgrades, and installation of building façade lighting, on ~~of~~ the exterior terrace located at the City's Joseph A. Floreano Rochester Riverside Convention Center (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 ~~\$2,440,000~~ \$3,108,000, ~~and said amount is hereby appropriated therefor.~~ The plan of financing includes the issuance of ~~\$2,440,000~~ \$2,954,000 bonds of the City ~~to finance said appropriation and said amount is hereby appropriated therefor,~~ the application of \$100,000 from 2015-16 Cash Capital and \$54,000 from 2016-17 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 ~~\$2,440,000~~ \$2,954,000 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 ~~\$2,440,000~~ \$2,954,000. 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(a)(1) of the Law, is twenty five (25) years.

Section 2. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

By Councilmember Lightfoot  
June 19, 2018

To the Council:

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

- Int. No. 221            Authorizing an agreement with Protectives, Inc., of Rochester, N.Y. for auxiliary services
- Int. No. 222            Authorizing an agreement for the City of Rochester Emergency Management Plan
- Int. No. 224            Appropriating funds and authorizing an agreement for veterinary services
- Int. No. 225            Authorizing an agreement for the Summer Literacy Program
- Int. No. 226            Appropriation for the 2018-19 Mural Arts Project
- Int. No. 227            Amending Ordinance No. 2018-21
- Int. No. 245            Authorizing an agreement with the Rochester City School District related to School Resource Officers

The following entitled legislation is being **HELD** in committee:

- Int. No. 223            Authorizing an agreement with the Verona Street Animal Society

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber



Jacklyn Ortiz  
Adam C. McFadden – (Absent)  
Loretta C. Scott  
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-207  
Re: Agreement – Protectives, Inc. of Rochester, N.Y

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Protectives, Inc. of Rochester, NY (Protectives) for the continued provision of auxiliary services to the Rochester Fire Department. The most recent agreement, authorized via Ordinance No. 2015-108, expires June 30, 2018. This agreement includes provision for use of certain City facilities, medical services and financial support.

The Protectives, established in 1858, is a volunteer firefighter assistance organization that works with the Rochester Fire Department. Its mission is to provide both fire and non-fire salvage services to city residents at emergency incidents. The Protectives provide assistance to the Rochester Fire Department and protect private property of citizens from unnecessary damage by performing the following activities:

- Covering or removing property
- Recovering family valuables
- Providing ventilation through the use of smoke-ejecting fans
- Set-up of emergency scene lighting
- Pumping water from flooded buildings
- Securing broken windows and doors

Over 20,000 hours of services are provided annually by approximately 35 active members who each volunteer a minimum of twelve hours per week. The Fire Department provides 5,600 square feet of space within the Chestnut Street Firehouse facility for office, storage and bunking purposes, and a truck and driver to transport equipment.

To ensure the health and safety of emergency responders, the Fire Department will provide annual Hepatitis B vaccination and annual physicals to the Protectives members who use breathing apparatus at the fire scene. Similar vaccinations and annual physicals are currently provided by the City to other emergency personnel as required under state and federal regulations.

City funds support the operating and administrative costs of the program, including but not limited to: facility maintenance, administrative services, office supplies, and accident and sickness insurance. The contract term will be for one (1) year with two (2) one year renewal options. Annual maximum amounts of \$55,000, \$56,000 and \$57,000 will be funded from the 2018-19 budget and subsequent budgets of the Fire Department, contingent upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-207  
(Int. No. 221)

**Authorizing an agreement with Protectives, Inc., of Rochester, N.Y. for auxiliary services**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Protectives, Inc., of Rochester, N.Y. (Protectives) to provide property protection, salvage and related services to the Fire Department. Said agreement shall be for a term of one year with the option to renew for up to two additional extensions of 1 year each. The maximum annual monetary compensation to the Protectives shall be \$55,000 for the first year, and, if extension options are exercised, \$56,000 for the second year and \$57,000 for the third year. The Fire Department shall also be obligated to pay for the costs of physical examinations and hepatitis B vaccinations for Protectives members. Said compensation and costs for the first year shall be funded from the 2018-19 Budget of the Fire Department, contingent on approval, and for second and third years, if any, from subsequent Budgets of the Fire Department, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-208  
Agreement – City of Rochester Emergency Management Plan

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing \$89,600 as maximum compensation for an agreement with Tetra Tech, Inc., Pittsford, NY (Dan Batrack, President), for the development of a city based Continuity of Operation Plan (COOP), updating of the current Hazardous Material Response Plan (HMRP) and revision of sections and annexes of the City of Rochester’s Comprehensive Emergency Management Plan (CEMP) as related to the addition of the COOP and HMRP. Tetra Tech, Inc. was selected through a request for proposal process, led by the police and fire department, as described in the attached summary.

A COOP Plan is an annex to the City’s CEMP that ensures that city facilities and/or departments are able to sustain operations following an event where there was a catastrophic infrastructure loss. Losses can range from a fire to a long term power outage, or even an active shooter incident. The plan, once enacted, provides guidance to sustain operations of affected city operations.

The Hazardous Materials Emergency Response Plan (HMRP) is an annex to the City’s CEMP which provides an outline to minimize community and environmental hazards in the event of a release of hazardous materials. This plan acts to guide the city’s first responders command and control structure for pre-response, response and post-response, potential locations of hazardous material, roles and responsibility of city (Non-Fire Based), county and/or state agencies.

The contract term will be for one year with a one year renewal option. The cost will be funded from 2016 and 2017 State Homeland Security Program Grants: 2016 authorized by Ordinance No. 2016-218 (\$40,000), 2017 authorized by Ordinance No. 2017-248 (\$31,500), and 2018 -19 budget (\$18,100) of the Rochester Fire Department upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-120

Ordinance No. 2018-208  
(Int. No. 222)

**Authorizing an agreement for the City of Rochester Emergency Management Plan**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Tetra Tech, Inc. for the development and revision of sections and annexes of the City’s emergency plan. The term of the agreement shall be for one year with the option to renew for one additional year. The maximum compensation for the agreement shall be \$89,600 and said amount, or so much thereof as may be necessary, shall be funded from 2016 and 2017 State Homeland Security Program Grants authorized in Ordinance No. 2016-218 (\$40,000) and Ordinance No. 2017-248 (\$31,500), and the 2018 -19 Budget of the Fire Department (\$18,100), contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-209  
Agreements – Veterinary Services for Rochester Animal Services

Transmitted for your approval is legislation related to veterinary agreements for Rochester Animal Services (RAS). This legislation will:

1. Appropriate up to \$26,100 from the Animal Control Gifts Fund for veterinary services agreements for Rochester Animal Services; and
2. Establish \$6,000 as maximum compensation for an agreement with Animal Hospital of Pittsford, P.C. (Principal: Todd Wihlen), 2816 Monroe Avenue, Rochester, for emergency veterinary services. The agreement will be funded partially from the 2018-19 Budget of the Police Department (\$4,000), contingent upon approval, and partially from the Animal Control Gifts Funds (\$2,000) appropriated above. The term will be from July 1, 2018 to June 30, 2019.

RAS utilizes agreements with outside veterinarians and veterinary technicians to increase surgical capacity, improve customer service, and provide veterinary coverage during the absence of the regular veterinarian and veterinary technicians. RAS does not expect any of these individual agreements to reach the \$10,000 threshold that would require Council approval. Animal Hospital of Pittsford provides emergency and after-hours veterinary services, and performs spay and neuter surgeries when on-site consultants are not available.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-209  
(Int. No. 224)

**Appropriating funds and authorizing an agreement for veterinary services**

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

Section 1. The sum of \$26,100 is hereby appropriated from the Animal Control Gifts Funds for veterinary services agreements.

Section 2. The Mayor is hereby authorized to enter into an agreement with Animal Hospital of Pittsford, P.C. for emergency veterinary services. The term of the agreement shall be July 1, 2018 to June 30, 2019. The maximum compensation for the agreement shall be \$6,000 and said amount, or so much thereof as may be necessary, shall be funded from \$4,000 from the 2018-19 Budget of the Police Department, contingent upon approval, and \$2,000 from the appropriation in Section 1.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-210  
Re: Agreement - Rochester City School District, Summer Literacy Program in R-Centers and Libraries

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing a tripartite agreement with the Rochester City School District (RCSD), the City of Rochester, and the Rochester Public Library (RPL) for the receipt and use of \$109,300 to employ 40 youth Literacy Aides for summer literacy programming in City R-Centers and libraries. The term of the agreement will not exceed one year. These funds were anticipated in the proposed 2018-19 Budgets of DRYS (\$64,700 for wages), Library (\$32,300 for wages) and Undistributed Expenses (\$7,800 for FICA payroll tax). The RCSD shall reimburse up to \$4,500 in literacy materials and program supplies as part of the agreement.

This will be the fourth year that the Department of Recreation and Youth Services (DRYS) will operate this Summer Literacy Program, which is modeled after a successful collaboration that RCSD and the Rochester Public Library (RPL) developed to provide enhanced summer programming aimed at maintaining and improving children’s reading skills with partnering youth staff. The RCSD grant will be used to employ up to 40 RCSD high school students as Literacy Aides during the summer of 2018 at a starting hourly wage of \$10.60. Twenty students will be employed at R-Centers and summer camps, and will work 35 hours per week for nine weeks. Twenty students will be employed at the Arnett, Charlotte, Douglass, Lincoln, Lyell, Maplewood, Sully, Wheatley, Winton and the Central Libraries, and will work 20 hours per week for nine weeks.

In 2017, DRYS employed 20 youth Literacy Aides who engaged more than 1,200 youth in literacy activities at 13 R-Centers and DRYS summer camps (Ord. No. 2017-149). The RPL entered into separate agreements with the RCSD in prior years, authorized by their Board of Trustees. In 2017, over 10,260 literacy engagements were made in libraries, with three Aides retained by the Library in part-time employment. The RCSD has requested a tripartite agreement for 2018.

Authorization for the agreement shall be submitted to the RPL Board of Trustees at its May 2018 meeting.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-210  
(Int. No. 225)

**Authorizing an agreement for the Summer Literacy Program**

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

Section 1. The Mayor is hereby authorized to enter the City into a tripartite agreement with the Rochester Public Library and the Rochester City School District (RCSD) for the receipt and use of \$109,300 from RCSD for the summer literacy program to fund youth literacy aides at City R-centers and libraries. The term of the agreement shall not exceed one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-211  
Re: Mural Arts Project "Roc Paint Division"

Council Priority: Creating and Sustaining a Culture of Vibrancy; Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing the appropriation of \$100,000 from the Job Creation/Youth Development allocation of the 2018-19 Community Development Block Grant for the Mural Arts Project. These funds were anticipated and included in the proposed 2018-19 Budgets of the Department of Recreation and Youth Services (DRYS) (\$74,400 for staff wages) and Undistributed Expenses (\$5,700 for benefits). The balance of the funds (\$19,900) will be used for supplies, field trips, and artistic training. This current phase of the project will begin this summer and conclude by June 30, 2019.

The Mural Arts Project, initiated in 2012, in collaboration with the Department of Neighborhood and Business Development, engages Rochester youth to create, develop, and install public art projects to enhance and improve the community. Each year, a "Roc Paint Division" mural arts team is assembled consisting of two lead artists and ten youth workers. As in prior years, the youth hired for the 2018-19 project will receive training in employment soft skills, community art development, leadership, and artistic techniques as well as attend arts-related field trips. Following that training, the team will identify opportunities for mural/arts installations at underserved Rochester parks and green spaces (weather permitting) and community-based non-profit agencies. The team will determine locations through consultation with youth and adult community stakeholders and create opportunities to engage the public during the design and installation process.

Since the program's inception, murals have been installed at the Ametek building on North Union Street across from the Public Market; 17 "Words to Live By" murals were placed in various locations; and four Rochester Pillars (Susan B. Anthony, Frederick Douglass, Nathaniel Rochester and Austin Steward) were added to the pillar abutments of the underpass at the corner of West Main and Ford Streets. Murals have also been installed at the Adams, Avenue D, Campbell, Carter, Edgerton, Flint, Gantt, Douglass, Humboldt, Roxie, and Ryan R-Centers.

This program was last approved by Council in July 2017 via Ordinance No. 2017-240 and pictures of the mural installations are attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-120

Ordinance No. 2018-211  
(Int. No. 226)

**Appropriation for the 2018-19 Mural Arts Project**

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

Section 1. The sum of \$100,000 from the Job Creation/Youth Development allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan (Action Plan) is hereby appropriated for the 2018-19 Mural Arts Project, contingent upon adoption of the Action Plan.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-212  
Re: Amendment – Ordinance No. 2018-21

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-21, a grant agreement with the New York State Archives.

The Rochester Police Department received a grant from the New York State Archives for the use of a Local Government Records management Improvement Fund Disaster Recovery grant in the amount of \$5,500 to cover expenses associated with document recovery and clean-up resulting from a leak that occurred in the Police Property Clerk's Office in August, 2017. The cost of the recovery exceeded the amount of the grant. To cover these additional expenses, New York State Archives has authorized an amendment of \$3,300, for a total grant amount of up to \$8,800.

Therefore, the following is amended in Ordinance No. 2018-21:

- 1. Section 1 is amended from "...grant in the amount of up to \$5,500" to "...grant in the amount of up to \$8,800".
- 2. Section 3 is amended from "...appropriations to the Budget of the Police Department by \$5,500 to reflect the receipt..." to "...appropriations to the Budget of the Police Department by \$8,800 to reflect the receipt..."

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-212  
(Int. No. 227)

**Amending Ordinance No. 2018-21**

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

Section 1. Ordinance No. 2018-21, authorizing a grant agreement with the New York State Archives, is hereby amended in Sections 1 and 3 thereof to read in their entirety as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Archives for receipt and use of a Local Government Records Management Improvement Fund Disaster Recovery grant in the amount of up to ~~\$5,500~~\$8,800. The term of the agreement is July 1, 2017 through June 30, 2018.

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by ~~\$5,500~~\$8,800 to reflect the receipt of the funds authorized herein and said funds are hereby appropriated to the Program.

Section 2. This Ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-213  
Re: Agreement – Rochester City School District, School Resource Officers

Council Priority: Public Safety; Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with the Rochester City School District (RCSD) for the provision of sworn Police Officers to serve as School Resource Officers (SROs) at school facilities, and establishing \$1,453,928 as partial reimbursement of the City's cost, to be funded by the RCSD. The term of this agreement is from July 1, 2018 through June 30, 2019.

Police Officers have been assigned as SROs since 1999 to assist in maintaining safe school environments. Some of the duties of SROs include functioning as role models for students, providing a police presence in the schools, anti-truancy enforcement, and handling calls for service that originate within the school setting.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-213  
(Int. No. 245)

**Authorizing an agreement with the Rochester City School District related to School Resource Officers**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District (RCSD) to provide sworn City of Rochester Police Officers to serve as School Resource Officers at RCSD facilities and for the receipt and use of funds in an amount not to exceed \$1,453,928 from the RCSD as partial reimbursement for the City's cost of providing the officers.

Section 2. The term of said agreement shall extend from July 1, 2018, through June 30, 2019.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Introductory No. 223  
Re: Agreements – Friends of the Verona Street Animal Shelter Inc. d/b/a Verona Street Animal Society

Transmitted herewith for your approval is legislation authorizing an agreement with Friends of the Verona Street Animal Shelter Inc. d/b/a Verona Street Animal Society (VSAS), (Principal: Jennifer Brown) Rochester, NY for the receipt and use of funding in an amount not to exceed \$32,000 for a Volunteer Coordinator position at Rochester Animal Services.

VSAS will provide funding for salary and fringe for a Volunteer Coordinator part-time at Rochester Animal Services for the term of July 1, 2018 through June 30, 2019. This position will be responsible for overseeing, planning and coordinating the recruitment, placement, training, and monitoring of volunteers for Animal Services.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Introductory No. 223

**AUTHORIZING AN AGREEMENT WITH THE VERONA STREET ANIMAL SOCIETY**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Friends of the Verona Street Animal Shelter Inc. d/b/a Verona Street Animal Society for the receipt and use of funding in the amount not to exceed \$32,000 for a volunteer coordinator position at Rochester Animal Services for the term of July 1, 2018 through June 30, 2019.

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

Section 3. This ordinance shall take effect immediately.

Held in committee.

By Councilmember Spaul  
June 19, 2018

To the Council:

The **ARTS & CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 228            Authorizing an agreement with the Rochester Philharmonic Orchestra for music performances
- Int. No. 229            Authorizing an agreement for the 2018 KeyBank Rochester Fringe Festival
- Int. No. 230            Authorizing an agreement for the 2018 Puerto Rican Festival

Respectfully submitted,  
Elaine M. Spaul  
Molly Clifford  
Michael A. Patterson  
Adam C. McFadden – (Absent)  
Loretta C. Scott  
ARTS & CULTURE COMMITTEE

Received, Filed and Published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-214  
Re: Agreement – Rochester Philharmonic  
Orchestra, Music Performances

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$70,000 as maximum compensation for an agreement with the Rochester Philharmonic Orchestra (RPO), Rochester, New York, for music performances. The term of the agreement is one year, and cost of the agreement will be funded from the proposed 2018-19 Budget of Communications, contingent upon its approval.

The RPO will provide seven free concerts. One full orchestra concert will take place on Main Street during the City’s 2018 July 4 celebration. In addition, the RPO will present six concerts in the “Around the Town” concert series. Two will take place in City R-Centers through the coordination of the Department of Recreation and Youth Services. Four additional, ensemble concerts will be scheduled outdoors on Tuesday nights in July; one in each quadrant throughout the city. All of these concerts will be free of charge.

A similar agreement for the same amount was authorized by Ordinance No. 2017-78 in April 2017.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-121

Ordinance No. 2018-214  
(Int. No. 228)

**Authorizing an agreement with the Rochester Philharmonic Orchestra for music performances**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$70,000 with the Rochester Philharmonic Orchestra to provide music performances. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The agreement shall have a term of one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-215  
Re: Agreement – Rochester Fringe Festival, Inc., 2018 KeyBank Rochester Fringe Festival

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$37,500 as maximum compensation for an agreement with the Rochester Fringe Festival, Inc. (President: Erica Fee) to provide free, family-friendly programming throughout the event. The cost of the agreement will be funded from the 2018-19 Budget of Communications, contingent on its approval, and the term will be for one year.

The 2018 KeyBank Rochester Fringe Festival (Fringe) brings together venues, performers and artists to engage diverse audiences through an innovative, entertaining and thought-provoking annual multi-arts festival in Rochester. The festival includes theatre, comedy, family entertainment, music, dance, physical theatre, street theatre, musical theatre, opera, and the spoken word.

The 2018 Fringe will be held September 12 to 22 and includes shows in 25 downtown venues, as well as free, outdoor entertainment. The City funds appropriated herein will help to defray the costs of a variety of free, family-friendly performances and festival space as follows:

- “Friday and Saturday on the Fringe”- Two large-scale performances by a world-renowned spectacle theatre company, to be held at Parcel 5 (of the former Midtown site) on September 14 and 15.
- “Fringe Street Beat”- A popular urban dance / hip hop dance / breakdance event, drawing participants from within the City of Rochester and throughout the Northeastern US and Canada.
- Two days of free events on Gibbs Street, including music, dance, and participatory chalk art.
- Free, outdoor films in the Spiegelgarten, located on the corner of Main and Gibbs Streets.
- Approximately 175 other free shows in various venues.

A similar agreement was executed last year via Council Ordinance 2017-151. Since its debut in 2012, the Fringe has put Rochester on the map by becoming one of the top three most highly attended fringe festivals in the US, and one of Rochester’s fastest-growing events, attracting more than 78,000 attendees to more than 500 performances in 2017. Now in its seventh year, the Fringe continues to uniquely celebrate Rochester’s rich multi-arts culture. Its presence enhances the city’s reputation as a respected destination for the arts, joining the ranks of 300 other world-class cities with fringe festivals, such as New York City, Philadelphia, Toronto, Chicago, and Edinburgh, Scotland.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-122

Ordinance No. 2018-215  
(Int. No. 229)

**Authorizing an agreement for the 2018 KeyBank Rochester Fringe Festival**

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

Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$37,500 with Rochester Fringe Festival, Inc. to provide programming for the 2018 KeyBank Rochester Fringe Festival. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval thereof. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-216  
Re: Agreement - Puerto Rican Festival

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with The Puerto Rican Festival, Inc., (President: Orlando Ortiz) Rochester, for the 2018 Puerto Rican Festival. The cost of the agreement will be funded from the 2018-19 Budget of Communications, contingent on its approval. The term will be for one year.

This year’s festival will be held July 27-29 at the Frontier Field VIP Parking Lot and draws more than 20,000 people of all cultures and ethnic backgrounds. The City’s sponsorship will support free admission for the first two hours on Friday and Saturday, as well as several free activities during the festival. It provides free children’s activities, a boxing exhibition, free youth participation and performance showcase, and a free agency fair on Saturday.

The Puerto Rican Festival, Inc. sponsors a variety of events year-around, which serve to share and celebrate Puerto Rican culture. The largest event is the Puerto Rican Festival, now in its 49th year, it is the longest running cultural festival in Monroe County.

The Puerto Rican Festival Inc. was established in 1969 for the express purpose of celebrating and recognizing the culture of Puerto Ricans. Puerto Ricans continue to be one of the largest growing Hispanic populations in New York State. This growth now makes Monroe County and the City of Rochester home to the second largest population of Hispanics in the state.

A previous agreement was authorized by Ord. No. 2017-118 in May 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-123

Ordinance No. 2018-216  
(Int. No. 230)

**Authorizing an agreement for the 2018 Puerto Rican Festival**

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



Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$40,000 with Puerto Rican Festival, Inc. for the 2018 Puerto Rican Festival. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications, contingent upon approval. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:41 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

July 24, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

Absent – None – 0

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

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

**Recognition Ceremony**

**DES:**

- \*Brian S. Conrow
- \*Joyce E. Johnson

**FIN:**

- \*Charles A. Benincasa

**ITD:**

- \*Susan J. Finear
- \*Sylvia Maxwell

**LIB:**

- \*Jeffrey Levine

**RFD:**

- John C. Taillie
- \*Gregory A. Boccardo
- \*Daniel R. Bender

**RPD:**

- \*John Corbelli
- \*John R. Connor
- \*Barry D. Herbin
- \*Albert P. Iacutone
- \*Todd R. McCormack

**Special Recognition:**

Jay Simms

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Lightfoot

RESOLVED, that the minutes of the Regular Meeting of June 19, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

- Public Auction Information – Date of Auction September 27, 2018 – 4289-18
- Quarterly Report – NBD Loans and Grants – 4290-18

The Council submits Disclosure of Interest Forms from Councilmember Ortiz on Int. No. 253 and Int. No. 284, and from Councilmember Spaul on Int. No. 279.

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

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS.**

Pursuant to law, public hearings were held on July 19, 2018 on the following matters:

Approving an Urban Renewal Plan for the Bulls Head Urban Renewal Area Int. No. 258

Six Speakers

Authorizing pavement width changes for Field Street at School No. 35 Int. No. 264

Two Speakers

Authorizing the acquisition by negotiation or condemnation of properties for the Campbell R-Center Gateway Improvement Project  
Int. No. 277

No Comments

**REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON**

By Vice President McFadden  
July 24, 2018

To the Council:

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

- Int. No. 248 Authorizing an agreement for implementation of the Rochester Police Department Narcotics/Special Investigations Case Management System
- Int. No. 249 Amending the Municipal Code with respect to Consumer Protection
- Int. No. 250 Authorizing an agreement for compliance field inspection services
- Int. No. 251 Authorizing a professional services agreement for real estate title services
- Int. No. 252 Authorizing an agreement with the New York Museum of Transportation
- Int. No. 281 Resolution approving an appointment to the Board of Ethics
- Int. No. 282 Authorizing an agreement and appropriation for the City Accelerator 2018 Grant program
- Int. No. 283 Authorizing an agreement to support the Workday payroll/personnel system

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-217  
Agreement- Aeon Nexus Corporation, Rochester Police Department Narcotics/Special Investigations Case Management System

Transmitted herewith for your approval is legislation establishing \$140,000 as maximum compensation for an agreement with Aeon Nexus Corporation, (Omar Usmani, CEO) Albany, New York, to provide implementation services in the delivery of the Narcotics/Special Investigation Case Management System for the Rochester Police Department (RPD). The services include project management, configuration, documentation and quality assurance activities.

The agreement will be funded from prior years' Cash Capital identified for RPD's records management solution. The term of the agreement will be for one year.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-124

Ordinance No. 2018-217  
(Int. No. 248)

**Authorizing an agreement for implementation of the Rochester Police Department Narcotics/Special Investigations Case Management System**

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 Aeon Nexus Corporation to provide implementation services in the delivery of the Narcotics/Special Investigation Case Management System for the Rochester Police Department. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$140,000 and said amount, or so much thereof as may be necessary, shall be funded from Prior Years' Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-218  
Re: Amending the Municipal Code with Respect to Consumer Protection

Transmitted herewith for your approval is legislation amending Chapter 95A of the Municipal Code, Consumer Protection to declare conversion therapy, the practice of attempting to change an individual's sexual orientation or gender identity or expression, as an unconscionable trade practice, thereby prohibiting merchants from charging a fee for the service.

New York State, at the direction of Governor Cuomo, has implemented various regulations limiting the use of conversion therapy in New York, including regulations prohibiting Medicaid payments for conversion therapy, prohibiting private insurance payments for conversion therapy to minors, and barring State-regulated mental health facilities from providing conversion therapy to minors. Additionally, legislation is pending in the State Legislature that, if enacted, would further limit conversion therapy to minors statewide.

New York City has enacted a ban on conversion therapy, which prohibits the collection of any fee for services that seek to change a person's sexual orientation or seek to change a person's gender identity.

The available evidence from mainstream medical and mental health organizations reject conversion therapy as ineffective and harmful to individuals subjected to it. Conversion therapy is a predatory service that unjustly targets the LGBTQ community and has been shown to lead to long-lasting, negative outcomes like depression, anxiety, drug use, homelessness, and suicide. For these reasons, conversion therapy is a deceptive trade practice and an unconscionable trade practice.

Any person who violates any provision of this section, upon conviction thereof, shall be liable for a civil penalty not to exceed \$1,000 for the first violation, \$2,000 for the second violation, and \$3,000 for each subsequent violation. For the purposes of this section, each instance a person is found to have violated the provisions of this section shall be considered a separate violation, except that multiple violations with regards to the same consumer shall be considered a single violation.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Respectfully submitted,  
Mitchell Gruber,  
Councilmember at Large

Ordinance No. 2018-218  
(Int. No. 249)

**Amending the Municipal Code with respect to Consumer Protection**

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

WHEREAS, New York State, at the direction of Governor Cuomo, has implemented various regulations limiting the use of conversion therapy in New York, including regulations prohibiting Medicaid payments for conversion therapy, prohibiting private insurance payments for conversion therapy to minors, and barring State-regulated mental health facilities from providing conversion therapy to minors. Additionally, legislation is pending in the State Legislature that, if enacted, would further limit conversion therapy to minors statewide.

WHEREAS, New York City has enacted a ban on conversion therapy, which prohibits the collection of any fee for services that seek to change a person's sexual orientation or seek to change a person's gender identity to conform to the sex of such individual that was recorded at birth, and which went into effect on April 30, 2018,

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

Section 1. Based on a review of the available evidence, Council finds that mainstream medical and mental health organizations have rejected conversion therapy, the practice of attempting to change an individual's sexual orientation or gender identity or expression, as ineffective and harmful to individuals subjected to it, and, therefore, conversion therapy is a deceptive trade practice and an unconscionable trade practice.

Section 2. Chapter 95A, Consumer Protection, of the Municipal Code, is hereby amended to read in its entirety as follows:

§ 95A-1 General intent.

It is the general intent of this chapter to set forth herein regulation of trade practices to preclude deceptive or unconscionable trade practices in the sale, lease, rental or loan or in the offering for sale, lease, rental or loan of any consumer goods or services or in the collection of consumer debts.

§ 95A-2 Unfair trade practices prohibited.

No person shall engage in any deceptive or unconscionable trade practice in the sale, lease, rental or loan or in the offering for sale, lease, rental or loan of any consumer goods or services or in the collection of consumer debts.

§ 95A-3 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CONSUMER

A purchaser or lessee or prospective purchaser or lessee of the consumer goods or services or consumer credit, including a co-obligor or surety.

CONSUMER GOODS, SERVICES, CREDIT AND DEBTS

Goods, services, credit and debts which are primarily for person, household or family purposes.

CONVERSION THERAPY

Any services, offered or provided to consumers for a fee, that are intended to change a person's sexual orientation or to change a person's gender identity to conform to the sex of such individual that was recorded at birth.

DECEPTIVE TRADE PRACTICE

Any false, falsely disparaging or misleading oral or written statement, visual description or other representation of any kind made in connection with the sale, lease, rental or loan or in connection with the offering for sale, lease, rental, or loan of consumer goods or services, or in the extension of consumer credit or in the collection of consumer debts, which has the capacity, tendency or effect of deceiving or misleading consumers.

MERCHANT

A seller, lessor, creditor or any other person who makes available, either directly or indirectly, goods, services or credit to consumers. "Merchant" shall include manufacturers, wholesalers and others who are responsible for any act or practice prohibited by this chapter.

UNCONSCIONABLE TRADE PRACTICE

Any act or practice in connection with the sale, lease, rental or loan or in connection with the offering for sale, lease, rental or loan of any consumer goods or services, or in the extension of consumer credit, or in the collection of consumer debts which unfairly takes advantage of the lack of knowledge, ability, experience or capacity of a consumer, or results in a gross disparity between the value received by a consumer and the price paid, to the consumer's detriment, provided that no act or practice

shall be deemed unconscionable under this title unless declared unconscionable and described with reasonable particularity in a local law or ordinance.

§ 95A-4 Penalties for offenses.

Any person who shall violate any of the provisions of this chapter shall be punished by a fine not less than \$100 nor more than \$150 or by imprisonment for not less than five days nor more than 150 days, or by both such fine and imprisonment, or by a penalty of not less than \$100 nor more than \$500 to be recovered by the City of Rochester in a civil action. Each day of violation shall constitute a separate offense.

§ 95A-5 Conversion therapy prohibited.

A. Conversion therapy constitutes an unconscionable trade practice pursuant to this Chapter.

B. It is unlawful for any person to offer or provide conversion therapy services. This prohibition does not proscribe services that provide assistance to a person undergoing gender transition, or counseling that provides acceptance, support, and understanding of a person's sexual orientation or facilitates a person's coping, social support, and identity exploration and development, including sexual-orientation-neutral interventions to prevent or address unlawful conduct or unsafe sexual practices, provided that such services are not intended to change an individual's sexual orientation or gender identity.

C. Notwithstanding section 95A-4, any person who violates any provision of this section, upon conviction thereof, shall be liable for a civil penalty not to exceed \$1,000 for the first violation, \$2,000 for the second violation, and \$3,000 for each subsequent violation. For the purposes of this section, each instance a person is found to have violated the provisions of this section shall be considered a separate violation, except that multiple violations with regards to the same consumer shall be considered a single violation.

D. In addition to the penalties set forth in subsection D of this section, a consumer so aggrieved by a violation of this section may also bring a private cause of action to recover compensatory and consequential damages. A successful plaintiff in such action shall be entitled to recover reasonable costs and attorneys' fees.

Section 3. This ordinance shall take effect thirty days after the date it is adopted.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-219  
Re: Agreement – Rochester Research Associates, LLC; Public Works Compliance Field Inspection Services and Other Compliance Services

City Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing \$76,000 as maximum compensation for an agreement with Rochester Research Associates, LLC to provide Public Works Compliance Field Inspection and other Compliance Inspection Services for city public works projects and professional services contracts. The cost of this agreement will be funded from the 2018-19 Budget of the Department of Finance (\$26,000) and the 2018-19 Budget of the Department of Environmental Services (\$50,000). The term of this agreement will be for one year, with the option of two additional one-year renewals. Subsequent costs will be funded from the annual budgets of the two Departments contingent upon approval.

Rochester Research Associates (RRA) will assist the Department of Finance contract compliance staff by monitoring job sites to ensure that contractors and subcontractors are meeting the requirements of New York State Labor Law and MWBE and workforce goals of the City's public works contracts. RRA will also assist the Department of Finance collect and report MWBE and workforce utilization data for professional services contracts until company compliance reporting shifts over to on-line reporting software that the Finance Department will be implementing over the next year. The information provided by the consultant will assist the M/WBE Officer prepare quarterly utilization reports on the new MWBE and workforce goals.

Rochester Research Associates was selected through a request for proposal process which is described in the attached summary. The consultant will begin providing these services effective the first week of August, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-125

Ordinance No. 2018-219  
(Int. No. 250)

**Authorizing an agreement for compliance field inspection 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 Rochester Research Associates, LLC to provide Public Works Compliance Field Inspection and other Compliance Inspection Services for the City’s public works projects and professional services contacts. The maximum annual compensation for the agreement shall be \$76,000. The agreement shall have a term of one year with the option of two 1 year renewals. The cost of said agreement for its initial term shall be funded in the amounts of \$26,000 from the 2018-19 Budget of the Department of Finance and \$50,000 from the 2018-19 Budget of the Department of Environmental Services. The compensation for any renewal shall be funded from future Budgets of said Departments contingent upon the approval of those budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-220  
Re: Agreement - Independent Title Agency, LLC, Real Estate Title Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an agreement with Independent Title Agency, LLC, Brighton, New York (Denise Harbaugh, Manager), for the continued provision of real estate title services, for a term of one year with two annual renewals. The maximum cost of the agreement will be \$135,000 per year, which will be funded from the 2018-19, 2019-2020, and 2020-21 Budgets of Undistributed Expenses, contingent upon adoption of the latter two budgets.

Each year, the City requires title services for properties that are involved in tax foreclosure proceedings and real estate transactions. Currently, these services have been provided by Independent Title Agency under agreements authorized by City Council in 2002, 2005, 2006, 2009, 2012 and 2015.

For the last tax foreclosure, Independent Title Agency searched 1,067 titles. For this year’s action, the firm is expected to search approximately 1,048 titles.

On April 10, 2015, the Law Department issued a request for proposals for the provision of these services, as described in the attached summary.

Under the proposed agreement, Independent Title Agency will provide title services, as well as prepare creditor notification letters for properties in foreclosure, for the fees per parcel as listed below. The price for foreclosure searches is the same as the fees provided in the current agreement.

<u>Service</u>	<u>Proposed Fee</u>	<u>Current Fee</u>
Preliminary (10-year) report	\$ 95	\$ 95
Update of prior preliminary report	\$ 70	\$ 70
Full (60-year) report with prior preliminary search	\$ 200	\$ 200
Full search without prior preliminary search	260	260

Respectfully submitted,  
Lovely Warren  
Mayor

Attachment No. AR-126

Ordinance No. 2018-220  
(Int. No. 251)

**Authorizing a professional services agreement for real estate title 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 Independent Title Agency, LLC, to provide real estate title services for a term of one year with two optional one year renewals. The maximum annual compensation shall be \$135,000 per year. Said amounts shall be funded in the fiscal years they are incurred from the respective 2018-19, 2019-20 and 2020-21 Budgets for Undistributed Expenses, contingent upon the adoption of the latter two budgets.

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

Section 3. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-221  
Re: Agreement – New York Museum of Transportation – Donation of Midtown Monorail for Permanent Display

City Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing an agreement with the New York Museum of Transportation (NYMT) whereby the City will provide cars, railing, support stanchions and related equipment and pieces of the former Midtown Monorail to the NYMT, and the NYMT will set up a permanent display of the monorail for the public. A sketch of the proposed display is attached. The initial term of this agreement will be for ten (10) years. The agreement may be extended for up to an additional ten (10) years in increments of five (5) years or less upon mutual agreement of both parties. At the expiration of this agreement, it may be subject to renewal by a new authorization by City Council.

The following information provides the background for this proposed Agreement.

The Midtown Monorail ceased operation after the 2008 Christmas season. In 2009, the City, the Empire State Development Corporation and the NYS Office of Parks, Recreation and Historic Preservation (OPRHP) signed a letter of Resolution Regarding the Proposed Redevelopment of Midtown Plaza, in which the City agreed to take appropriate actions to preserve three historical artifacts from the plaza, one of which was the monorail.

As a condition of that agreement, the City is allowed to donate the monorail to “appropriate public, not-for-profit, or private repositories, provided such features are exhibited in public/quasi public spaces and are accessible at reasonable times to the public”. Further, display of the monorail is not to be used for profit.

When Midtown Plaza was demolished in 2010, the City disassembled the monorail and moved it to a storage warehouse, where it sits today. Because the City has to pay a substantial monthly storage fee, the City’s Commissioner of Neighborhood and Business Development declared the monorail as surplus, to initiate disposing of the monorail.

In order to identify options for taking the monorail out of storage and providing a public or quasi-public display, in the fall of 2016, the City approached Monroe County, the Rochester Museum and Science Center, the Strong Museum of Play, and several developers who are actively creating large-scale commercial development projects in the City to solicit their interest in taking and displaying the monorail. None of the obvious owners of public or quasi-public areas were willing to take the monorail.

As a next step, the Purchasing Agent prepared and advertised an RFP for the “Adaptive Display of the Midtown Monorail.” The RFP was publicly advertised on November 29, 2016, with a due date of January 10, 2017. There was also an article about the monorail and its role as a Christmas tradition in Midtown Plaza in the Rochester Democrat & Chronicle, which also referenced the City’s interest in seeking a new home for the monorail. While there were several inquiries about the RFP, the City received no proposals by the due date.

However, during the spring of 2017, word continued to spread and the City actively pursued leads that came to our attention. As a result, the City received two preliminary proposals that appeared to have merit and seem consistent with the primary intent of the OPRHP stipulation. One concept proposal was received from the Garden Factory, in Gates, that proposed incorporating it into their Christmas display. Another more formal proposal was received from the New York Museum of Transportation, at 6393 E. River Road, West Henrietta.

Both the Museum and Garden Factory proposals were based on some key similarities:

1. The display will be a static display using one set of cars,
2. The cars may be hung from either a section of the original rail, or a reasonable facsimile,
3. The public will not be permitted to sit in the display.

The original monorail, which the City has held in storage, consisted of two sets of cars, twenty-one 14’ heavy metal stanchions, steel rails and electric motors which created an oval track approximately 100 feet long and 40 feet wide. The original metal stanchions are going to be extremely difficult to move and install due to their size and weight. A restoration expert working with the Museum, and City building inspection and engineering staff concur that even if it was possible to reconstruct the monorail, it would never meet current electrical code, OSHA and ADA requirements. The proposals received support the conclusion that it is impractical to expect that the monorail can simply be recreated and made available for the public to ride.

In January, 2018, the Purchasing Agent received approval from the OPRHP to proceed with donating certain pieces of the monorail to create a display such as described above, and disposing of the rest of the pieces for scrap value. OPRHP further recommended that the primary choice for the display should be the New York Museum of Transportation, which is both a not-for-profit corporation and a chartered educational institution.

On that basis, the City has negotiated details of an agreement with the Museum. If approved by City Council, the agreement will include the following elements:

1. The City will donate pieces of the monorail requested by the Museum to the Museum, at no cost. However, if the Museum at some point in time decides to not exhibit the monorail, or moves from its current location, or ceases operations, the City retains the right to repossess the monorail pieces that were donated to the Museum. Having the Agreement will allow the City to retain the ability to ensure preservation of the monorail artifacts.



- 2. The Museum will set up a high quality permanent exhibit incorporating two monorail cars and related equipment such as the motor, couplers and rails, hung from sections of the original stanchions, as shown in the attached sketch. This will be a static display built with, to the extent possible, all original pieces so as to retain status as an artifact.
- 3. The City will arrange to have the pieces selected by the Museum delivered to the Museum at no cost to the Museum.
- 4. The Museum will have the exhibit completed and ready to open to the public by December 1 of this year. The exhibit will be open around the year, as well as displayed on the Museum web site.
- 5. The agreement with the Museum will have an initial term of ten (10) years, with the option to extend for up to an additional ten (10) years in increments of five (5) years or less upon mutual agreement of both parties.

The rest of the pieces except the remaining two original cars that are not donated to the Museum will be disposed of as scrap, with any scrap value reverting to the General Fund. Costs of moving the monorail out of the warehouse and to the Museum will be paid from the FY 2019 operating budget of the Department of Neighborhood and Business Development.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-127

Ordinance No. 2018-221  
(Int. No. 252)

**Authorizing an agreement with the New York Museum of Transportation**

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 Museum of Transportation (NYMT) whereby the City shall provide cars, railing, support stanchions and related equipment and pieces of the former Midtown Monorail (the Monorail) at no cost to NYMT and the NYMT shall set up a permanent public display of the Monorail. Said agreement shall be for a term of ten years with the option to extend for up to 10 additional years in increments of 5 years or less.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-17  
Re: Appointment - Board Of Ethics

Transmitted herewith for your approval is legislation to approve the appointment of Mia Hodgins, 441 Hazelwood Terrace, Rochester, New York 14609 to the Board of Ethics.

Ms. Hodgins is being appointed to fill the vacant seat that was previously held by James Patterson. Ms. Hodgins' term will expire January 2021.

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

Respectfully submitted,  
Loretta C. Scott  
President

Resolution No. 2018-17  
(Int. No. 281)

**Resolution approving an appointment to the Board of Ethics**

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

Section 1. The Council hereby approves the appointment of Mia Hodgins, 441 Hazelwood Terrace, Rochester, NY 14609, to the Board of Ethics for a term which shall expire on January 31, 2021.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-222  
Re: Grant Agreement – Living Cities, Inc.: The National Community Development Initiative, City Accelerator 2018

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an agreement with Living Cities, Inc.: The National Community Development Initiative (Living Cities) for the receipt and use of a \$100,000 grant for City Accelerator 2018, and amending the 2018-19 budget of the Mayor’s Office by \$100,000 to reflect this grant.

The Living Cities City Accelerator cohort on Local Business and Job Growth program will provide \$100,000 in funding along with 12 months of pro bono technical assistance to the City of Rochester. The funding and technical assistance will allow the City to build a stronger and more inclusive small business ecosystem, with particular focus on minority and women-owned businesses. A cross-departmental team of City staff members will work to engage relevant internal and external stakeholders, business owners, and entrepreneurs to identify strategies to better support new and existing small businesses. The program will be operated under a cohort model in which the City of Rochester will work collaboratively with four other cities to leverage national best practices.

The term of the agreement is twelve months.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-222  
(Int. No. 282)

**Authorizing an agreement and appropriation for the City Accelerator 2018 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 Living Cities, Inc.: The National Community Development Initiative for the receipt and use of \$100,000 and technical assistance to implement a City Accelerator 2018 Grant to develop strategies to support new and existing small businesses (the “Program”).

Section 2. The agreement shall have a term of twelve months.

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

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Mayor’s Office by the sum of \$100,000, which amount is hereby appropriated to fund the Program.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-223  
Re: Agreement – Collaborative Solutions LLC; Production Support for Workday Payroll / Personnel System

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing \$200,000 as maximum compensation for a professional services agreement with Collaborative Solutions LLC, (Carroll Ross, CEO) Reston, Virginia, to provide post go-live and optimization support for Workday, the City’s new payroll and personnel solution. This agreement will be funded from Prior Years’ Cash Capital. The term of the agreement will be for one year.

The City implemented Workday in February 2018. Collaborative Solutions LLC will provide post production support of the Workday system to include business process analysis, feature enhancements, product troubleshooting, product configuration, integration, data migration, reporting and analytics, quality assurance and testing.

Collaborative Solutions LLC was selected through a request for proposals process, which is described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-128

Ordinance No. 2018-223  
(Int. No. 283)

**Authorizing an agreement to support the Workday payroll/personnel system**

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 Collaborative Solutions LLC, to provide post go-live and optimization support for the City’s new Workday payroll/personnel system. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$200,000, which shall be funded from Prior Years’ Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
July 24, 2018

To the Council:

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

- Int. No. 253            Authorizing the sale of real estate
- Int. No. 254            Authorizing a lease agreement for space located at 923-925 Genesee Street
- Int. No. 255            Authorizing an amendatory lease agreement for the Port Terminal Building
- Int. No. 256            Authorizing a lease agreement with UGI ENERGY SERVICES, LLC
- Int. No. 257            Authorizing agreements for appraisal and real estate-related services
- Int. No. 259            Appropriating funds and authorizing an agreement for the rehabilitation of St. Joseph’s Neighborhood Center
- Int. No. 260            Authorizing appropriation of Community Development Block Grant funds and amendatory agreement for 2018-19 Housing Rehab Programs
- Int. No. 261            Appropriating funds for the Emergency Assistance Repair Program
- Int. No. 262            Resolution supporting Consolidated Funding Grant Application
- Int. No. 263            Authorizing an amendatory agreement with DLR Group Inc.
- Int. No. 150            Authorizing agreement relating to mortgage financing and extending the deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park

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

- Int. No. 258            Approving an Urban Renewal Plan for the Bulls Head Urban Renewal Area

The following entitled legislation is being **HELD** in committee:

- Int. No. 284            Authorizing the sale of 97 Industrial Street to the Rochester Land Bank Corporation

Respectfully submitted,  
Michael A. Patterson  
Willie J. Lightfoot  
Jacklyn Ortiz – Abstained on Int. No. 253 and Voted against Int. No. 150  
Adam C. McFadden  
Loretta C. Scott  
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

Introductory 150 was introduced on May 15, 2018 and appears in its original transmittal letter on page 162 of the 2018 Council Proceedings.

Ordinance No. 2018-224  
(Int. No. 150)

**Authorizing agreement relating to mortgage financing and extending the deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park**

WHEREAS, Plymouth Gardens, Inc. (the “Owner”) is the owner of the following three facilities that provide affordable housing for seniors: Cobbs Hill Village at 645 Norris Drive (SBL #122.62-1-1); Plymouth Gardens at 1331-1455 South Plymouth Avenue (SBL #135.35-1-17.1); and Seth Green Park at 1685 St. Paul Street (SBL #91.53-1-11.1), which are hereinafter referred to as “the Projects;”

WHEREAS, the properties on which the Projects were constructed were conveyed with the express purpose of developing affordable housing for seniors, and the Projects were constructed and remain operating as affordable senior housing facilities under what is now Article 2 of the Private Housing Finance Law;

WHEREAS, restrictions in the deeds by which the City conveyed each of the Project properties to Plymouth Gardens, Inc. or its predecessor in title require the approval of the City Council prior to mortgaging or remortgaging the Project premises;

WHEREAS, restrictions in the City deeds for the Cobbs Hill Village and Seth Green Park facilities provide that ownership of those premises shall revert to the City following the completion of mortgage payments;

WHEREAS, to allow the Owner to obtain financing from the New York State Housing Finance Agency (“HFA”) and others to perform major rehabilitation and systems replacement work on the Projects, in Ordinance No. 2009-4, the City authorized the Owner to enter into a mortgage financing arrangement that extended the loan payment period, and, therefore, the date on which ownership of the Cobbs Hill Village and Seth Green Park projects would revert to the City, to October 10, 2041;

WHEREAS, pursuant to the same ordinance, the Owner paid the City \$250,000 as consideration for the City’s consent to the Projects’ new mortgage and extension of the reverter period;

WHEREAS, the Owner now proposes to redevelop the Cobbs Hill Village Project so as to replace its 60 dwelling units with 104 new dwelling units and to add a community center and other improvements and amenities (“CHV Redevelopment”);

WHEREAS, the City Planning Commission (“CPC”) has reviewed the Owner’s proposed plans and specifications for the CHV Redevelopment in accordance with a restriction in the Project’s 1957 deed that requires the CPC’s approval of the plans and specifications prior to commencing any redevelopment of Cobbs Hill Village;

WHEREAS, on April 2, 2018, the CPC approved the plans and specifications for the CHV Redevelopment, subject to several conditions; and

WHEREAS, the HFA has offered to finance \$15.3 million of the costs for the CHV Redevelopment, provided that the Projects’ combined mortgage is revised in such a way that the Owner’s final loan repayment will come due on December 10, 2061 .

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Plymouth Gardens, Inc. relating to rights for the three Projects. The agreement shall provide the consent of the City that is required for the Owner to mortgage the Project properties to HFA for the purposes of financing the CHV Redevelopment and to extend to December 10, 2061 the maturity date of the income debentures connected with the Plymouth Gardens, Seth Green Park and Cobbs Hill Village projects. The agreement shall also extend to December 10, 2061, the date on which ownership of the Seth Green Park and Cobbs Hill Village properties shall revert to the City.

Section 2. The agreement shall obligate Plymouth Gardens, Inc. to pay the City the sum of \$352,000, payable upon the closing on the construction financing for the CHV Redevelopment.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Gruber, Lightfoot, Mc Fadden, Patterson – 5.

Nays: Councilmembers Clifford, Evans, Ortiz, Spaul – 4.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2018-225  
Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first property is being sold to Rochester Land Bank Corporation for rehabilitation.

The next three properties are vacant lots sold by negotiated sale to the adjacent owners. The purchasers will combine the lots with his existing lots and utilize it as green space.

The remaining nine properties are unbuildable vacant lots being sold for \$1.00 (as per City policy) to its adjacent owners who will combine the lots with their existing properties.

The first year projected tax revenue for these thirteen properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$5,773.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-129

Ordinance No. 2018-225  
(Int. No. 253)

**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 with proposal of the following parcel to rehabilitate the residence located thereon:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
225-227 Michigan St.	105.40-3-63	45 X 108	4,775	\$15,000	Rochester Land Bank Corp.

Section 2. The Council hereby approves the negotiated sale with proposal of the following parcels of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
26 Cameron St	105.66-1-22.3	40 x 124	4,960	\$425	Cameron Community Ministries
74 Dakota St	105.79-2-11	40 x 120	4800	\$425	Robert V. Lapiana
9 Thomas St	106.40-1-22.3	33 x 100	3300	\$400	Canady Flowers & Elien Flowers

Section 3. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	S.B.L.#	Lot Size	Sq. Ft.	Purchaser
454 Campbell St	120.26-1-6	30 x 85	3,200	Dominick F. Cimino & Cheryl Cimino
3 Durgin St	106.37-1-26	33 x 62	2,066	Iris E. Evans
12 Ethel St	121.69-3-8	38 x 100	3,892	James J McLaughlin, III
123 Evergreen St	106.38-1-26	43 x 72	3,067	James Mosley

42 Laser St	091.72-4-76.3	35 x 104	3,674	Caressa M. Arnold
53 Leavenworth St	105.27-2-36.3	29 x 72	2,016	Maria V. Gonzalez
44 Malvern St	105.35-1-32	33 x 75	2,475	Clifford D. McComber & George M. Bauerschmidt
240 Maple St	120.27-2-43	34 x 81	2,788	103 Wilder, LLC
50 Wilkins St	106.23-2-29	35 x 96	3,336	Angela Bamford

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Vice President McFadden, Patterson, Spaul – 8

Nays – None – 0

Councilmember Ortiz abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-226  
Re: Lease –923-925 Genesee St

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a one (1) year lease agreement between the City and 923-927 Genesee Street, LLC., (David Etzel, Principal, Pittsford, NY 14534) for the continued use of the premises located at 923-925 Genesee Street for the Southwest Neighborhood Service Center (SWNSC). The City has leased this property from Mr. Etzel since 2004.

The current lease expired on February 28, 2018. Mr. Etzel did not execute the agreement until June, 2018. As a result of not having an agreement in place, the City has not processed any payments to the landlord. The new lease will commence as of July 1, 2018. The lease allows for two (2) additional one (1) year extensions. The lease will expire on June 30, 2021. The monthly rental amount will be \$3,250 and shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development and was established through an independent appraisal prepared by Kevin Bruckner, MAI as of January, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-130

Ordinance No. 2018-226  
(Int. No. 254)

**Authorizing a lease agreement for space located at 923-925 Genesee Street**

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 923-927 Genesee Street, LLC for the lease of space at 923-925 Genesee Street. The term of the agreement shall be 1 year commencing on July 1, 2018 with the option to extend the term for up to two additional periods of 1 year each.

Section 2. The lease agreement shall obligate the City to pay an amount not to exceed \$3,250 per month in rent. Said amount shall be funded from the 2018-19 Budget of NBD for the first 12 months, and from the future years' Budgets of NBD for subsequent months, if any, contingent upon the approval of said future budgets.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-227  
Re: Amendment to Ordinance No. 2018-60 Lease Agreement Port Terminal Building

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-60 which authorized the lease of Suite 110 in the Port Terminal Building to Agathi Georgiou and Edward Zachary Graham. Arbor at the Port, LLC approached the City for the additional square footage in order to expand the space designated for the kitchen.

This amendment will add an additional 136 square feet to the leased space and change the name from The Arbor Loft, LLC to their Limited Liability Company, Arbor at the Port, LLC. The monthly rent will increase from \$4,800 to \$4,905. All other terms and conditions will remain the same.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-227  
(Int. No. 255)

**Authorizing an amendatory lease agreement for the Port Terminal Building**

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 lease agreement which shall amend the lease authorized by Ordinance No. 2018-60 for the use of space located in Suite 110 of the Port Terminal Building at 1000 North River Street in order to:

- a. change the lessees' corporate name from Arbor Loft, LLC to Arbor at the Port, LLC;
- b. increase the leased space by 136 square feet to a new total 5,886 square feet; and
- c. increase the monthly rent by \$105 to a new total of \$4,905, which increase shall become effective when the City makes the additional leased space available to the lessee.

Section 2. The Council hereby finds and determines that the additional rent reasonably compensates the City for the value of the additional space based on the unit rent value of the space that is provided for in the original lease.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-228  
Re: Lease Agreement – Port Terminal Building

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and UGI ENERGY SERVICES, LLC, (Joe Hartz, Principal/President, Wyomissing, PA). The applicant will lease approximately 2,651 square feet of space in the Port Terminal Building (Suite 201) and the term of the lease will be two (2) years. The monthly rental amount will be \$2,210 calculated at a rate of \$10 per square foot annually which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, & Rossi, Inc. as of February 2018.

A subsidiary of UGI Corporation (a publicly traded fortune 500 company), UGI Energy Services supplies and markets natural gas, liquid fuels, and electricity to 40,000 customer locations across the Mid-Atlantic and Northeastern US.

UGI will be relocating their current Monroe County offices from Irondequoit (4515 Culver Road) and bringing five full time jobs into the city while creating a small regional hub for their offsite sales personnel.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-131

Ordinance No. 2018-228  
(Int. No. 256)

**Authorizing a lease agreement with UGI ENERGY SERVICES, LLC**

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

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

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

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is two years, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with UGI ENERGY SERVICES, LLC for use of 2,651 square feet of space in Suite 201 of the Port Terminal Building. The agreement shall have a term of 2 years.

Section 2. The monthly rental amount will be \$2,210.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-229  
Re: Appraisal and Real Estate Related Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation establishing maximum compensation for agreements with the following firms for real estate and appraisal services.

<u>Firm</u>	<u>Maximum Compensation</u>
• Midland Appraisal Associates, Inc.	\$30,000
o Jay J. Loson-Principal	
• Bruckner, Tillett & Rossi, Inc.	\$30,000
o Kevin L. Bruckner- Principal	

These agreements are for Appraisal Services including, but not limited to, Broker Price Opinions and/or Comparative Market Analyses for commercial, industrial, and residential property related to acquisitions, sales, easements, and other property transactions.

The cost of the agreements will be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development.

The term of the agreement will be one year: July 1, 2018 – June 30, 2019.

These firms were selected through a Request for Qualifications process. The RFQ was issued May 5, 2018, published in the *Democrat & Chronicle*, posted on the City website and mailed directly to firms currently under contract with the City.

The selection of firms was based on experience with the typical and specialized work required for the city and their familiarity with and location within the Rochester Metropolitan Statistical Area.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-132



Ordinance No. 2018-229  
(Int. No. 257)

**Authorizing agreements for appraisal and real estate-related services**

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

Section 1. The Mayor is hereby authorized to enter into professional services agreements with the following firms for appraisal and other real estate services as needed by the Department of Neighborhood and Business Development (the Department) in the amounts not to exceed the stated maximum compensation as follows:

<u>Firm</u>	<u>Maximum Compensation</u>
Midland Appraisal Associates, Inc.	\$30,000
Bruckner, Tillett & Rossi, Inc.	\$30,000

Section 2. The cost of the agreements shall be funded from the 2018-19 Budget of the Department and the agreements shall have a term of one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-230  
Re: Bull's Head Urban Renewal Plan

Council Priorities: Rebuilding and Strengthening Neighborhood Housing; Public Safety; Jobs and Economic Development

Transmitted herewith for your approval is legislation that:

- Adopts the Bull's Head Urban Renewal Plan (Plan); and
- Amends the City's Comprehensive Plan to incorporate the Plan.

The Bull's Head Urban Renewal Area ("URA") comprises approximately 34 acres and is centered at the convergence of West Main Street, Genesee Street, Brown Street, West Avenue, and Chili Avenue. It is bounded by West Avenue, Colvin Street, Danforth Street, Silver Street, Essex Street, Brown Street, West Main Street, Churchlea Place, Clifton Street, and Genesee Street.

The Plan, a copy of which is enclosed, sets forth the first stages of a comprehensive planning and revitalization effort by focusing land acquisition, demolition of blighted structures, and environmental investigation within a targeted portion of the URA that presents the greatest needs and best opportunities to better position the entire URA for redevelopment. A map showing the URA and the targeted properties within that URA is attached.

The City Council designated a majority of the URA as the Bull's Head Urban Renewal District in 2009 by Ordinance No. 2009-107. In 2017 by Ordinance No. 2017-5, the City Council added additional land parcels to the east side of the district, including the Bull's Head Plaza, and renamed it as the URA. In both instances, the Council based its designation of the URA on findings of blight and deterioration and of its need for urban renewal.

The Plan builds upon several years of planning with community input, including the formation and work of the Bull's Head Steering Committee, a Community Design Workshop in September 2009, a presentation of a land use concept at a 2013 community meeting, and planning for a larger Brownfield Opportunity Area (BOA) that encompasses the URA. Using a BOA grant provided by the New York State Department of State (NYSDOS), a project advisory committee (PAC) comprised of representatives from B.E.S.T. Neighborhood United, Changing of the Scenes Neighborhood Association, 19<sup>th</sup> Ward Community Association, Susan B. Anthony Neighborhood Association, Rochester Regional Health, DePaul Properties and the Rochester Police Department, is working with the City, a professional planning consultant and the NYSDOS to develop a redevelopment plan for the BOA. This Plan is designed to complement that process.

Focusing the first stages of the Plan on the targeted portion of the URA is desirable because of its prominent location along or near the intersection of important streets, a significantly high concentration of vacant, deteriorated and underutilized properties, a significant clustering of City-owned properties, and a concentration of known or suspected contaminated sites. The staging process will allow the City to focus its resources on the portion of the URA that is most critical to the success of the entire URA and will provide access, environmental information and time for the community engagement and planning process to develop appropriate plans for the next stages of the URA's urban renewal program.

The acquisition of certain properties will allow the City to assemble parcels to create marketable sites that are suitably sized and situated for redevelopment. The environmental information derived from the investigation of the acquired properties will identify which sites require remediation and which sites will be subject to environmental management requirements that will limit the site’s permissible uses.

The Plan also provides a conceptual land use plan that maps certain Gateway Corridor, Neighborhood Corridor and Community Hub Mixed-Use land use areas within the targeted portion of the URA. More environmental investigation, and public visioning and planning will be required to graduate the conceptual plan into a detailed plan that is suitable for the enactment of Bull’s Head urban renewal district regulations into the Zoning Code. That will be addressed in the second stage of the urban renewal process.

Upon approval of the Plan, we will present for the Council’s approval legislation that will authorize the City to acquire the properties targeted in the Plan by negotiation or condemnation in accordance with the Eminent Domain Procedure Law (EDPL). The approval of the Plan will establish the public purpose that is required by the EDPL.

The City’s hired relocation specialist R.K. Hite and Co., Inc. (Richard K. Hite, Sr., President) will assist the City to provide the owner’s and occupants of the acquired properties with relocation notices and benefits consistent with the Federal Uniform Relocation Act practices. This will assure that property owners receive a fair purchase price for their properties and that displaced residents, businesses and public service agencies are provided with sufficient advanced notice and assistance to find comparable replacement housing or non-residential premises before they are required to vacate. The residents, businesses and agency occupants will be compensated for their moving and other relocation expenses, and, if necessary, reimbursement for the added cost of their replacement housing or premises. The relocation process will be implemented with a special emphasis on seeking out opportunities to allow displaced businesses and agencies to relocate within the neighborhood.

The anticipated schedule for completing the land assembly, demolition and environmental investigation tasks is described in detail in Section VII of the Plan. Subsequent stages of the urban renewal program for the URA include identification of redevelopment opportunities, a land use map, and the adoption of an urban renewal/zoning district.

The land assembly, demolition, environmental investigation and community planning activities identified in the Plan have an estimated total cost of \$4 million, and will be paid for by funds set aside in the 2017-2018, 2018-2019, and 2019-2020 Capital Improvement Program.

The Planning Commission will hold an informational hearing on July 9, 2018 and vote on whether the Plan satisfies the requirements of the State Urban Renewal Law and on whether to recommend the Plan as an addition to the City’s Comprehensive Plan. The minutes of that meeting and the Commission’s votes will be provided to the Council prior to the committee meetings.

A SEQR Full Environmental Assessment Form (EAF) was completed and is attached, and a determination of significance will be made prior to the City Council meeting.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-133

Ordinance No. 2018-230  
(Int. No. 258)

**Approving an Urban Renewal Plan for the Bulls Head Urban Renewal Area**

WHEREAS, the Bull’s Head Urban Renewal Area (“Area”) comprises approximately 34 acres, is centered at the convergence of West Main Street, Genesee Street, Brown Street, West Avenue, and Chili Avenue and is bounded by West Avenue, Colvin Street, Danforth Street, Silver Street, Essex Street, Brown Street, West Main Street, Churchlea Place, Clifton Street, and Genesee Street;

WHEREAS, by Ordinance Nos. 2009-107 and 2017-5, the City Council designated the Area as a place that is appropriate for urban renewal in accordance with an urban renewal plan to be developed in accordance with the provisions of Article 15 of the General Municipal Law of the State of New York; and

WHEREAS, a Bull’s Head Urban Renewal Plan prepared by the City Department of Neighborhood and Business Development, dated June, 2018 and presented to the City Council sets forth the first stages of a comprehensive planning and revitalization program by focusing land acquisition, demolition of blighted structures, and environmental investigation within a targeted portion of the Area.

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

Section 1. The Council hereby approves and adopts the Bull’s Head Urban Renewal Plan prepared by the City’s Department of Neighborhood and Business Development and dated June, 2018 (the “Plan”) and directs that a copy of it shall be kept on file and available for public review in the City Bureau of Buildings and Zoning.

Section 2. The Council hereby finds that:

- (a) The Area is a substandard or insanitary area, or is in danger of becoming a substandard or insanitary area and tends to impair or arrest the sound growth and development of the City.
- (b) The financial aid to be provided to the City is necessary to enable the urban renewal program to be undertaken in accordance with the Plan.
- (c) The Plan affords maximum opportunity to private enterprise, consistent with the sound needs of the City as a whole, to undertake an urban renewal program.
- (d) The Plan conforms to a comprehensive community plan for the development of the City as a whole.
- (e) There is a feasible method for the relocation of families and individuals displaced from the urban renewal area into decent, safe and sanitary dwellings at affordable prices or rents and reasonably accessible to their places of employment.
- (f) Undertaking and carrying out urban renewal plan activities in stages is in the best public interest and will not cause any additional or increased hardship to the residents of the Area.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: St. Joseph’s Neighborhood Center, Inc. Rehabilitation Project

Council Priorities: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the rehabilitation of St. Joseph’s Neighborhood Center, Inc.’s facility at 417, 421 and 429 South Avenue (the Project). This legislation will:

- 1. Appropriate \$300,000 from the St. Joseph’s Neighborhood Center Project - Community Development Block Grant funds per the 2018-19 Annual Action Plan.
- 2. Establish maximum compensation up to \$300,000 for a grant agreement with St. Joseph’s Neighborhood Center for completion of the Project. The costs of this agreement include required soft-costs and hard-costs and will be financed from the funds appropriated herein.

The term of the agreement will be for one year: July 1, 2018 – June 30, 2019.

St. Joseph’s Neighborhood Center, Inc. (the Center) is a 501(c)(3) not-for-profit health agency in the city of Rochester. The Center’s Board Chair is Robert Thomson and its Executive Director is Christine Wagner, SSJ, PhD. The Center services include primary health care, mental health counseling, dental and social services. The focus population for the Center is uninsured workers and others who do not have adequate access to health services. The Center fills this gap in care with an affordable option. The Center serves the greater Rochester area.

The Center’s facility is comprised of three adjacent two-story buildings that have been joined together in phases over the Center’s twenty-year plus, history. The Center expanded from the initial building at 417 South Avenue by connecting to the adjacent building at 421 South Avenue in 2001 and the adjacent building at 429 South Avenue in 2008. All three buildings date back to the early 20<sup>th</sup> century.

A number of rehabilitation improvements are needed to keep the Center operational and code compliant. The improvements will include exterior and interior repairs, upgrading certain HVAC mechanical equipment, replacing an elevator, and replacing a number of interior finishes. The Center does not have its own capital funding required to complete these improvements.

The Project is a Type II Action according to State Environmental Quality Review Act (SEQR) Section 617.5(c) 2. As such, a SEQR Type II designation has been filed and no further SEQR compliance is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-231  
(Int. No. 259)

**Appropriating funds and authorizing an agreement for the rehabilitation of St. Joseph’s Neighborhood Center**

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

Section 1. The sum of \$300,000 in Community Development Block Grant funds is hereby appropriated from the St. Joseph’s project of the Consolidated Community Development Plan/2018-19 Annual Action Plan to fund the rehabilitation of the St. Joseph’s Neighborhood Center, Inc.’s facility located at 417, 421 and 429 South Avenue (the Project).

Section 2. The Mayor is hereby authorized to enter into a grant agreement with St. Joseph’s Neighborhood Center, Inc. in the maximum amount of \$300,000 for the Project. The term of the agreement shall be one year and, said amount, or so much thereof as may be necessary, shall be funded from appropriation in Section 1 herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-232  
Re: 2018-19 Housing Rehab Programs

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

Transmitted herewith for your approval is legislation related to the City’s housing rehab programs. This legislation will:

1. Appropriate \$1,064,989 from the Housing Rehab Program allocation of the 2018-19 Annual Action Plan from the Community Development Block Grant (CDBG) for the City’s use to operate the Housing Rehab program;
2. Amend an agreement with Environmental Testing & Consulting, Inc. authorized by Ordinance No. 2018-123 to increase the maximum amount of compensation by \$64,000 to a total amount of \$108,000 to provide lead based paint evaluation services for the City’s housing rehab programs to be funded from the appropriation made in No. 1 above.

It is being proposed to make available \$1,000,989 to offer financial assistance to owner occupants of 1-4 family residential structures. These funds will be allocated in following manner; to support areas where housing development projects are located, areas where the most gain can be achieved as per the Housing Market Study, and to mitigate blight and hazards city-wide.

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

It is being proposed to amend the agreement with Environmental Testing & Consulting (ETC) to provide lead based paint evaluation services. ETC is currently under contract with the City to provide these services and has performed to the City’s satisfaction.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-232  
(Int. No. 260)

**Authorizing appropriation of Community Development Block Grant funds and amendatory agreement for 2018-19 Housing Rehab Programs**

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

Section 1. The Council hereby appropriates \$1,064,989 of Community Development Block Grant (CDBG) funding from the Housing Repair/Rehab Program project of the 2018-19 Consolidated Community Development Plan/2018-19 Annual Action Plan for the City’s use to operate 2018-19 Housing Rehab Programs.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Environmental Testing & Consulting, Inc. to provide lead based paint evaluation services for the Housing Rehab Programs. The amendment shall increase the maximum compensation of the existing agreement, which was originally authorized by Ordinance No. 2018-33 and amended by Ordinance No. 2018-123, by \$64,000 to a total amount of \$108,000. The amendatory compensation amount shall be funded from the appropriation in Section 1.

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

Section 4. The Mayor is hereby authorized to enter into agreements with recipients and to execute such other documents as may be necessary to implement the Housing Rehab Programs. All such agreements shall be contingent on compliance with federal regulations and shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-233  
Re: 2018-19 Emergency Assistance Repair Program (EARP)

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

Transmitted herewith for your approval is legislation related to the City’s Emergency Assistance Repair Program (EARP). This legislation will:

Appropriate \$200,000 from the Emergency Assistance Repair Program (EARP) allocation of the Housing Development Fund of the 2018-19 Annual Action Plan from the Community Development Block Grant Program (CDBG) for the City’s use to operate EARP.

The City’s Emergency Assistance Repair Program will provide assistance to eligible owner occupants for furnace, hot water tank and/or other emergency repairs. The funds will serve approximately 100 households. The City will continue to use existing term agreements with the various service providers to perform the necessary work.

Owners must be current with City and Monroe County property taxes and not be subject to mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income. In fiscal year 2017-18 a total of \$219,077 was spent on the program which included repairs to 27 furnaces and the purchase of 30 hot water tanks and 48 furnaces.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-233  
(Int. No. 261)

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

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

Section 1. The amount of \$200,000 is hereby appropriated from the Housing Development Fund - Emergency Assistance Repair Program (EARP) project of the of the Consolidated Community Development Plan/2018-19 Annual Action Plan, for the City’s use to operate the EARP to assist eligible homeowners with repair and/or replacement of furnaces, hot water tanks and/or other emergency repairs.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-18  
Re: Grant Application Endorsement Resolution – 2018-19 New York State Consolidated Funding Application

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

Transmitted herewith for your approval is legislation endorsing the 2018-19 New York State Consolidated Funding Application (CFA) by the Ibero-American Development Corporation (IADC) to renovate 200 Clifford Avenue into the El Camino Community Center (ECCC) and redevelop a portion of 12 Hoeltzer Street into community greenspace as part of the Pueblo Nuevo development project. IADC is requesting an estimated total of \$1,081,843 in CFA resources. This project supports the goals of the City of Rochester’s comprehensive plan, current zoning district, and the neighborhood’s revitalization plan. It is also consistent with the Five-Year Strategic Consolidated Community Development Plan and Finger Lakes Regional Economic Development Council Opportunity Agenda.

The CFA is the single point of entry for accessing up to \$800 million in State funding from 11 State agencies: Empire State Development; Canal Corporation; Energy Research and Development Authority; Environmental Facilities Corporation; Homes and Community Renewal; Department of Labor; Power Authority; Office of Parks, Recreation, and Historic Preservation; Department of State; Department of Environmental Conservation; and, Council on the Arts. Applications are due on July 27, 2018.

IADC proposes the adaptive reuse of the former Giordano Lumber Co. (200 Clifford Avenue) into the ECCC. The site is situated along the El Camino Trail immediately adjacent to the Conkey Corner Park. The subject parcel is located within Planned Development District No.3 (Buena Vista Planned Development / PD#3), the intention of which is to “recognize and permit a defined area for the unified and integrated development of the administration and community services of the Ibero-American Action League and Development Corporation.” The new community center will include an atrium, conference rooms, training room, a 75-person community room/multi-

purpose room, and approximately 10 offices. ECCC will provide social and economic opportunities for area residents, create jobs in workforce development, and provide space for neighborhood incubation of new ideas and opportunities.

IADC is also proposing redevelopment of a portion of 12 Hoeltzer into a community greenspace. The site is presently a vacant, L-shaped, city-owned parcel that extends north from Hoeltzer Street and terminates to the east at O-Brien Street. This site runs through the center of Pueblo Nuevo’s target area, which was recently rezoned to R-2 to allow for the proposed Pueblo Nuevo residential infill construction. Upon completion, the parcel will house community gardens, a playground, sheltered picnic/seating area, parking for visitors and connecting walkways to La Marketa and the neighborhood.

These efforts will provide quality public space, utilize existing infrastructure, expand training program opportunities, and bring significant investment to the area. Additionally, the El Camino Revitalization Area Vision Plan identified “development of a community center as an important next step toward neighborhood stabilization” and included strategies to “reuse greenspace and create opportunities for healthy living.”

The project specifically supports several strategies that are included in the City’s current comprehensive plan:

- 1.E(1) “Encourage establishment and improvement of public spaces that can function as public gathering places for arts and cultural activities and events.”
- 5.F(2) “Encourage/promote regional growth and development that uses existing infrastructure.”
- 6.D(1) “Develop work training programs for employment fundamentals including work ethics and job readiness.”
- 9.D(1) “Encourage neighborhood-based centers or committees that would take the lead in coordinating human service programs and activities in line with neighborhood priorities.”

The City’s endorsement will ensure that IADC has the opportunity to compete for CFA grant funds as listed below:

Agency	Project	State Funding Programs	Total Project Cost	State Request
Ibero-American Development Corporation	Adaptive reuse and renovation of 200 Clifford Avenue and redevelopment of 12 Hoeltzer as part of Pueblo Nuevo community revitalization project.	Empire State Development, Environmental Protection Fund Parks Program, NYS Council on the Arts – Arts & Cultural Facilities Improvement Program – Large Capital Project Fund	\$32,768,094	\$1,081,843

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Resolution No. 2018-18  
 (Int. No. 262)

**Resolution supporting Consolidated Funding Grant Application**

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

Section 1. The Council hereby endorses the application by an external organization for funding not to exceed the following amount through the 2018-19 New York State Consolidated Funding Application for the following project in the City, and the Council finds that the application and project are consistent with City policies, goals and plans:

Agency	Project	State Funding Programs	Total Project Cost	State Request
Ibero-American Development Corporation	Adaptive reuse and renovation of 200 Clifford Avenue and redevelopment of 12 Hoeltzer Street as part of Pueblo Nuevo community revitalization project.	Empire State Development, Environmental Protection Fund Parks Program, NYS Council on the Arts – Arts & Cultural Facilities Improvement Program – Large Capital Project Fund	\$32,768,094	\$1,081,843

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-234  
Re: Amendatory Agreement - DLR Group Inc., Performing Arts Center Site and Facility Study

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with DLR Group Inc., (Tom Gallagher, Principal).

In Ordinance No. 2015-229, the City commissioned Westlake Reed Leskosky, now DLR Group Inc. to study the feasibility of an entertainment center in downtown Rochester, which was completed in August, 2016. In March, 2018, via Ordinance No. 2018-61 Council authorized an amendment to the agreement to allow DLR Group Inc. to address additional questions related to the study. That agreement expires July 31, 2018.

DLR Group Inc. has requested additional time to supply the answers to the supplemental questions due to the longer than expected time to collect data from other arts organizations. This amendment extends the term to September 30, 2018 with all other terms of the agreement remaining the same.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-234  
(Int. No. 263)

**Authorizing an amendatory agreement with DLR Group Inc.**

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 DLR Group Inc. for analysis of specific City inquiries regarding the planning and feasibility of a downtown entertainment venue. The amendatory agreement shall extend the term authorized in Ordinance No. 2018-61 to September 30, 2018.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Patterson moved to discharge Int. No. 284 from Committee.

The motion was seconded by Councilmember Clifford.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Patterson, Spaul – 7

Nays: Councilmember McFadden – 1

Councilmember Ortiz abstained due to a professional relationship.

Councilmember Patterson moved to amend Int. No. 284.

The motion was seconded by Councilmember Clifford.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8.

Nays: None – 0.

Councilmember Ortiz abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-235  
Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation for the sale by negotiation of a 0.47 acre vacant lot at 97 Industrial Street to the Rochester Land Bank Corporation for the purchase price of \$1.00.

It is anticipated that the land will be conveyed to the City Roots Community Land Trust once they provide supporting documentation that details the homeless providers' commitments, as provided below. The City of Rochester will continue to work with homeless housing providers to ensure that those that want access to housing alternatives can access them.

In 2014 a homeless encampment formed at Washington Square Park and later disbanded and relocated to the Frederick Douglass - Susan B. Anthony Bridge underpass. A small group then moved to private property. Given that we have a population of homeless people who prefer to live in an outdoor, non-traditional environment, it is our intent to provide them with that option since remaining on private property is not a tenable solution. The homeless population is self-regulating with no greater need for Rochester Police Department or other city services than any other housing option in the city.

The property will be operated on behalf of the Land Trust by a newly formed corporate entity comprised of homeless providers, residents of the encampment, representatives of neighborhood groups and a designated City Council representative. The City will not convey the property to the Land Bank until the appropriate operating entity has been formed and the members have agreed to operate the property in accordance with adopted by-laws. The deed from the City to the Land Bank will contain a reversionary interest in favor of the City, to be exercised in the City's discretion, in the event the property is abandoned or not utilized in a safe and sanitary manner in accordance with its intended purpose. In addition, the Commissioner of Neighborhood & Business Development, along with the Rochester Police Department and the Rochester Fire Department, shall conduct monthly inspections of the property to assure that the property is being maintained in a safe and sanitary condition. Refuse shall be picked up from the site by the City on a weekly basis. The City will not accommodate or allow additional or other transient encampments.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-134

Ordinance No. 2018-235  
(Int. No. 284, as amended)

**Authorizing the sale of 97 Industrial Street to the Rochester Land Bank Corporation**

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

Section 1. The Council hereby ~~furth~~er approves the sale of 97 Industrial Street, SBL No. 121.21-1-34, comprising approximately 0.47 acre of vacant land, to the Rochester Land Bank Corporation for the sum of \$1.00.

Section 2. The Commissioner of Neighborhood and Business Development, along with the Rochester Police Department and the Rochester Fire Department, shall conduct at least monthly inspections of the property to assure that the property is being maintained in a safe and sanitary condition. Refuse shall be picked up from the site by the City on a weekly basis.

Section 3. The City shall not accommodate or allow additional or other transient encampments.

~~Section 24.~~ The Mayor is hereby authorized to execute such agreements and other documents as may be necessary to effectuate the sale and transfer of said property. The agreements and other documents shall contain such additional terms and conditions as the Mayor deems to be appropriate.

~~Section 35.~~ This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8.

Nays: None – 0.

Councilmember Ortiz abstained due to a professional relationship.

By Councilmember Evans  
July 24, 2018



To the Council:

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

- Int. No. 265                      Appropriating funds for the Center City Two-Way Conversion Project Phase II
- Int. No. 266                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$327,000 Bonds of said City to finance the acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project
- Int. No. 267                      Authorizing Consolidated Funding Grant applications and agreements, **as amended**
- Int. No. 268                      Authorizing agreements and appropriating funds for the Inner Loop North Transformation Project Scoping Study
- Int. No. 269                      Authorizing an agreement with Life Science Laboratories, Inc.
- Int. No. 270                      Authorizing agreements for the Blue Cross Arena Upgrades Project
- Int. No. 285                      Authorizing an agreement for the interim management of the Blue Cross Arena at the War Memorial

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

- Int. No. 264                      Authorizing pavement width changes for Field Street at School No. 35

Respectfully submitted,  
 Malik Evans  
 Mitch Gruber  
 Elaine M. Spaul  
 Adam C. McFadden  
 Loretta C. Scott  
 PARKS & PUBLIC WORKS COMMITTEE  
 Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re:                      Ordinance No. 2018-236  
                             RCSD School No. 35 Recessed Bus Pull Off

Transmitted herewith for your approval is legislation authorizing changes in pavement width required for the RCSD School No. 35 Recessed Bus Pull Off as follows:

Field Street will increase nine feet, from 26 feet to 35 feet, beginning at a point 57 feet north of Pinnacle Road, northerly for a distance of approximately 113 feet, where pavement width will return to 26 feet at an existing cross-walk and continue northerly for a distance of approximately 51 feet, then increase nine feet in width, from 26 feet to 35 feet, continuing northerly for a distance of approximately 68 feet, the total length of proposed pavement and curb modification being approximately 289 feet.

In addition to pavement width changes, this project includes installation of new curbs, and sidewalks. The pavement width changes were requested by the City School District to improve safety at the school. No additional right-of-way is required to accommodate the changes in pavement width.

The pavement width changes were presented for endorsement at the June 19, 2018 Traffic Control Board meeting.

The Board of Education, in Resolution No. 2017-18: 280, filed a determination that this is a Type II action requiring no further review.

Design of the project is complete, and construction will begin July 2018 with completion in September 2018.

A public informational meeting on the pavement width changes was held June 12, 2018, the meeting minutes are attached.

A public hearing is required for the pavement width changes.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-135

Ordinance No. 2018-236  
(Int. No. 264)

**Authorizing pavement width changes for Field Street at School No. 35**

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

Section 1. Council hereby approves the following pavement width changes to improve bus access and safety adjacent to School No. 35 at 194 Field Street: An increase of nine feet in pavement width on the easterly side of Field Street, from 26 feet to 35 feet, beginning at a point 57 feet northerly of the centerline of Pinnacle Road and extending northerly for a distance of 113 feet, whereupon the pavement width shall return to 26 feet at an existing cross-walk and extend northerly for a distance of approximately 51 feet, and then increasing nine feet in width, from 26 feet to 35 feet, and continuing northerly for a distance of approximately 68 feet.

Section 2. The changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-237  
Re: Appropriate – Center City Two-Way Conversion Project – Phase II

Transmitted herewith for your approval is legislation related to the Center City Two-Way Conversion Project – Phase II. This legislation will:

1. Appropriate \$84,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance an additional federal share of construction for the project; and
2. Appropriate \$15,750 from anticipated New York State Marchiselli Aid Program to finance an additional state share of construction for the project.

Center City Two-Way Conversion Project Phase II will address South Clinton Avenue and the portion of Broad Street from South Clinton Avenue to Stone Street. Work on South Clinton Avenue will include milling and resurfacing of the pavement; spot curb replacements; repair; adjustment and repair of manholes, catch basins, and water valve castings; replacement of traffic markings; and new traffic signs as necessary.

Currently Broad Street is one way westbound between South Clinton Avenue and South Avenue, and South Clinton Avenue is one way north bound within downtown. The Center City 2 Way Conversion project will make Broad Street two way between South Clinton Avenue and South Avenue (the last remaining length of Broad Street that is not two way) and will make South Clinton Avenue two way between Main Street and Broad Street. Associated work will include: milling and resurfacing of the pavement from South Clinton Avenue to South Avenue; curblin modifications; installation of traffic signal poles and modifications to existing traffic signal equipment; adjustment and repair of manholes, catch basins, and water valve castings as necessary for the milling and resurfacing; replacement of traffic markings; and new traffic signs as necessary.

Construction started in spring 2018 and will be substantially complete by fall 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-237  
(Int. No. 265)

**Appropriating funds for the Center City Two-Way Conversion Project – Phase II**

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

Section 1. The sum of \$84,000 is hereby appropriated from anticipated reimbursements from the Federal Highway Administration (FHWA) to fund the Center City Two-Way Conversion Project – Phase II (Project) that was initially authorized in Ordinance No. 2014-15.

Section 2. The sum of \$15,750 is hereby appropriated from anticipated reimbursements from the New York State Marchiselli Aid Program to fund the Project.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-238  
Re: Citywide Arterial Street Lighting Upgrade

Transmitted herewith for your approval is legislation related to Citywide Lighting Upgrade Project. This legislation will authorize the issuance of bonds totaling \$327,000 and the appropriation of the proceeds thereof to partially finance the acquisition of equipment and installation of street lighting upgrades at various locations throughout the City.

The Citywide Arterial Street Lighting Upgrade Project is the replacement of high pressure sodium cobra head luminaires with LED cobra head luminaires.

The costs for the project are as follows:

Source	Amount
Dormitory Authority of State of New York (DASNY) grant Ordinance No. 2016-346	\$3,000,000
Debt to be issued	327,000
2012-13 Cash Capital	21,473
2016-17 Cash Capital	20,817
Total	\$3,369,290

The project will begin in summer 2018 and is anticipated to be completed in spring 2019.

The project will result in the creation and/or retention of the equivalent of 36.6 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-136

Ordinance No. 2018-238  
(Int. No. 266)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$327,000 Bonds of said City to finance the acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of acquisition of equipment and installation of street lighting upgrades on eighty seven streets in the City, including those streets on the attached Exhibit A, related to the Citywide Arterial Street Lighting Upgrades Project (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 \$3,369,290. The plan of financing includes the issuance of \$327,000 bonds of the City which are hereby appropriated to said Project, application of \$3,000,000 Dormitory Authority of the State of New York funds appropriated in Ordinance No. 2016-346, application of \$21,473 which is hereby appropriated from 2012-13 Cash Capital and application of \$20,817 which is hereby appropriated from 2016-17 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 \$327,000 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 \$327,000. 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. 20. 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.

**Exhibit A**

<b>Street</b>
Alexander St
Andrews St
Arnett Bv
Atlantic Av
Avenue D
Avenue E
Bausch St
Bay St
Bittner St
Blossom Rd
Broad St E
Broad St W
Broadway
Brooks Av
Brown St
Browncroft Bv
Buffalo Rd
Byron St
Central Av
Central Pk
Chestnut St
Chestnut St N

Child St
Cleveland St
Clifford Av
Clinton Av N
Clinton Av S
Commercial St
Crittenden Bv
Culver Rd
Dewey Av
Draper St
Driving Park Av
East Av
East Henrietta Rd
Elmwood Av
Exchange Bv
Ford St
Gardiner Av
Genesee Park Bv
Genesee St
Glide St
Goodman St N
Goodman St S
Gregory St
Highland Av
Hudson Av
Jay St
Jefferson Av
Joseph Av
Latta Rd
Lexington Av
Lyell Av
Main St E
Main St W
Maplewood Dr
Merchants Rd
Monroe Av
Morrie Silver Wy
Mortimer St
Mt Hope Av
Mt Read Bv
North St
Norton St
Park Av

Platt St
Pleasant St
Plymouth Av N
Plymouth Av S
Portland Av
Ridge Rd E
Ridge Rd W
Scio St
Scottsville Rd
Smith St
South Av
St Paul St
State St
Stutson St
Thurston Rd
Union St N
Union St S
University Av
Upper Falls Bv
Webster Av
Winton Rd N
Winton Rd S

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-239  
Re: Consolidated Funding Applications for 2018-19

Council Priority: Deficit Reduction and Long Term Financial Stability; Creating and Sustaining a Culture of Vibrancy; Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the 2018-19 New York State Consolidated Funding Application (CFA) process.

This legislation will:

1. Authorize the City’s applications for approximately 11 million in New York State funding through the CFA process; and
2. Authorize any necessary agreements with the State for the receipt of funding.

The CFA is the single point of entry for accessing over \$750 million in State resources to be made available in the 2018 CFA round to support regional economic development priorities and spur job creation across the state, including \$225 million in competitive funds from Empire State Development.

This year, there are over 30 programs available through 11 state agencies, including Empire State Development; New York State Canal Corporation; New York State Energy Research and Development Authority; Environmental Facilities Corporation; Homes and Community Renewal; Department of Labor; New York Power Authority; Office of Parks, Recreation and Historic Preservation; Department of State; Department of Environmental Conservation, and Council on the Arts.

City Applications

In spring 2018, 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 in the 2019-20 Capital Improvement Plan.

Applications are due by July 27, 2018. The City of Rochester intends to submit up to 13 applications for the projects listed below:

2018 City Applications for CFA			
Project	Total Project Cost	State Request	Local Match
La Marketa	\$2,000,000	\$ 400,000	\$1,600,000
Exchange Street Playground Study	\$ 50,000	\$ 10,000	\$ 40,000
Rochester Heritage Trail - Phase II	\$ 750,000	\$ 550,000	\$ 200,000
Rundel Library Terrace Historical / Interpretive Features	\$ 366,000	\$ 183,000	\$ 183,000
Rundel Library Building Historic Preservation	\$1,400,000	\$ 500,000	\$ 900,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$1,000,000	\$ 500,000	\$ 500,000
Commercial Corridor Façade Improvement Program	\$ 625,000	\$ 500,000	\$ 125,000
ROC Paint Division	\$ 150,000	\$ 75,000	\$ 75,000
Durand Eastman Park Beach House	\$ 500,000	\$ 375,000	\$ 125,000
RPD Section Office & NSC Green Infrastructure	\$1,250,000	\$1,000,000	\$ 250,000
Norris Drive Transformative Green Street	\$7,560,000	\$6,576,300	\$ 938,870
Priority Bicycle Boulevard Neighborhood Connections	\$ 500,000	\$ 250,000	\$ 250,000
High Tech Workforce Development Boot Camp - Launch Code	\$ 100,000	\$ 100,000	\$ None Required

Project descriptions are provided in the attached summary.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-137

Ordinance No. 2018-239  
 (Int. No. 267, as amended)

**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 2018-19 Consolidating Funding Application for the following projects:

Project	Total Project Cost	State Request	Local Match
La Marketa	\$2,000,000	\$ <del>500,000</del> 400,000	\$ <del>1,500,000</del> 1,600,000
Exchange Street Playground Study	\$ 50,000	\$ 10,000	\$ 40,000
Rochester Heritage Trail - Phase II	\$ 750,000	\$ 550,000	\$ 200,000
Rundel Library Terrace Historical / Interpretive Features	\$ 366,000	\$ 183,000	\$ 183,000
Rundel Library Building Historic Preservation	\$1,400,000	\$ 500,000	\$ 900,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$1,000,000	\$ 750,000	\$ 250,000
Commercial Corridor Façade Improvement Program	\$ 625,000	\$ 500,000	\$ 125,000
ROC Paint Division	\$ 150,000	\$ 75,000	\$ 75,000
Durand Eastman Park Beach House	\$ 500,000	\$ 375,000	\$ 125,000
RPD Section Office & NSC Green Infrastructure	\$1,250,000	\$1,000,000	\$ 250,000
Norris Drive Transformative Green Street	\$7,560,000	\$6,576,300	\$ 938,870

Priority Bicycle Boulevard Neighborhood Connections	\$ 500,000	\$ 250,000	\$ 250,000
High Tech Workforce Development Boot Camp - Launch Code	\$ 100,000	\$ 100,000	\$ None Required

Section 2. City match funding shall be provided through Budget funds already allocated for these project purposes, or through the 2019-20 Capital Improvement Plan, contingent upon approval.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-240  
Re: Authorize Agreements and Appropriate Funds – Inner Loop North Transformation Project Scoping Study

Transmitted herewith for your approval is legislation related to the Inner Loop North Transformation Project Scoping Study. This legislation will:

1. Authorize the Mayor to enter into agreements with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the project; and,
2. Appropriate \$1,000,000 in anticipated reimbursements from NYSDOT to finance engineering and design services.

The Inner Loop North Transformation Project Scoping Study will perform an in-depth alternatives analysis to assess the feasibility for highway removal within the Inner Loop North corridor, from State Street to the Inner Loop Expressway’s new terminus at North Union Street. The goal is to extend the proven success of the recently-completed Inner Loop East Transformation project and continue reconnecting neighborhoods with downtown, creating developable land and green space, generating investment and economic growth, and enhancing livability and competitiveness.

The project will evaluate alternatives for removing the expressway and/or minimizing its negative impact on the surrounding area. The result will be a full Project Scoping Report (PSR) identifying preferred alternatives, detailed cost estimates, and a thorough Benefit-Cost Analysis. The PSR will result in a project, or series of projects, that can be advanced to further design and construction in the future.

Scoping phase engineering and design services will begin in fall 2018. The source of funds is New York State, secured through the efforts of Assemblymember David F. Gantt, with no City match required. The agreement will result in the creation and/or retention of the equivalent of 12 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-240  
(Int. No. 268)

**Authorizing agreements and appropriating funds for the Inner Loop North Transformation Project Scoping Study**

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

Section 1. The Mayor is hereby authorized to enter into agreements with the New York State Department of Transportation (NYSDOT) necessary to participate in and administer the Inner Loop North Transformation Project Scoping Study (the Project).

Section 2. The Mayor is hereby authorized to accept and use \$1,000,000 in anticipated reimbursements from the NYSDOT, which amount is hereby appropriated to fund engineering and design services for the Project.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.



TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-241  
Re: Agreement – Life Science Laboratories, Inc., Laboratory Services- Waste Water

Transmitted herewith for your approval is legislation establishing \$4,000 as maximum annual compensation for an agreement with Life Science Laboratories, Inc. (Joseph Jeraci, President), East Syracuse, NY, for analysis of waste water from the Hemlock Water Treatment Plant’s permitted discharge system. The term of this agreement will be for one year, with the option of two-one year renewals. The agreement will be funded from the 2018-19 Budget of the Department of Environmental Services (DES), and any renewals will be funded from subsequent budgets of DES, contingent upon adoption of said budgets.

The testing covered by this agreement is required by the City’s current New York State Pollutant Discharge Elimination System (SPDES) Permit. The permit allows the discharge of treated backwash water from the Treatment Plant to Hemlock Lake. Although the Water Bureau maintains a NYS accredited laboratory, testing for waste water requires additional certifications. Therefore, each year the Water Bureau contracts with an outside testing lab for these services.

Life Science Laboratories was selected through a request for proposal process described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-138

Ordinance No. 2018-241  
(Int. No. 269)

**Authorizing an agreement with Life Science Laboratories, Inc.**

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 Life Science Laboratories, Inc. for analysis of waste water from the Hemlock Water Treatment Plant’s permitted discharge system. Said agreement shall be for a term of one year with the option to renew for up to two additional extensions of one year each. The maximum annual compensation shall be \$4,000 and said compensation shall be funded from the 2018-19 Budget of the Department of Environmental Services (the Department), for the first year, and for the second and third years, if any, from subsequent budgets of the Department, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-242  
Re: Agreement – Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, DPC Blue Cross Arena Upgrades Project

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

1. Establish \$1,000,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, DPC (Pietro Giovenco, P.E., President and CEO) Rochester, NY for architectural and engineering design, construction administration, and resident project representative (RPR) services for the Blue Cross Arena Upgrades Project.
2. Authorize receipt and use of \$3,500,000 in Dormitory Authority of the State of New York (DASNY) funds for the project.

The agreement shall be financed as follows:

2013-14 Cash Capital	\$ 193,444.60
2014-15 Cash Capital	\$ 50,000.00
2018-19 Cash Capital	\$ 231,555.40
DASNY NYS CAP Grant	\$ 525,000.00

The project includes, but is not limited to, public lavatory upgrades, audio visual system upgrades, audio system upgrades, and an expansion on Exchange Street. The expansion will include expanding the interior space within the arena over the underutilized Exchange Street terrace to include construction of an additional locker room, office space reconfigurations for optimized efficiency, and an expanded concession area on the second floor for an optimized fan experience.

Bergmann Associates was selected for architectural and engineering design services through a request for proposal process, which is described in the attached summary. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the Project.

Design will begin in summer 2018; with anticipated construction to begin in summer 2019. The agreement will result in the creation and/or retention of the equivalent of 10.9 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-139

Ordinance No. 2018-242  
(Int. No. 270)

**Authorizing agreements for the Blue Cross Arena Upgrades Project**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$1,000,000 with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for architectural and engineering design, construction administration, and resident project representative services for the Blue Cross Arena Upgrades Project (the Project). Said amount shall be funded from 2013-14 Cash Capital (\$193,444.60), 2014-15 Cash Capital (\$50,000), 2018-19 Cash Capital (\$231,555.40), and the funds appropriated in Section 3 herein (\$525,000). The term of the agreement shall continue to 3 months after completion of the two-year guarantee inspection of the Project.

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

Section 3. The receipt and use of the sum of \$3,500,000 in anticipated reimbursements from the Dormitory Authority of the State of New York is hereby authorized and appropriated to fund the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-243  
Re: Agreement – Pegula Sports Entertainment, LLC – Management of the Blue Cross Arena at the War Memorial

Transmitted herewith for your approval is legislation authorizing an agreement with Pegula Sports & Entertainment, LLC (PSE) or an entity to be formed by its principals for the management of the Blue Cross Arena at the Rochester War Memorial. The City’s current management contract expires on July 15, 2018. The City is taking over the operation on an interim basis until a new operator is in place.

The proposed agreement with PSE is an interim agreement to provide for continuity of arena operations while a long term arrangement is negotiated. PSE is the management company of the Rochester Americans, the anchor tenant of the arena, and this agreement affirms PSE’s commitment to the venue. This agreement will shift the financial risk of operating the arena from the City to the arena operator.

Under the terms of the proposed agreement, which will run from August 1, 2018 through December 31, 2018, PSE will be responsible for all aspects of arena operations, including but not limited to concessions, ticketing, booking events, security, and negotiating and administering tenant agreements. PSE will pay all operating expenses, including all utilities, and will reimburse a portion of police overtime. In return for the right to operate the arena, PSE will pay rent to the City in the amount of \$5,000 per month.

The City will continue to receive revenues generated from ticket surcharges of \$.25 for tickets \$6 and under and \$1.25 for tickets over \$6 to offset debt service, as well as revenues from naming rights and hotel/motel tax. The City would relinquish any revenues generated from suite sales and scoreboard sponsorship.

This interim agreement will result in a financial benefit to the City of at least \$200,000 over the five month term.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-140

Ordinance No. 2018-243  
(Int. No. 285)

**Authorizing an agreement for the interim management of the Blue Cross Arena at the War Memorial**

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 Pegula Sports & Entertainment, LLC (PSE), or an entity to be formed by its principals, for interim management of the Blue Cross Arena at the War Memorial (the Arena). The term of agreement shall be August 1, 2018 through December 31, 2018. PSE shall be responsible for operating expenses, including all utilities, and will reimburse a portion of police overtime. In return for the right to operate the Arena, PSE will pay the City \$5,000 per month.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
July 24, 2018

To the Council:

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

- Int. No. 271      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,222,000 Bonds of said City to finance costs of the replacement of one Ladder Truck at the Hudson Avenue Firehouse, one Engine Pumper at the Emerson Street Firehouse and one Engine Pumper at the Wisconsin Street Firehouse
- Int. No. 272      Appropriating funds for the Smoke Detector Installation Program
- Int. No. 273      Appropriating funds and authorizing an agreement to implement the ROCmusic Program
- Int. No. 274      Authorizing an agreement for a Bomb Squad Initiative grant
- Int. No. 275      Appropriating funds and amending the 2018-19 Police Department Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team program
- Int. No. 276      Determinations and findings related to the acquisition of properties for the Campbell R-Center Gateway Improvement Project
- Int. No. 279      Authorizing agreement for the Gun Involved Violence Elimination Initiative
- Int. No. 280      Authorizing agreement relating to support of the AmeriCorps VISTA Program

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

- Int. No. 277      Authorizing the acquisition by negotiation or condemnation of properties for the Campbell R-Center Gateway Improvement Project

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber  
Jacklyn Ortiz  
Adam C. McFadden  
Loretta C. Scott  
PUBLIC SAFETY, YOUTH & RECREATION

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Re:      Ordinance No. 2018-244  
         Fire Apparatus Bonding

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$2,222,000 and the appropriation of proceeds thereof to finance the purchase of firefighting apparatus.

The Fire Department periodically replaces firefighting and rescue apparatus based upon a combination of use and age. The truck and foam engines being replaced are first line apparatus and are currently located at the Hudson Avenue, Emerson Street and Wisconsin Street fire stations. The following details the age and use of the apparatus being replaced:

Apparatus No.	Age	Location	Annual Runs
Truck 6	9 years	Hudson Avenue	1800
Engine 3	9 years	Emerson Street	1600
Engine 12	9 years	Wisconsin Street	1800

Upon replacement, the existing apparatus that is currently 9 years old, will be placed into reserve status. The existing reserve apparatus that are on average 19 years old will be eligible for disposal through the Purchasing Bureau’s surplus process.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-244  
 (Int. No. 271)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,222,000 Bonds of said City to finance costs of the replacement of one Ladder Truck at the Hudson Avenue Firehouse, one Engine Pumper at the Emerson Street Firehouse and one Engine Pumper at the Wisconsin Street Firehouse**

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 the replacement of one Ladder Truck at the Hudson Avenue Firehouse at a cost not to exceed \$1,160,000, one Engine Pumper at the Emerson Street Firehouse at a cost not to exceed \$531,000 and one Engine Pumper at the Wisconsin Street Firehouse at a cost not to exceed \$531,000. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,222,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$2,222,000 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 \$2,222,000 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 \$2,222,000. 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. 27. of the Law, is twenty (20) years.

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-245  
Re: Smoke and Carbon Monoxide Detectors Installation Program

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$55,000 from the Fire Department Equipment allocation of the General Community Needs Fund of the 2018-19 Consolidated Community Development Plan – Annual Action Plan, for the purchase of smoke and carbon monoxide detectors and replacement batteries during Fiscal Year 2018-19.

The Rochester Fire Department (RFD) provides and installs free smoke and carbon monoxide detectors to low and moderate income families in residential properties. The RFD coordinates and implements fire prevention and education programs to reach at-risk target populations. During fiscal year 2017-18, RFD installed 1,103 smoke detectors 792 carbon monoxide detectors, and 548 batteries in residential properties throughout the city.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-245  
(Int. No. 272)

**Appropriating funds for the Smoke Detector Installation Program**

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

Section 1. The sum of \$55,000 is hereby appropriated from the Fire Department Small Equipment project of the Consolidated Community Development Plan/ 2018-19 Annual Action Plan to fund the purchase of smoke and carbon monoxide detectors and replacement batteries for the Rochester Fire Department to install in the residences of low and moderate income families.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-246  
Re: Agreement – David Hochstein Memorial Music School, Inc.

Council Priority: Creating and Sustaining a Culture of Vibrancy; Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation related to the science, technology, engineering, arts, and math (STEAM) Engine programming. This legislation will:

1. Appropriate \$50,000 from the STEAM Engine allocation of the 2018-19 Consolidated Community Development Plan – Annual Action Plan.
2. Establish \$50,000 as maximum compensation for an agreement with the David Hochstein Memorial Music School, Inc. to implement the ROCmusic program.

The term of the agreement will be for the remainder of the fiscal year and the cost will be funded from the appropriation made herein.

ROCmusic is an after-school and summer community-based music education program that offers tuition-free classical music instruction and instrument lessons at the David F. Gantt R-Center and the Edgerton R-Center. In the 2018-19 program year, ROCmusic will expand to two additional sites, Frederick Douglass R-Center and Adams R-Center, and will include exploration of new musical genres throughout the program. It is anticipated the program will serve 140 Rochester youth in grades one through 12. The CDBG funding will partially fund the full-time ROCmusic Program Director/Lead Teacher and part-time music instructors.

This was last authorized by Ordinance No. 2017-241 adopted on July 19, 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-246  
(Int. No. 273)

**Appropriating funds and authorizing an agreement to implement the ROCmusic Program**

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

Section 1. The sum of \$50,000 is hereby appropriated from the Steam Engine project fund of the Consolidated Community Development Plan/2018-19 Annual Action Plan for science, technology, engineering, arts and math (STEAM) Engine programming.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$50,000 with David Hochstein Memorial Music School, Inc. to implement the ROCmusic program. Said amount shall be funded from the funds appropriated in Section 1 herein. The term of the agreement shall be for the remainder of the 2018-19 Fiscal Year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-247  
Re: Agreement – New York State Division of Homeland Security and Emergency Services, 2017 Bomb Squad Initiative Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$125,000 for the 2017 Bomb Squad Initiative Grant.

These funds will be used to purchase a bomb suit, radiation and isotope detectors, bomb x-ray, and registration and travel expenses for the International Association of Bomb Technicians & Investigators (IABTI) conference.

The Police Department has received this grant for more than 10 years. The term of the grant is May 1, 2018 through August 31, 2020. No matching funds are required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-247  
(Int. No. 274)

**Authorizing an agreement for a Bomb Squad Initiative grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of a 2017 Bomb Squad Initiative Grant in the amount of \$125,000. The term of said agreement shall extend from May 1, 2018 through August 31, 2020.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-248  
Re: Appropriation of Forfeiture Funds – GRANET Operations

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$200,000 from federal forfeited property revenues attributable to the Greater Rochester Area Narcotics Enforcement Team (GRANET), and amending the 2018-19 Budget of the Police Department to reflect this amount.

These funds will be used to support GRANET operations for the 2018-19 fiscal year. GRANET participates in joint investigations which includes Federal, State, and other local law enforcement agencies. The mission of GRANET is to achieve maximum coordination and cooperation among participating agencies; bring to bear their combined resources to investigate mid- and upper-level narcotics and illegal weapons offenses; and aggressively investigate career criminals in the Greater Rochester/Monroe County area, utilizing both State and Federal laws.

Under the current Memorandum of Understanding among the participating agencies, GRANET will share in any properties or funds confiscated as a direct result of a criminal investigation initiated by GRANET, pursuant to forfeiture regulations of the United States Departments of Justice and Treasury, and the Attorney General.

GRANET will use asset forfeiture funds for operational expenses including communications, electronic surveillance, confidential funds, vehicle rentals for undercover operations, supplies, and training. The proposed expenditures conform to the U.S. Department of Justice, Criminal Division, Money Laundering and Asset Recovery Section’s Guidelines to Equitable Sharing for State and Local Law Enforcement Agencies. Salaries and overtime for participants will continue to be paid by each officer’s respective agency.

GRANET is a multi-jurisdictional team comprised of local and federal agencies. As a participant of the team, the City administers GRANET’s equitable share of federal forfeiture funds, and keeps a separate accounting for these funds. The undesignated balance in GRANET’s forfeiture fund after this transfer is estimated at \$419,390; however, any balance above \$350,000 will be distributed quarterly to participating agencies, including the City.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-248  
(Int. No. 275)

**Appropriating funds and amending the 2018-19 Police Department Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team program**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$200,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund the operations of the Greater Rochester Area Narcotics Enforcement Team.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-249  
Ordinance No. 2018-250  
Re: Campbell R-Center Gateway Improvement Project – Property Acquisition

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to property acquisitions for the Campbell R-Center Gateway Improvement Project. This legislation will authorize acquisition, by negotiation or condemnation, of three adjacent properties located at 512 Campbell Street, 520 Campbell Street, and 835 Jay Street.

The value of the properties was established by an independent appraisal performed by Stropp Appraisal (Eriksen E. Stropp, Brewerton, NY) on April 19, 2018; an appraisal review was completed by R.K. Hite & Co., Inc. (Richard Hite, Avon, NY) on May 21, 2018.

	Type	Owner	Appraised Value
512 Campbell Street	Single family house	Bruisin Ventures, LLC.	\$15,000
520 Campbell Street	Single family house	Lydia L. Francis	\$15,000
835 Jay Street	Vacant lot	Greystone Properties NY, LLC	\$4,000

The City has hired R.K. Hite & Co., Inc. to provide relocation and moving assistance related services for any occupants of the properties. Following acquisition, the two houses will be demolished in order to expand the adjacent R-Center park through the Campbell R-Center Gateway Improvement Project. The project seeks to better integrate the R-Center into the community, provide enhanced access to and from the surrounding neighborhood, and improve the site’s safety and security. Improvements shall include, but not be limited to the following:

- Formal pedestrian gateway connections from Jay and Ames Streets utilizing City owned parcels. Improvements shall include gateway, walkway, fencing, lighting, grading, and drainage, amenities, and landscape enhancements to maximize site lines into the park.
- Relocation of ball diamond from the northwest to the northeast corner of the site.
- Preliminary design and estimating only for a new parking lot with accommodations for 30 vehicles and bike racks located on City owned or soon to be acquired parcels on Campbell Street.

Construction will begin in the spring 2019 with completion by the Summer 2019. This project will result in the creation/retention of the equivalent of 2.5 full-time jobs. A SEQR Full Environmental Assessment Form (EAF) was completed for the property acquisition, dated June 21, 2018, with a negative declaration finding/determination of no significant impacts.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-141

Ordinance No. 2018-249  
(Int. No. 276)

**Determinations and findings relating to the acquisition of properties for the Campbell R-Center Gateway Improvement Project**

WHEREAS, the City of Rochester proposes to acquire the parcels at 512 Campbell Street, 520 Campbell Street and 835 Jay Street (the “Properties”) to effectuate the Campbell R-Center Gateway Improvement Project (the “Project”), and

WHEREAS, the Council of the City of Rochester held a public hearing on July 19, 2018 pursuant to Article 2 of the Eminent Domain Procedure Law to consider the acquisition of this parcel and 0 speakers appeared at the hearing.

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

Section 1. The Council hereby makes the following determinations and findings concerning the acquisition of the Properties for the Project:

- A. Project description – The Campbell Street R-Center Gateway Project will create new community access and entry points to the R-Center facility grounds.
- B. Project purpose – The acquisition of the Properties, which consist of 512 Campbell Street, a single family house, 520 Campbell Street, a single family house, and 835 Jay Street, a vacant residential lot, when combined with adjacent parcels already owned by the City, will allow for the Project to proceed, providing new public pathways onto the R-Center grounds from the north and the south, better sight lines, and more parking.
- C. Project effect – The acquisition of the Properties and the overall Project will have no significant adverse environmental effects. The acquisition of the Properties has been reviewed under the State Environmental Quality Review Act (“SEQR”) and Chapter 48 of the Municipal Code, a SEQR Full Environmental Assessment Form has been completed, and the acquisition has been determined to have no potential significant adverse environmental impacts, pursuant to a Negative Declaration issued by the Mayor on June 21, 2018.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-250  
(Int. No. 277)

**Authorizing the acquisition by negotiation or condemnation of properties for the Campbell R-Center Gateway Improvement Project**

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

Section 1. The Council hereby approves the acquisition of the following parcels for the maximum acquisition amounts indicated to effectuate the Campbell R-Center Gateway Improvement Project:



Property Address	Reputed Owner	SBL#	Type	Maximum Acquisition Amount
512 Campbell St	Brusin Ventures, LLC	120.25-1-36	1-family residence	\$15,000
520 Campbell St	Lydia L. Francis	120.25-1-34	1-family residence	\$15,000
835 Jay St	Greystone Properties NY, LLC	105.81-3-5	vacant residential lot	\$4,000

Section 2. The acquisition amounts and necessary closing costs shall be funded from the Infrastructure Improvements allocation of the General Community Needs fund of the 2014-15 Community Development Block Grant, which was appropriated in Ordinance No. 2017-69.

Section 3. City taxes and other current-year charges against said parcel shall be canceled from the date of acquisition closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City owns the parcel, shall also be canceled.

Section 4. In the event that said parcel cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings to acquire said parcel. In the event of condemnation, the amount set forth herein for the acquisition shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said parcel pursuant to the Eminent Domain Procedure Law.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-251  
Re: Agreement – Rochester Institute of Technology, Support Personnel for the GIVE Initiative

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing up to \$130,950 as maximum compensation for an agreement with Rochester Institute of Technology (RIT) for support personnel for the Monroe Gun Involved Violence Elimination (GIVE) Initiative. The cost of this agreement will be funded from the 2018-19 Budget of the Police Department. The term of this agreement will be August 1, 2018 through June 30, 2019, with the option to renew for three, one-year periods contingent upon receipt of the GIVE grant and each renewal period shall have a maximum compensation of the amount actually awarded for this purpose under the GIVE grant for that year.

The GIVE grant builds on the success of previous GIVE funding and supports the continued work of a County-wide criminal justice taskforce to reduce violent crime in Rochester. GIVE strategies are exclusively focused on firearm related crime, primarily shootings and homicides. Methods of reducing firearm violence will be based upon empirically derived best-practices that focus on violent dispute intervention and resolution; deterring access to illegal firearms; and implementing offender-based tactics and place-based tactics. Taskforce priorities and activities are based on crime and crime response data. RIT will employ a Crime Analyst and a Community Engagement Specialist to work with the taskforce by providing crime analysis support services.

The Crime Analyst will be primarily responsible for developing targeted firearm offender and firearm hotspot programs, coordinating all targeted offender and hotspot based research, generating intelligence dossiers on high-risk firearm violence offenders for tactical response, conducting geographic analysis to identify densely clustered firearm violence hotspots, and coordinating services for call-in offenders and other identified focused deterrence strategy participants in concert with the GIVE project service case manager.

The Community Engagement Specialist will be primarily responsible for developing a local communications strategy for firearm violence prevention, logistical and financial management in support of the communications strategy, promoting GIVE internally and externally through presentations, literature, new media, and strategic marketing, collecting procedural justice outcome measures for assessment including pre/post survey instruments, community feedback, and perception levels, coordinating with RPD’s Community Affairs Bureau to support engagement efforts, and organizing GIVE-sponsored events during Gun Violence awareness month (June).

RIT was the only proposal received through the request for proposals process, which is described in the attached summary.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-142

Ordinance No. 2018-251  
(Int. No. 279)

**Authorizing agreement for the Gun Involved Violence Elimination Initiative**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester Institute of Technology to provide crime analysis and community engagement services in support of the Monroe Gun Involved Violence Elimination (“GIVE”) Initiative. The term of the agreement shall be from August 1, 2018 through June 30, 2019, with options to extend the term for up to three additional periods of up to one year each, contingent upon the City’s receipt of sufficient GIVE Initiative grant money for each such extension.

Section 2. The maximum compensation for the original term of the agreement shall be \$130,950, which shall be funded from 2018-19 Budget of the Police Department. The maximum compensation for each term extension, if any, shall be based on the amount of the GIVE Initiative grant provided for in each subsequent year’s Budget of the Police Department.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-252  
Re: Agreement – University of Rochester, Rochester Youth Year Program

Council Priority: Business Development/Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to an agreement with the University of Rochester. This legislation will authorize a one year agreement with the University of Rochester for a maximum fee of \$12,000. The agreement will be funded from the 2018-19 Budget of the Mayor’s Office.

This legislation authorizes the City to establish a one-year agreement with the University of Rochester to host two full-time AmeriCorps VISTA members through the Rochester Youth Year Program from August 2018 through July 2019. The City was selected to host the two AmeriCorps members through a competitive application process in April 2018.

One member will be hosted in the Mayor’s Office of Innovation and will serve as the assistant program coordinator for Kiva Rochester. This is the third and final AmeriCorps VISTA member that the Kiva Rochester program will host, per the Rochester Youth Year program eligibility requirements. The member will increase the capacity of the Kiva Rochester program to support small business owners during the Kiva loan process through community engagement, partnership building, and strategic planning. Since the program’s inception in August 2016, the previous two AmeriCorps VISTA members have supported 55 business owners with \$278,500 in 0% interest business loans.

The second member will be hosted by the Mayor’s Office of Community Wealth Building (OCWB) and will support the office’s work to strengthen the small business economy and build wealth in low-income neighborhoods. The VISTA member will work to build a coordinated and inclusive network of service providers focused on supporting entrepreneurs and small business owners. In addition, the VISTA member will build the capacity of the OCWB to implement financial empowerment programs and policies by leveraging community partnerships, conducting research, and exploring opportunities for external funding.

The last City Council action related to this project was Ordinance No. 2016-104.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-252  
(Int. No. 280)

**Authorizing an agreement relating to support of the AmeriCorps VISTA 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 University of Rochester for shared support of the AmeriCorps VISTA program. The sum of \$12,000, or so much thereof as may be necessary, is hereby established as the City’s cost share. Said amount shall be funded from the 2018-19 Budget of the Mayor’s Office. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By President Scott  
July 24, 2018

To the Council:

The following entitled legislation is being **HELD** in the **COMMITTEE OF THE WHOLE**:

Int. No. 278                      Resolution confirming the appointment of the Director of Finance.

Respectfully submitted,

Molly Clifford (*Absent*)  
Malik Evans  
Mitch Gruber  
Willie J. Lightfoot  
Jacklyn Ortiz  
Michael A. Patterson  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
COMMITTEE OF THE WHOLE

Received, filed and published.

President Scott moved to discharge Int. No. 278 from Committee.

The motion was seconded by Councilmember Patterson.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-19  
Re: Confirmation of Finance Director

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Rosalind Brooks-Harris to Director, Office of Finance.

Rosalind Brooks-Harris' resume is on file in the City Clerk's Office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-19  
(Int. No. 278)

**Resolution confirming the appointment of the Director of Finance**

WHEREAS, the Mayor has appointed Rosalind Brooks-Harris to the position of Director of Finance, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that she has the ability and qualifications to execute the duties and responsibilities of the office,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Rosalind Brooks-Harris as Director of Finance.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 9:30 p.m.  
HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

August 21, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Absent – Councilmember Ortiz – 1

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

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

**Recognition Ceremony**

**DES:**

\*Kerry Kopper  
\*Mario D. Rieke  
David Rivera

**LAW:**

\*Bonnie DeCarlo

**RFD:**

\*Kevin M. Kenyon  
\*David Harding  
\*Pablo Nieves

**RPD:**

\*Emre E. Arican  
John Corbelli  
\*Deborah M. Selke

**RPL:**

\*Renee Mooney

**Special Recognition:**

Raneiris Mella

\*Did not attend

**APPROVAL OF THE MINUTES**

By Vice President McFadden

RESOLVED, that the minutes of the Regular Meeting of July 24, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

Administrative Cancellation or Refund of Erroneous Taxes and Charges – July 2018 – 4291-18  
Quarterly Report – Professional Services Agreements – June 2018 – 4292-18  
Delinquent Receivables – June 2018 – 4293 -18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 294, from Councilmember Gruber on Int. No. 294, from Councilmember Lightfoot on Int. No. 311, and from Councilmember Spaul on Int. No. 288 and Int. No. 293.

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

Councilmember Spaul presented 32 signatures concerned with proposed sale of Parcel 7. Pet. No. 1756

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

PUBLIC HEARINGS.

Pursuant to law, public hearings were held on August 16, 2018 on the following matters:

Amending the Official Map by memorializing College Avenue as Gary Stern Way Int. No. 298  
No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
August 21, 2018

To the Council:

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

- Int. No. 286 Amending the Municipal Code with respect to parking fees
- Int. No. 288 Amending the 2018-19 Budget of the Library and accepting funds for library facility improvements and programs
- Int. No. 289 Authorizing a lease agreement with the State University of New York College at Brockport – Rochester Educational Opportunity Center
- Int. No. 290 Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 291 Authorizing agreement to administer General Liability Insurance Program
- Int. No. 315 Local Law amending the Code of Ethics
- Int. No. 316 Authorizing agreements for Councilmember designations to support various community programs and neighborhood groups
- Int. No. 317 Authorizing an amendatory lease agreement and a new sublease for additional office space at 200 East Main Street

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-253  
Re: Authorize On-Street Parking Fee Increases and Code Changes

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation amending City Code Section 111-95, Vehicle and Traffic, to change the hours for which payment for metered parking is required from 8:00 a.m. to 8:00 p.m., to 8:00 a.m. to 6:00 p.m.; and amending City Code Section 111-99 and 111-113 to change parking rates for on-street parking meters and parking stations. Below is a chart showing the proposed parking rates for on-street parking meters and parking stations.

<b>Minutes</b>	2	3	8	15	30	60	120	180	600
<b>Cost</b>	\$0.05	\$0.10	\$0.25	\$0.50	\$1.00	\$2.00	\$4.00	\$6.00	\$20.00

The primary intent of this legislation is to change the extended hours from 8:00pm to 6:00pm for the on-street parking that was included in the 2018-19 budget that was passed by city council on June 19, 2018. The City met and discussed this change with various citizens, businesses and stakeholders and developed the alternative proposal that would increase hourly rates from \$1.50 to \$2.00.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-253  
 (Int. No. 286)

**Amending the Municipal Code with respect to parking fees**

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

Section 1. Section 111-95 of the Municipal Code, Limitation of application of provisions of this chapter, is hereby amended to read in its entirety as follows:

The provisions of Article II of this chapter relating to the maximum period of parking in a parking zone and the fees for parking in a parking zone shall apply to parking in any parking zone between the hours of 8:00 a.m. and ~~8:00~~ 6:00 p.m., Monday through Friday excluding New Year’s Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Section 2. Section 111-99 of the Municipal Code, Parking rates for on-street parking, subsection A. is hereby amended to read in its entirety as follows:

The following rates are established for on-street parking, except as provided in Subsection B:

Class	<del>D</del>		<u>C</u>		B		A		10 Hr.		
Minutes	2	<del>43</del>	<u>43</u>	<del>42</del>	<u>2015</u>	<del>26</del>	<u>4030</u>	60	120	<u>180</u>	600
Cost	\$0.05	\$0.10	\$0.25	<del>\$0.30</del>	\$0.50	<del>\$0.65</del>	\$1.00	<del>\$1.50</del>	<del>\$3.00</del>	<u>\$6.00</u>	<del>\$15.00</del>
								<u>\$2.00</u>	<u>\$4.00</u>		<u>\$20.00</u>

Section 3. Section 111-113, Parking rates for parking stations, is hereby amended to read in its entirety as follows:

Class							A		B		
Minutes	2	<del>43</del>	<u>408</u>	<del>42</del>	<u>2015</u>	<del>26</del>	<u>4030</u>	60	120	<u>180</u>	600
Cost	\$0.05	\$0.10	\$0.25	<del>\$0.30</del>	\$0.50	<del>\$0.65</del>	\$1.00	<del>\$1.50</del>	<del>\$3.00</del>	<u>\$6.00</u>	<del>\$15.00</del>
								<u>\$2.00</u>	<u>\$4.00</u>		<u>\$20.00</u>

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Patterson, Spaul -7.

Nays: Vice President McFadden-1.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-254  
 Budget Amendment – Rochester Public Library

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Library to reflect the receipt of New York State Education Department (NYSED) funds (“Bullet Aid” to libraries) in the amount of \$63,000. The NYSED Bullet Aid to libraries will be used for the following purposes:

High school equivalency exam tutoring services for the  
 Lyell Branch and Maplewood Community Libraries \$15,000

High school equivalency exam tutoring services and library materials for the

Douglass & Wheatley Community Libraries and the Arnett Branch Library	\$33,000
Enhancements to public seating, programming and materials for the Sully, Monroe and Winton Branch Libraries	<u>\$15,000</u>
TOTAL	\$63,000

For the seventh year, Senator Joseph E. Robach has solicited NYSED funds to support branch library adult literacy initiatives (\$15,000), which will expand Test Assessing Secondary Completion (TASC) tutoring in the Lyell and Maplewood Libraries.

For the sixth year, State Senator Michael H. Ranzenhofer has solicited NYSED funds for the Douglass, Wheatley and Arnett Libraries (\$33,000). The funds will support Test Assessing Secondary Completion (TASC) tutoring and library materials.

For the fourth year, Senator Rich Funke has solicited NYSED funds (\$15,000) to support the purchase of new public seating, additional programming and new library materials at the Sully, Monroe and Winton branches. Additional seating and new materials, such as escape room kits, gardening tools and an international music program series, are based on direct requests from branch library users.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-254  
(Int. No. 288)

**Amending the 2018-19 Budget of the Library and accepting funds for library facility improvements and programs**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations for the Budget of the Library by \$63,000 to reflect receipt of that amount from a New York State Education Department library grant (Bullet Aid).

Section 2. Said \$63,000 in Bullet Aid is hereby appropriated for the following programs:

- \$15,000 for high school equivalency exam tutoring services for the Lyell Branch and Maplewood Community Libraries.
- \$33,000 for high school equivalency exam tutoring services and library materials for the Douglass and Wheatley Community Libraries and the Arnett Branch Library.
- \$15,000 for enhancements to public seating, programming and materials for the Sully, Monroe and Winton Branch Libraries.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-255  
Re: Lease Agreement – SUNY College at Brockport, Rochester Educational Opportunity Center

Council Priority: Support the Creation of Effective Educational Systems; Jobs and Economic Development; Public Safety

Transmitted herewith for your approval is legislation establishing \$15,400 as maximum compensation for a two-year lease agreement with SUNY College at Brockport- Rochester Educational Opportunity Center (REOC), located at 169 Chestnut Street, to house the City of Rochester’s Career Pathways to Public Safety Program. The cost of this agreement will be funded from the 2018-19 (\$7,700) and 2019-20 (\$7,700) Budgets of Undistributed Expenses, contingent upon Council approval of said budget.

The Career Pathways to Public Safety Program is a collaborative effort between the City of Rochester, REOC, and the Rochester City School District (RCSD) to increase the number of RCSD students becoming candidates for the following uniformed departments: Police, Fire, and Emergency Communications. This two-year program serves students in grades 11-12.

The proposed lease agreement with SUNY College at Brockport – REOC provides the Career Pathways to Public Safety Program access to five classrooms for daily instruction, the large auditorium for special events and a computer lab.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Authorizing a lease agreement with the State University of New York College at Brockport - Rochester Educational Opportunity Center**

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with the State University of New York College at Brockport - Rochester Educational Opportunity Center for the use of classroom, laboratory and auditorium space at 169 Chestnut Street to be used for the City’s Career Pathways to Public Safety Program. The agreement shall extend for a term of two years.

Section 2. The lease agreement shall obligate the City to pay an amount not to exceed \$7,700 per year, for total maximum compensation over the two-year lease of \$15,400. The lease payments shall be funded in the amount of \$7,700 from the 2018-19 Budget of Undistributed Expenses and \$7,700 from the 2019-20 Budget of Undistributed Expenses, contingent upon approval of the latter budget.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-256  
Re: Cancellation or Refund of Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$1,177.11.

The owner of the property located at 79 Bengal Terrace has been receiving the Senior Aged Exemption since 2015-16 at 50% because their income was below \$29,000. The Bureau of Assessment calculates the percentage of the exemption based on tax returns supplied by the owner. The owner submitted the correct 2016 tax return. However, the preparer of the tax return made an error and included an IRA distribution as a taxable income, thus reducing the percentage of the exemption to 15% when it should have been 50%. The owner inquired as to why the exempt amount decreased and supplied the necessary documentation to correct the error made by the tax preparer.

If these cancellations are approved, total cancellations thus far for 2018-19 will be as follows:

These cancellations represent 0.0005% of the tax receivables as of July 1, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-142

Ordinance No. 2018-256  
(Int. No. 290)

**Authorizing the cancellation or refund of erroneous taxes and charges**

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

Section 1. The City Treasurer is hereby authorized to cancel \$1,177.11 in taxes and charges for the property located at 79 Bengal Terrace. Due to an error in calculating the owner’s taxable income that erroneously reduced the percentage of the Senior Aged Exemption.

S.B.L. #:	122.63-1-21
Class:	H
Address:	79 Bengal Terrace
Tax year:	2019
Amount cancelled:	\$1,177.11



Section 2. If full or partial payment of the afore-said taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-257  
Re: Agreement – USI Insurance Services LLC, General Liability Insurance Program Administration

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$90,000 as maximum compensation for the first year of the agreement with USI Insurance Services LLC, (Gian Giandomenico, Vice President) Buffalo, New York for administration of the City’s general liability insurance program. The cost of the first year of the agreement will be funded from the 2018-19 Budget of Undistributed Expenses.

The term of the agreement is five-years. Either party shall have the right to renegotiate the contract after the five-year contract period by giving the other party written notice of intent to cancel or renegotiate at least sixty (60) days in advance. Costs for years two through five will be a maximum of \$92,500, \$95,000, \$97,500 and \$100,000, respectively, to be funded from the appropriate fiscal year budgets of Undistributed Expenses, contingent upon approval of said budgets.

The general liability insurance program involves the review of all liability claims, the establishment of adequate reserves for possible settlement of claims, the processing of payments, and the maintenance of records and preparation of periodic management reports. The City is self-insured for most claims. Under this agreement, USI Insurance Services provides claims administration and payment services.

The City has contracted with private organizations for the administration of this program since its inception in 1979. USI Insurance Services has been the provider since 2012. The previous agreement was authorized by Council in June 2012 for three years with two one-year renewal options (Ord. No. 2012-223). The third year annual cost under the agreement was \$96,000.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-257  
(Int. No. 291)

**Authorizing agreement to administer General Liability Insurance Program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with USI Insurance Services LLC to administer the City’s General Liability Insurance Program. The agreement shall extend for a term of five years. The maximum annual compensation for the first year of the agreement shall be \$90,000, which shall be funded from the 2018-19 Budget of Undistributed Expenses. The maximum annual compensation for years two through five shall be \$92,500, \$95,000, \$97,500 and \$100,000, respectively, to be funded from each subsequent year’s Budget of Undistributed Expenses, contingent upon the approval of those budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Law No. 6  
Re: Local Law – Amending Section 2-18 of the City Charter - Code of Ethics

Transmitted herewith for Council approval is a Local Law amending Section 2-18 of the City Charter with respect to the Code of Ethics for the City of Rochester.

The amendment to the Code of Ethics will create two groupings that are required to fill out annual financial disclosure forms and clarify which form each group has to submit.

- o Group 1 – Elected Officials, Candidates and Members of Senior Management are required to fill out the more detailed form passed at the December 2017 Council Meeting with the elimination of the liability section.
- o Group 2 – All other titles as required by City Charter will fill out the annual financial disclosure form that had been used prior to December 2017.

Respectfully submitted,

Adam C. McFadden  
 Vice President  
 Finance Committee Chair  
 South District

Local Law No. 6  
 (Int. No. 315)

**Local Law amending the Code of Ethics**

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

Section 1. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended by amending the following provisions of Section 2-18, Code of Ethics:

A. Subdivision B to add the following definition immediately following Subdivision B(7):

(8) SENIOR MANAGEMENT — Any officer or employee duly appointed to one of the following positions: Deputy Mayor, Chief of Staff (Administration), Director of Special Projects & Education Initiatives, Director of the Office of Public Integrity, Director of Communications, Corporation Counsel, Director of the Office of Management and Budget, Director of Finance, Director of Human Resource Management, Commissioner of Environmental Services, Chief Information Officer, Commissioner of Neighborhood and Business Development, Commissioner of Recreation and Youth Services, Emergency Communications Center Director, Chief of Police, Fire Chief, Library Director, City Clerk, and Chief of Staff (Council).

B. Subdivision G(2) to read in its entirety as follows:

The Mayor, Candidates for Mayor, Members of City Council, Candidates for City Council and senior management shall complete the financial disclosure statement that is designated for elected officials, candidates and senior management. All other officers and employees designated pursuant to Subsection G(1) shall complete the financial disclosure statement that is designated for unelected officers and employees not in senior management. The completed financial disclosure statement shall contain the prescribed information with respect to each person covered by Subsection 1, as well as the spouse of the person and any unemancipated child of the person. For this purpose, "spouse" shall mean any individual married to (and not legally separated from) or living with the person required to file, and "unemancipated child" shall mean any son or daughter, any stepson or stepdaughter (with or without formal adoption), any foster child or any individual for whom the person required to file or such person's spouse serves as guardian who is unmarried, living in the home of the person required to file or living at school and claimed as an exemption on the federal income tax return of the person required to file or such person's spouse.

C. Subdivision G(3) to read in its entirety as follows:

Completed financial disclosure statements shall be filed with the Secretary of the Board of Ethics of the City of Rochester, which shall be the repository for such statements. The Secretary shall advise, in writing, each person required to file of such filing requirement at least 15 days prior to the deadline for filing, except that the Secretary shall so advise persons required to file as candidates at least five days prior to the deadline for filing. Failure of the Secretary to so advise shall not relieve any person required to file of the obligation to file in a timely manner. Such statements shall be filed by April 15 each year, containing the prescribed information relating to the previous calendar year. New City officers or employees hired between March 15 and December 31 shall file such statements within 30 days of the effective date of their employment. Candidates for Mayor or City Council who are not currently ~~City officers or employees~~ Mayor, a Member of City Council, or senior management shall file such statements within seven days of the last day allowed by law for the filing of designating or nominating petitions, whichever is applicable and earlier in each candidate's case. Extensions of time to file may be granted by the Secretary upon written application of a person required to file showing justifiable cause or undue hardship, except that as to City officers and employees, no extension shall be granted for longer than 60 days, and as to candidates ~~who are not currently City officers and employees~~, no extension shall be granted for longer than 20 days.

D. The heading and the first paragraph of the Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended to read as follows:

**CITY OF ROCHESTER  
STATEMENT OF FINANCIAL DISCLOSURE  
ELECTED OFFICIALS, CANDIDATES AND SENIOR MANAGEMENT  
FOR CALENDAR YEAR 20\_\_**

Rochester City Charter requires ~~all City officials and certain employees~~ the Mayor, Members of Council, candidates for the offices of Mayor and Member of Council, and senior management to complete ~~a~~ the following financial disclosure statement each year. ~~You have been identified as occupying a position in which disclosure is mandated.~~ Reference City Charter 2-18, Code of Ethics, Section G, Financial Disclosure. **Please complete this form and return it no later than April 15, 20\_\_ for office holders and senior management, or by the deadline set forth in Subsection 2-18(G)(3) for candidates.**

E. The Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended to delete from pages 5 to 6 thereof a provision regarding Liabilities as follows:

**Liabilities**

a. List each and every liability outstanding as of December 31 of the last calendar year having a face value exceeding \$5,000, and indicate for each liability the category of amount by using the appropriate letter. Describe each liability and to whom it was owed sufficiently for it to be identified (e.g., Central Trust Bank loan for 1990 Ford Mustang). Exclude from this list any liabilities to family members and any obligation to pay alimony and child support.

Item	Category of

b. List the category of amount or value that best describes as of the filing the sum total of all payments for revolving charges, loans, notes, mortgages, non-escrowed property taxes, and judgments due and owing during the next twelve months.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

F. The Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended by adding an additional form at the end thereof and commencing on a separate page and to read as follows:

City of Rochester

**STATEMENT OF FINANCIAL DISCLOSURE  
UNELECTED OFFICERS AND EMPLOYEES  
WHO ARE NOT SENIOR MANAGEMENT  
FOR CALENDAR YEAR \_\_\_\_\_**

Rochester City Charter requires certain unelected officers and employees not in senior management to complete this type of financial disclosure statement each year. You have been identified as occupying a position in which disclosure is mandated. Reference City Charter 2-18., Code of Ethics, Subsection G-Financial Disclosure. **Please complete this form and return it no later than April 15.**

**Please  
Print**

\_\_\_\_\_ Last Name                                  \_\_\_\_\_ First Name                                  \_\_\_\_\_ Middle Initial

Title or position: \_\_\_\_\_

Name of spouse/domestic partner: \_\_\_\_\_

Unemancipated children: \_\_\_\_\_

Please answer each question by checking the appropriate box. **If you answer yes to any question** you must complete the corresponding numbered item on Page 2 of this form. Each question **refers to the period from January 1, through December 31.**

- 1. Did you, or any member of your immediate family, including family members employed by the City, receive compensation from any person or entity that engaged in any transaction or activity with the City? NO YES, please complete item 1 on page 2.
  
- 2. Did you, or any member of your immediate family, have a direct financial interest (including stocks, bonds, mutual funds, partnership interest) in any person or entity that engaged in any transaction or activity with the City? NO YES, please complete item 2 on page 2.
  
- 3. Did you, or any member of your immediate family, serve as an officer, director or trustee of an entity (non-City boards, associations or organizations) that engage in any transaction or activity with the City? NO YES, please complete item 3 on page 2.
  
- 4. Did you, or any member of your immediate family, own or hold an interest in any real estate located in the City of Rochester? NO YES, please on page 2.

I certify under penalty of perjury under the laws of the State of New York that the information provided on this page, and on page 2, and on any attached sheets is true and correct and that I have made reasonable inquiry to determine the truth, accuracy, and completeness of my responses.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**EXPLANATIONS FOR RESPONSES ON PAGE 1:** (Use additional sheets if necessary.)

- 1. Please provide the name and address of each person or entity from which you or an immediate family member received compensation and the recipient of that compensation.

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Please provide the name of each City agency involved in each of the transactions or activities, if known:

\_\_\_\_\_

- 2. Please provide the name and address of each entity in which you or an immediate family member had a direct financial interest.

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Please provide the name of each City agency involved in each of the transactions or activities, if known:

\_\_\_\_\_

- 3. Please indicate (i) the name of the person holding the position (you or an immediate family member); (ii) the title of the office, directorship or trusteeship held; (iii) the name and address of the entity.

Person holding position: \_\_\_\_\_  
Position held with entity: \_\_\_\_\_  
Entity name: \_\_\_\_\_  
Entity address: \_\_\_\_\_

Please provide the name of each City agency involved in each of the transactions or activities. If known:

---

4. Please provide the address or legal description of all real estate located in Rochester in which you or an immediate family member own or hold a direct financial interest.

Address: \_\_\_\_\_

---



---

Address: \_\_\_\_\_

---



---

**PLEASE RETURN TO:**

**SECRETARY OF THE BOARD OF ETHICS  
OFFICE OF PUBLIC INTEGRITY 85 ALLEN STREET,  
SUITE 100 ROCHESTER, NEW YORK 14608  
FAX: 585-428-7972**

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by section 27 of the NYS Municipal Home Rule Law and the new financial disclosure statements prescribed herein shall first be used in 2018 for reporting on calendar year 2017.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-258  
Re: Agreements – Councilmember Designations

Transmitted herewith for your approval is legislation relating to the restoration of Council member designations for various community programs and neighborhood groups. This legislation will authorize agreements totaling \$9,650 with the following agencies:

<u>Agency</u>	<u>Amount</u>
Ibero-American Action League	\$6,750
North East Area Development, Inc. (NEAD)	2,400
PathStone Corporation	<u>500</u>
Total	\$9,650

During the 2018-19 budget process, City Council indicated their desire to restore the process of designating funds for various community groups and organizations throughout the City. Several of these organizations were eligible to receive funds directly through the administrative contract process because they did not exceed the \$10,000 threshold set by City Council and they had not received any other funding in fiscal year 2018-19. These remaining organizations require Council authorization because they have received other funding from the City.

The distribution of the funds within the agreements are as follows:

<u>Agency</u>	<u>Pass-through to (if applicable):</u>	<u>Amount:</u>
Ibero-American Action League	Ibero-American Action League-Housing support for security deposits for those displaced by hurricane	\$4,000
	Father Tracy Health & Wellness Center	1,850
	Hope Community Neighborhood Group	400
	The Rochester Latino Theatre Company	500
	Total	<u>\$6,750</u>
North East Area Development, Inc.	Hudson/Ridge Residents Council	400
	Keeler Park Tenants Association	400
	GP4H Neighborhood Group	200
	Unity NE Block Association	500
	Alphonse/Bernard Street Block Club	200

	Day of Life Foundation FDLW	500
	Seth Green Tower Tenant Association	200
	Total	\$2,400
PathStone Corporation	Marketview Heights Collective Action Project	\$500

All agreements will be funded with the 2018-19 Budget for Undistributed.

Respectfully submitted,  
 Loretta C. Scott  
 President

Adam C. McFadden  
 Vice President

Ordinance No. 2018-258  
 (Int. No. 316)

**Authorizing agreements for Councilmember designations to support various community programs and neighborhood groups**

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

Section 1. The Mayor is hereby authorized to enter into agreements with the following organizations for Councilmember designations to support various community programs and neighborhood groups in the maximum amount listed below:

Agency	Amount
Ibero-American Action League, Inc.	\$6,750
North East Area Development, Inc.	2,400
PathStone Corporation	500
Total	\$9,650

Section 2. The term of the agreements shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-259  
 Re: Amended Lease and New Sublease:200 East Main Street

Transmitted herewith for your approval is legislation that:

1. Amends a lease agreement to add approximately 3,824 square feet of office space to the City’s leased space at 200 East Main Street; and
2. Authorizes a new agreement to sublease that space to the New York State, Commissioner of Motor Vehicles d/b/a Monroe County Clerk – DMV Office (“County DMV”); and
3. Authorizes receipt and use of a grant from the Dormitory Authority of the State of New York (DASNY) in the amount of \$425,000 for improvements, furnishings, and equipment related to the project; and
4. Amends the 2018-19 Budget of the Department of Finance in the amount of \$28,998 to fund the ten months of lease payments to be made in the current fiscal year, which amount will be off-set by revenue received from County DMV.

In accordance with Ordinance No. 2017-263, the City has been leasing approximately 15,000 square feet of space in the basement of the former McCrory’s Building at 200 East Main Street from Geddes Rochester, LLC (Chris Hill and Lewis Nory) (“Geddes”) for the use of the City’s Traffic Violations Agency and Parking and Municipal Code Violations Bureau. Geddes and the City have identified approximately 3,824 square feet of leasable space on the ground floor of the building that would be suitable for use by County DMV (“New Lease Space”).

The legislation provides that Geddes will complete a set of improvements that are necessary to prepare the New Lease Space for the intended use, that the City will reimburse Geddes for up to \$325,125 of the expenses for those improvements, that the City and Geddes will amend the existing lease to provide for the improvements and for the additional rent payments for the New Lease Space, and that the City will sublease the New Lease Space to the County DMV.

The City's share of the costs for the New Lease Space improvements and for any other fixtures, furniture and equipment necessary for subleasing the New Lease Space will be funded by the anticipated reimbursements from a Dormitory Authority of the State of New York capital grant in the amount of \$425,000.

The City's New Lease Space rent payments to Geddes will be matched and off-set by the County DMV's sublease payments to the City. The first-year payments will total \$34,798, consisting of \$26,768 in base rent and \$8,030 for real property taxes and operating charges. For each year thereafter, the base rent component will increase by 2.5%, and the taxes and operational charges component will increase based on that year's change in one of the Consumer Price Index categories that is agreed upon by the parties.

The amendatory lease and sublease agreements shall be subject to the term of the City's existing lease agreement with Geddes (20 years with two 5-year renewal options), provided, however, that the County DMV, shall have the option, upon at least 120 days prior notice, to terminate the sublease amendment as of September 1, 2023, September 1, 2028 or September 1, 2033, whereupon the City can terminate its lease obligations with regard to the New Lease Space.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-259  
(Int. No. 317)

**Authorizing an amendatory lease agreement and a new sublease for additional office space at 200 East Main Street**

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 lease agreement with Geddes Rochester LLC for the lease of space in the building located 200 E. Main Street, which shall amend the lease of approximately 15,000 square feet of office space that was authorized by Ordinance No. 2017-263 to add to the lease approximately 3,824 square feet of rentable area (the "Supplemental Space"), after Geddes completes certain agreed upon improvements to the space.

Section 2. The amendatory lease agreement shall obligate the City to reimburse Geddes for up to \$325,125 of the costs for the Supplemental Space improvements and, in the first year following completion of the improvements, to pay \$26,768 as base rent and \$8,030 for real property taxes and operating charges for the Supplemental Space. Consistent with the existing agreement, each year thereafter the base rent shall increase by 2.5% and the taxes and operating charges component shall increase based on that year's change to one of the Consumer Price Index categories agreed upon by the parties. The amendatory agreement shall be subject to the term of the existing agreement (20 years with two 5-year renewal options), provided, however, that the City, shall have the option, upon at least 90 days prior notice, to terminate the lease amendment, and revert back to the initial lease for the original leased premises, as of September 1, 2023, September 1, 2028 or September 1, 2033. The City's share of the Supplemental Space improvements shall be funded by a Dormitory Authority of the State of New York capital grant as authorized herein. The City's base rent, real property tax and operating charges for the Supplemental Space shall be funded from the 2018-19 Budget of the Department of Finance in the amount of \$28,998 for the first ten months, and from the future years' Budgets of Department of Finance for the remainder of the lease term, contingent upon the approval of said future budgets.

Section 3. The Mayor is hereby authorized to enter into a sublease agreement with New York State, Commissioner of Motor Vehicles d/b/a Monroe County Clerk – DMV Office ("County DMV") for the sublease of the Supplemental Space that is authorized to be leased by the City in Section 1 herein. The agreement shall obligate County DMV, in the first year following completion of the Supplemental Space improvements, to pay \$26,768 as base rent and \$8,030 for real property taxes and operating charges for the Supplemental Space. Each year thereafter the base rent shall increase by 2.5% and the taxes and operating charges component shall increase based on that year's change to one of the Consumer Price Index categories agreed upon by the parties. The amendatory agreement shall be subject to the term of the City's existing lease agreement with the building owner (20 years with two 5-year renewal options), provided, however, that the County DMV, shall have the option, upon at least 120 days prior notice, to terminate the sublease amendment as of September 1, 2023, September 1, 2028 or September 1, 2033.

Section 4. The receipt and use of a capital grant in the amount of up to \$425,000 from the Dormitory Authority of the State of New York is hereby authorized and appropriated to fund the City's share of the costs for the Supplemental Space improvements and for any other fixtures, furniture or equipment necessary to prepare the Supplemental Space for the sublease authorized herein.

Section 5. Ordinance No. 2018-157, the 2018-19 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 Finance by the sum of \$28,998, which amount is hereby appropriated from Monroe DMV's payments for the first ten months of the sublease authorized herein.

Section 6. The amendatory lease and sublease agreements authorized herein shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
August 21, 2018

To the Council:

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

- Int. No. 287                    Local Law amending the Affordable Housing Policy
- Int. No. 292                    Authorizing the sale of real estate
- Int. No. 293                    Authorizing Seneca Building Partners LLC to assume the obligations of the Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and authorizing the Mayor to enter into an agreement with the current owner to pay the City back for the reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56
- Int. No. 294                    Authorizing agreements for the 2018-2019 Street Liaison Program
- Int. No. 295                    Appropriating funds for quadrant support
- Int. No. 296                    Authorizing appropriation for Business Association Support
- Int. No. 190                    Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts, as amended

Respectfully submitted,  
Michael A. Patterson  
Willie J. Lightfoot (Absent)  
Jacklyn Ortiz  
Adam C. McFadden  
Loretta C. Scott  
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

Introductory 190 was introduced on June 19, 2018 and appears in its original transmittal letter on page 247 of the 2018 Council Proceedings.

Attachment No. AR-143

Ordinance No. 2018-260  
(Int. No. 190)

**Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts, as amended**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended in Section 120-208, Definitions, with regard to Official Neighborhood Contact, to read as follows:

**OFFICIAL NEIGHBORHOOD CONTACT**

~~The specified listing approved list of contacts individuals identified by the City of Rochester's Bureau of Neighborhood Initiatives Neighborhood Service Centers (NSC) as those representing officially recognized City of Rochester neighborhoods/community organizations as well as each Neighborhood Preservation Company and Neighbors Building Neighborhoods (NBN) Sector Group.~~

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Law No. 5  
Re: Charter Amendment - Section 10-11 Affordable Housing

Transmitted herewith for your approval is legislation amending the Charter of the City of Rochester to adequately reflect the United States Department of Housing and Urban Development's (HUD) definitions of income levels in regards to housing affordability.



The Charter currently defines low and moderate income individuals as those earning up to 120% of the Area Median Income (AMI), which includes the incomes of those in the Metropolitan Statistical Area (MSA) of Monroe, Livingston, Ontario, Orleans, Wayne, and Yates counties. According to HUD data, the MSA median income of a family of four is \$74,000, while in the city alone it is less than half of that; the inclusion of non-city residents skews the median income upwards. The current wording of the Charter allows housing that is affordable for a family earning \$88,800 to be labeled affordable overall, despite the fact that it is not at all affordable to the third of Rochester families who spend greater than 50% of their total incomes on housing.

If Rochester is to focus on creating, preserving, and restoring housing that is actually affordable, it is necessary to have a more nuanced understanding of the City's target populations. The Charter amendment will provide clarity through four definitions: Moderate Income (81 to 120% AMI), Low Income (51-80% AMI), Very Low Income (31-50% AMI), and Extremely Low Income (Up to 30% AMI). These definitions will inform City initiatives to improve affordable housing policies so they may better serve those who are truly in need.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Local Law No. 5  
(Int. No. 287)

### Local Law amending the Affordable Housing Policy

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by amending Section 10-11, Affordable housing, to read in its entirety as follows:

§ 10-11 Affordable housing.

- A. Findings and purpose. By Resolution No. 93-19, the City Council adopted a comprehensive housing policy for the City of Rochester, which included, among other things, the promotion and facilitation of affordable housing for individuals and families of low and moderate income. The Council hereby finds that there is a deficiency of such affordable housing, which deficiency is a serious detriment to the economic and social health, safety and well-being of the residents and neighborhoods of the City. The Council, therefore, hereby declares the development of such affordable housing to be a municipal and public purpose which shall be undertaken within the policy established by Resolution No. 93-19, as such policy has been subsequently updated by Ordinance No. 2008-91 and Local Law No. 5 of 2018.
- B. Authorization. The City, acting through the Commissioner of Neighborhood and Business Development, with the approval of the Mayor, is hereby authorized to develop and implement affordable housing programs by, among other things:
- (1) Making grants to owners or purchasers of blighted houses who are persons or families of low or moderate income in order to rehabilitate such houses for purposes of occupancy by such owner or purchaser as his or her or their principal residence and making below-market-rate loans to owners or purchasers of blighted houses in order to rehabilitate such houses, with the use of any such grant or loan limited to bringing a house into compliance with all applicable laws and regulations or to reconstruction in order to improve habitability of a blighted house or to prolong the useful life of a blighted house.
  - (2) Permitting the acquisition of blighted houses and their rehabilitation by one or more public or quasi-public authorities or entities for resale to a person or family of low or moderate income for use as such person's or family's principal residence.
  - (3) Demolishing blighted houses, acquiring the resulting vacant lots and constructing houses for sale to a person or family of low or moderate income for use as such person's or family's principal residence.
  - (4) Making grants for down payments and closing costs and below-market-rate mortgage loans to a person or family of low or moderate income to purchase a house to be used as such person's or family's principal residence.
  - (5) Promoting and facilitating decent rental housing for those who do not desire to or cannot afford to purchase a home.
  - (6) Making grants and below-market-rate loans to support the development of housing to be sold or rented to a person or family of low or moderate income for use as such person's or family's principal residence.
- C. General.
- (1) The Commissioner of Neighborhood and Business Development shall establish rules and regulations to implement affordable housing programs with the aim of ensuring the use of available funds for affordable housing program purposes and not for private gain.
  - (2) The City may incur indebtedness and appropriate general funds to accomplish the purposes of the City's affordable housing programs.

(3) In order to target affordable housing resources on the households most in need, including but not limited to those families who spend more than 50% of their total income on housing, the City may limit the eligibility for any of its affordable housing programs to one or more of the lower income categories of the four categories of low and moderate income households defined herein.

D. Definitions. As used in this section, the following terms shall have the meanings indicated:

**AFFORDABLE HOUSING PROGRAMS** Programs designed to make ownership or rental of a home or dwelling unit, and assistance for improvements to homes, available to persons of low or moderate income

**BLIGHTED** One or more of the following conditions of a house: boarded, fire damaged, vandalized, structurally damaged, major systems substantially impaired, numerous substantial building and property code violations, obsolescent or any similar condition, the effect of which is to adversely affect the aesthetic or economic environment of the immediate neighborhood.

**HOUSE, HOUSING OR HOME** Any building containing one or more dwelling units, including a condominium.

**LOW AND MODERATE INCOME** Gross annual income less than 120% of median income for household size in the Rochester Metropolitan Statistical Area (“Area Median Income” or “AMI”). The four categories of low and moderate income households shall be classified as:

- a) Extremely Low, which is less than or equal to 30% AMI;
- b) Very Low, which is more than 30% and less than or equal to 50% AMI;
- c) Low, which is more than 50% and less than or equal to 80% AMI; and
- d) Moderate, which is more than 80% and less than or equal to 120% AMI.

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

Underlining indicates new text.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-261  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first two properties are being sold via request for proposal to God’s Vision Ministries for a parking lot that will be fenced and landscaped.

The next property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lot with his existing lot and utilize it as green space.

The remaining properties are unbuildable vacant lots being sold for \$1.00 (as per City policy) to its adjacent owners who will combine the lots with their existing properties.

The first year projected tax revenue for these fourteen properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$5,021.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-144

Ordinance No. 2018-261  
(Int. No. 292)

**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 with proposal of the following parcels:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
657-661 Hudson Av	106.33-1-14.1	46 x 150	6,900	\$ 475	God's Vision Ministries
671 Hudson Av	106.33-1-12.1	91 x 150	13,650	\$1,000	God's Vision Ministries

Section 2. The Council hereby approves the negotiated sale with proposal of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
56 Fernwood Av	106.27-1-74	42 x 184	7,728	\$500	Christon Jean

Section 3. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
20 Cameron St	105.66-1-26	35 x 124	4,340	Cameron Community Ministries, Inc.
155 Central Pk	106.50-3-22	32 x 107	3,424	
63 Kastner Pk	106.32-2-59	41 x 48	1,968	Ahlul Bayt Society of Rochester
792 North St	106.41-3-62	33 x 89	2,962	Sandra Williams
133 Nox Alley	091.77-5-27	34 x 51	1,755	Richard D. Fenwick
89 Orange St	105.84-3-2	35 x 41	1,466	Lloyd O'Meally
25 Ritz St	106.58-1-47.1	72 x 58	4,775	Spring Street Holdings LLC
215 Roycroft Dr	091.82-2-18	35 x 74	2,590	Francisco Cruz
				Richard Christopher Dupont
126-128 Weyl St	091.72-4-28	34 x 105	3,427	Jabag Properties, L.L.C.
353 Wilkins St	106.25-1-25	39 x 19	682	Rondell Johnson
501 Woodbine Av	120.81-1-59	15 x 120	1,915	Andre Farquharson

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-262  
Re: Authorizing the Assumption and Subordination of a City Loan by Seneca Building Partners LLC, and an Agreement with Seneca Building of Monroe County LLC to Repay City Reconstruction Grants

Transmitted herewith for your approval is legislation related to the Seneca Building located at 20 South Clinton Avenue in the Midtown Urban Renewal Area. The Seneca Building is owned by Seneca Building of Monroe County LLC ("SBMC"), an entity formed by Pike Development Company LLC ("Pike"). The City provided SBMC with a \$5,000,000 loan ("City Loan") and \$2,600,000 in grants ("City Grants") to reconstruct and expand the Seneca Building from the steel frame that remained after the demolition of Midtown Plaza. Gallina Development Corporation, through its affiliate, Seneca Building Partners LLC ("Partners") is in the process of acquiring the property from SBMC for the purpose of expanding the Seneca Building in order to create additional office space to attract new businesses and employees downtown.

This legislation will:

- 1) Authorize an agreement that allows Partners to assume the balance of the \$5,000,000 City Loan that was authorized and amended by Ordinance Nos. 2011-391, 2012-8 and 2014-82. The agreement will also allow Partners to further subordinate the City Loan by up to \$20,000,000 in additional debt to finance Partners' acquisition costs.
- 2) Authorize the Mayor to enter into an agreement with SBMC, whereby SBMC will repay the City the funds received under the City Grants, which were authorized by Ordinance Nos. 2011-392 and 2012-56.

In Ordinance No. 2011-391, City Council authorized an agreement with Pike for a loan of \$5,000,000 for the reconstruction of the Seneca Building at Midtown. Ordinance No. 2011-392 appropriated funds from an ESD grant and authorized an agreement with Pike for the grant of \$1,700,000 for the reconstruction project. Ordinance No. 2012-8 amended the prior ordinances to allow SBMC, a Pike affiliate, to receive the City Loan and City Grant. Ordinance No. 2012-56 authorized the City to provide to SBMC an additional reconstruction grant of \$900,000. Ordinance No. 2014-82 authorized extending the term of the City Loan from 20 to 38 years.

This legislation will allow Partners to acquire and expand the Seneca Building to further the redevelopment of the Midtown Urban Renewal Area.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-262  
 (Int. No. 293)

**Authorizing Seneca Building Partners LLC to assume the obligations of the Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and authorizing the Mayor to enter into an agreement with the current owner to pay the City back for the reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56**

WHEREAS, in 2012, Seneca Building of Monroe County LLC (“SBMC”) acquired and continues to own an approximately 1.55 acre parcel of property located at 20 South Clinton Avenue (SBL # 121.24-1-28.006) on the southeastern corner of East Main Street and South Clinton Avenue (the “Property”);

WHEREAS, the Property is the site of the former Seneca Building, which was acquired by the City and stripped down to its steel frame prior to 2012 as part of the demolition of Midtown Plaza structures and in anticipation of the Property’s redevelopment for office use;

WHEREAS, in order to effectuate the redevelopment of the former Seneca Building for office use and related redevelopment work as part of the Midtown Urban Renewal Plan (“Reconstruction Project”), in December 2011 the City Council authorized:

- a) the City to sell the southern portion of the Property to Pike Development Company LLC (“Pike”), or an entity to be formed by Pike (“SBMC”), for the sum of \$1.00 (Ordinance No. 2011-390, §1);
- b) granting to SBMC an exclusive option to acquire the northern portion of the Property for the sum of \$1.00 (Ordinance No. 2011-390, §2);
- c) the Mayor to enter into a loan agreement with Pike to provide up to \$5,000,000 to partially fund the Redevelopment Project, repayable at a rate of 1% during construction and at 1% for a term of 15 years thereafter (Ordinance No. 2011-391); and
- d) the Mayor to enter into a grant agreement with Pike to fund site preparation costs and costs related to reconstructing and accessing truck and pedestrian tunnels and the underground Midtown Parking Garage (Ordinance No. 2011-392);

WHEREAS, in January, 2012, the City Council amended two of the previous month’s ordinances to authorize both the loan and the grant to be provided to an entity to be formed by Pike (“SBMC”), and to extend to 20 years the post-construction term of the \$5,000,000 Reconstruction Project loan (Ordinance No. 2012-8, §5);

WHEREAS, in February 2012, the City Council authorized the Mayor to enter into a grant agreement to provide up to \$900,000 to SBMC in additional funding for the Reconstruction Project (Ordinance No. 2012-56, §4);

WHEREAS, in April 2012, SBMC and the City entered into two grant agreements totaling \$2,600,000 to fund the Reconstruction Project, which are comprised of one agreement in the amount of \$1,700,000 (authorized by Ordinance No. 2011-392) and one agreement in the amount \$900,000 (as authorized in Ordinance No. 2012-56);

WHEREAS, in April 2014, the City Council authorized the Mayor to extend the permanent financing phase of the Reconstruction Project’s \$5,000,000 loan from 20 years to 38 years (Ordinance No. 2014-82);

WHEREAS, SBMC and Pike have reconstructed the Seneca Building in two phases: the first completed in 2013 consisting of approximately 110,000 square feet of office space that is leased to Windstream; and the second completed in 2016 consisting of approximately 67,000 of space leased primarily to Gannett Co., Inc.; and

WHEREAS, Seneca Building Partners LLC has proposed to purchase the Property from SBMC in order to expand the reconstructed Seneca Building even further to attract new businesses and employees to the Midtown Urban Renewal Area.

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Seneca Building Partners LLC or a wholly owned affiliate (“Partners”) that authorizes Partners to assume the balance of the City’s \$5,000,000 Reconstruction Project loan to SBMC authorized by Ordinance No. 2011-391 and amended by Ordinances Nos. 2012-8 and 2014-82 (the “City Mortgage”), to assist Partners in acquisition of the reconstructed Seneca Building. The City Mortgage shall be subordinated to acquisition financing in a principal amount not to exceed \$20,000,000. Subordination of the City Mortgage to any further project debt will be subject to subsequent City Council review and consent.

Section 2. SBMC received two (2) grants from the City in 2012 totaling \$2,600,000. The terms of the respective grant agreements do not allow for assumption of the grant benefits or obligations. The Mayor is hereby authorized to enter into an agreement with SBMC to provide for repayment of the respective grants upon terms and conditions deemed reasonable and appropriate.

Section 3. The agreements authorized herein 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 documents as may be necessary to effectuate the intent of the agreements authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-263  
 Re: CDBG Appropriation - 2018-2019 Street Liaison Agreements

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Street Liaisons. This legislation will:

- 1) Appropriate \$80,000 from the Street Liaison allocation of the 2018-2019 Annual Action Plan from the Community Development Block Grant for the City's use to operate the program.
- 2) Authorize receipt of a grant award from the New York State Department of State for a Grant from the New York State Assembly Legislative Member Item Fund in the amount of \$5,000 (Assemblymember Harry Bronson, District 138).
- 3) Establish the following as maximum compensation for Street Liaison agreements to provide business development street liaison services for each of the city's four quadrants as follows:
  - \$15,000 compensation for Action for a Better Community, Incorporated and \$5,000 compensation for Group 14621 Community Association, Inc. for the Northeast Quadrant;
  - \$20,000 compensation for Highland Planning LLC for the Northwest Quadrant;
  - \$25,000 compensation for Highland Planning LLC for the Southeast Quadrant, which includes the \$5,000 NYS DOS Grant; and
  - \$20,000 compensation for the 19<sup>TH</sup> Ward Community Association of Rochester, New York, Inc. for the Southwest Quadrant.

The mission of the Street Liaison is to provide outreach and assistance to businesses within the targeted commercial corridors found in their respective quadrants of the city of Rochester. This assistance is expected to result in increased business and community investment, retention of existing jobs; and the creation of new jobs. The Street Liaison may also contribute to additional business and community development efforts.

A Request for Qualifications (RFQ) was completed to locate vendors for each quadrant as described on the attached Vendor Selection Form. Action for a Better Community, Incorporated, Group 14621 Community Association, Inc., Highland Planning LLC, and the 19<sup>TH</sup> Ward Community Association of Rochester, New York, Inc. were selected through this process. The agreements will be in effect through June 30, 2019.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-145

Ordinance No. 2018-263  
 (Int. No. 294)

#### **Authorizing agreements for the 2018-2019 Street Liaison Program**

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

Section 1. The Council hereby appropriates \$80,000 from the Street Liaison allocation of the Consolidated Community Development Plan/2018-2019 Annual Action Plan to implement the 2018-2019 Street Liaison Program (Program).

Section 2. The Mayor is hereby authorized to enter into an agreement with the New York State Department of State for receipt and use a New York State Assembly Member Item grant in the amount of \$5,000, which is hereby appropriated to the Program.

Section 3. The Mayor is hereby authorized to enter into an agreements to obtain business development street liaison services for each of the city's four quadrants for the maximum compensation amounts as follows:

- a) for the Northeast Quadrant, with Action for a Better Community, Incorporated, for \$15,000, and with Group 14621 Community Association, Inc. for \$5,000, both funded from the appropriation in Section 1;
- b) for the Northwest Quadrant, with Highland Planning LLC for \$20,000 funded from the appropriation in Section 1;
- c) for the Southeast Quadrant, with Highland Planning LLC for \$25,000 funded in the amount of \$20,000 from the appropriation in Section 1 and in the amount of \$5,000 from the appropriation in Section 2; and
- d) for the Southwest Quadrant, with 19<sup>th</sup> Ward Community Association of Rochester, New York, Inc. for \$20,000 funded from the appropriation in Section 1.

Section 4. The term of each agreement shall continue to June 30, 2019.

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

Section 6. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Lightfoot, Patterson, Spaul -7.

Nays: None - 0.

Councilmember Gruber abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-264  
Re: CDBG Appropriation - Quadrant Support

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Quadrant Support. This legislation will appropriate \$68,000 from the Quadrant Support Allocation of the 2018-19 Annual Action Plan from the Community Development Block Grant. Projects will include the purchase of more appealing trash cans, public furniture and branding products.

- \$52,000 - for trash cans. NSC is working with DES to identify commercial corridor intersections and other commercial corridor nodes with high pedestrian traffic to add or replace trash cans.
- \$16,000 - for street improvements and branding products that will include public furniture, bike racks and banners. NSC is working with neighborhood associations and block clubs to improve and or replace public furniture and branding products, i.e. banners and neighborhood signage.

Projects included are in the respective quadrant plans, and are reviewed, prioritized and chosen by the Quadrant Teams. The Quadrant teams are made up of:

- NSC Administrator
- Assistant Administrator
- RPD Lieutenant
- Business Development
- Zoning Staff
- Planning
- Library
- Real Estate
- DRYS

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-264  
(Int. No. 295)

**Appropriating funds for quadrant support**

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

Section 1. The sum of \$68,000 in is hereby appropriated from the Quadrant Support-All Quadrants allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan for projects including the purchase of trash cans, public furniture and branding products.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-265  
Re: CDBG Appropriation – Business Association Support

City Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation that will appropriate \$30,000 from the Business Association Support allocation of the 2018-19 Annual Action Plan from the Community Development Block Grant.

The Business Association Support Program funds activities that benefit neighborhood commercial districts within low/mod income areas in the City through permanent public improvements/beautification and small area promotion.

The program provides grants of \$3,000 annually to business associations for activities that include permanent public improvements/beautification and small area promotion in the neighborhood commercial districts.

Business Associations may be eligible for assistance in succeeding years based on the City’s assessment of the economic health of the commercial node, the satisfactory performance of the current year’s work plan and City Council approval for program funding.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-146

Ordinance No. 2018-265  
(Int. No. 296)

**Authorizing appropriation for Business Association Support**

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

Section 1. The Council hereby appropriates \$30,000 from the Business Association Support allocation of the Consolidated Community Development Plan/2018-2019 Annual Action Plan to fund grants of up to \$3,000 to each of 10 business associations to promote and to provide street amenities for commercial corridors located within low and moderate income neighborhoods.

Section 2. The Mayor is hereby authorized to enter into agreements with the selected business associations and those agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Evans  
August 21, 2018

To the Council:

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

- Int. No. 297                      Authorizing an agreement and appropriating funds for the installation of electric vehicle charging infrastructure
- Int. No. 299                      Appropriating funds and authorizing an agreement for the Elmwood Avenue/Collegetown Cycle Track Project
- Int. No. 300                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$720,000 Bonds of said City to finance the construction and construction inspection services related to the Elmwood Avenue/Collegetown Cycle Track Project
- Int. No. 301                      Authorizing an amendatory agreement for Gardiner Firehouse Upgrades
- Int. No. 302                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$398,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse Renovation Project
- Int. No. 303                      Amending Ordinance No. 2017-186
- Int. No. 304                      Authorizing the sale of easements for the Mortimer Street Bus Shelter Relocation Project

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

- Int. No. 298                      Amending the Official Map by memorializing College Avenue as Gary Stern Way

Respectfully submitted,  
Malik Evans  
Mitch Gruber  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-266  
Re: Grant Acceptance -- New York State Department of Environmental Conservation Municipal Zero-emission Vehicle (ZEV) & Infrastructure Rebate Program

Transmitted herewith for your approval is legislation related to the installation of electric vehicle charging infrastructure in the City of Rochester.

This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Department of Environmental Conservation (NYSDEC); and
2. Authorize the receipt of up to \$32,000 in anticipated reimbursements from the NYSDEC to finance the project.

In December 2017, the City’s Office of Energy and Sustainability was informed by the New York Power Authority (NYPA) that they would be providing a new DC fast charger, at no cost, to the City of Rochester, for installation in a downtown location. DC fast charging (also known as Level 3 charging) is capable of charging to 80% the electric vehicle’s battery in less than 20-30 minutes for most cars, making the EV charging process much faster than the normal charging process. In May 2018, the City submitted an application to the NYSDEC Municipal Zero-emission Vehicle (ZEV) Infrastructure Rebate Program for a grant to support installation of the charger. In June 2018 the City was informed that the application had been approved.

Under the grant, the NYSDEC will provide \$32,000 in funding to the City for the proposed installation of the DC fast charger. The installation of the DC fast charger will be completed by the New York Power Authority under the current Energy Efficiency Services Program Agreement authorized by City Council under Ordinance No. 2015-398.

No City funds are required for this project as the value of the DC fast charger provided by NYPA meets the required NYSDEC grant program match and the grant amount is expected to cover all costs associated with the installation of the charging infrastructure.

This project supports the City of Rochester’s Climate Action Plan which specifically includes an implementation action to provide additional public charging stations.

It is anticipated that the installation will be completed in early 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-266  
(Int. No. 297)

**Authorizing an agreement and appropriating funds for the installation of electric vehicle charging infrastructure**

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 Environmental Conservation for the receipt and use of a grant in the amount of \$32,000 to fund the installation of electric vehicle charging infrastructure.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-267  
Re: Official Map Amendment – Memorialization of College Avenue as Gary Stern Way

Transmitted herewith for your approval is legislation amending the Official Map to memorialize College Avenue, located between North Goodman Street and Prince Street, as “Gary Stern Way”.

Gary Stern reconstructed a former factory site for Stecher-Traung Lithograph Co., an old printing plant, into Village Gate which is now a multiple use facility located on North Goodman Street. Village Gate has revitalized the neighborhood by creating commercial retail space along with residential living space within its building footprint.

The City Planning Commission, in its July 9<sup>th</sup>, 2018 meeting recommended approval of the Memorialization of College Avenue as Gary Stern Way. Minutes of that meeting are attached.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is a Type II Action requiring no further environmental review.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor



Attachment No. AR-147

Ordinance No. 2018-267  
(Int. No. 298)

**Amending the Official Map by memorializing College Avenue as Gary Stern Way**

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by memorializing College Avenue as Gary Stern Way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

**TO THE COUNCIL**

Ladies and Gentlemen:

Ordinance No. 2018-268

Ordinance No. 2018-269

Re: Elmwood Avenue/Collegetown Cycle Track

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to Elmwood Avenue/Collegetown Cycle Track project. This legislation will:

1. Appropriate \$12,029.00 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction inspection services for the Project;
2. Authorize the issuance of bonds totaling \$720,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and construction inspection services for the Project; and
3. Establish \$300,000 as maximum compensation for a professional services agreement with C&S Engineers, Inc. Rochester, New York, for resident project representation (RPR) services. The agreement is being funded with \$12,029.00 of FHWA funds (appropriated herein), \$287,726.83 in bonds (appropriated herein) and \$244.17 in 2016-17 water cash capital.

The Elmwood Avenue/Collegetown Cycle Track project will connect the Genesee Riverway Trail and the College Town redevelopment along Elmwood Avenue with the creation of a 0.75 mile physically separated two-way cycle track along the Elmwood Avenue corridor. This work includes the installation of new pavement markings, crosswalks, crossing signals, sidewalk ramps, signage, lighting improvements, and retaining walls to preserve existing vegetation and trees.

Properties along the corridor are owned by the City of Rochester or have been donated by the University of Rochester. Acceptance of the necessary easements from the University of Rochester was authorized by City Council on August 13, 2013 (Ordinance No. 2013-285).

The C&S Engineers, Inc., (John Trimble, P.E., President and CEO), were selected to provide RPR services from the NYSDOT list of pre-approved regional engineering firms, which is described in the attached summary. The agreement may extend until three months after project completion.

The project was designed by C&S Engineers, Inc. which was authorized by City Council on June 17, 2014 (Ordinance 2014-182). An amendatory agreement with C&S for additional work related to right of way acquisitions was authorized on July 18, 2017 (Ordinance No. 2017-228).

Public outreach included a community meeting held on August 5, 2015. Meeting minutes for this meeting are on file with the City Clerk's office. An Official Map Amendment was authorized by City Council on November 14, 2017 (Ordinance No. 2017-359).

Bids for construction were received on July 19, 2018. The apparent low bid of \$1,429,900.00 was submitted by Villager Construction, Inc. which is 16.23% more than the engineer's estimate. An additional \$112,622.69 will be allocated for Project contingencies.

Funding for the project is as follows:

Source	Construction	Contingency	RPR	Total
	867,091.00	-	-	867,091.00
FHWA to be appropriated	-	-	12,029.00	12,029.00
Bond to be issued	321,287.05	110,986.12	287,726.83	720,000.00
2013-14 Cash Capital (Ordinance No. 2014-182)	213,279.00	-	-	213,279.00
2016-17 Cash Capital	20,762.23	1,038.11	-	21,800.34
2016-17 Water Cash Capital	1,162.32	92.99	244.17	1,499.48
Rochester Pure Waters District (Ord. No. 2018-39)	6,318.40	505.47	-	6,823.87
Total	1,429,900.00	112,622.69	300,000.00	1,842,522.69

Construction is scheduled to begin in late summer of 2018 with substantial completion by August 2019. The Project’s construction and RPR services will result in the creation and/or retention of the equivalent of 20 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment AR-148

Ordinance No. 2018-268  
 (Int. No. 299)

**Appropriating funds and authorizing an agreement for the Elmwood Avenue/Collegetown Cycle Track project**

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

Section 1. The receipt and use of the sum of \$12,029 from anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby authorized and appropriated to fund a portion of the Elmwood Avenue/Collegetown Cycle Track project (Project).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with C & S Engineers, Inc. in the maximum amount of \$300,000 for resident project representation services for the Project. Said amount shall be funded from FHWA funds appropriated in Section 1 (\$12,029), bonds issued for the purpose (\$287,726.83), and 2016-17 Cash Capital (\$244.17).

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-269  
 (Int. No. 300)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$720,000 Bonds of said City to finance the construction and construction inspection services related to the Elmwood Avenue/Collegetown Cycle Track Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the construction and construction inspection services costs, related to the Elmwood Avenue/Collegetown Cycle Track Project (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,842,522.69. The plan of financing includes the issuance of \$720,000 bonds of the City which are hereby appropriated to said Project, application of \$867,091 Federal Highway Administration funds appropriated in Ordinance No. 2014-182, application of \$12,029 Federal Highway Administration funds to be appropriated for this purpose, application of \$213,279 which is hereby appropriated from 2013-14 Cash Capital, application of \$21,800.34 which is hereby appropriated from 2016-17 Cash Capital, application of \$1,499.48 which is hereby appropriated from 2016-17 Water Cash Capital, application of \$6,823.87 Rochester Pure Waters District funds appropriated in Ordinance No. 2018-39 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 \$720,000 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 \$720,000. 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. 20. 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.

Passed unanimously.

#### TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-270

Ordinance No. 2018-271

Re: Amendatory Agreement – Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, DPC; Gardiner Firehouse Upgrades

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the Gardiner Firehouse Upgrades. This legislation will:

1. Authorize an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, P.E., President and CEO), 280 East Broad Street, Suite 200, Rochester, NY for additional architectural and engineering design services.
2. Authorize the issuance of bonds totaling \$398,000 for the design and construction of the truck bay alterations and the appropriation of the proceeds thereof to partially finance the project.

The original agreement for \$110,000 was authorized by City Council March 20, 2018 (Ordinance No. 2018-71) for an HVAC system replacement, kitchen upgrade, and roof system restoration. This amendment will increase maximum compensation by \$30,000 to a total of \$140,000 to include design and construction administration for enlargement of two apparatus bay overhead doors and replacement of the apparatus bay floor slab to accommodate new larger fire trucks. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project. The cost of the agreement will be financed from bonds to be issued herein.

The estimated total project cost including design and construction is now \$1,109,000 and will be funded as follows:

Funding Source	Design & CA	Construction	Total
Bonds Issued Ordinance No. 2018-71	\$ 110,000	\$ 601,000	\$ 711,000
Bonds issued herein	\$ 30,000	\$ 368,000	\$ 398,000
Total	\$ 140,000	\$ 969,000	\$ 1,109,000

Design services will begin in summer 2018; it is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2019. The additional work for the apparatus bay alterations will result in the creation and/or retention of the equivalent of 4.3 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-270  
(Int. No. 301)

#### **Authorizing an amendatory agreement for Gardiner Firehouse Upgrades**

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 Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for additional architectural and engineering design services for the Gardiner Firehouse Upgrades project. The amendment shall increase the maximum compensation of the existing agreement, which was originally authorized by Ordinance No. 2018-71, by \$30,000 to a total amount of \$140,000. The amendatory compensation amount shall be funded from bonds issued for the purpose.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-271  
(Int. No. 302)

#### **Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$398,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse 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 the costs of renovation of the Gardiner Firehouse, including the design and construction of the truck bay alterations (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,109,000. The plan of financing includes the issuance of \$398,000 bonds of the City which are hereby appropriated to said Project, the issuance of \$711,000 of bonds of the City authorized in Ordinance No. 2018-71 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 \$398,000 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 \$398,000. 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. 13. of the Law, is ten (10) years.

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-272  
Re: Amending Ordinance No. 2017-186

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

Transmitted herewith for your approval is legislation Amending Ordinance No. 2017-186 which authorized the issuance of \$1,880,000 bonds to finance the milling and resurfacing of certain portions of Marketview Heights streets related to the Residential Milling and Resurfacing Marketview Heights Project. This amendment will increase the amount of bonds issued by \$300,000 to \$2,180,000 and the total project cost from \$1,991,518 to \$2,291,518.

The change will allow the project to utilize funding that recently became available to include design features eliminated due to funding constraints at the time of final design. It was anticipated that these funds would be applied to this project when they became available.

This amendment will allow the City to replace the deteriorated curbs on Woodward Street between North Street and North Union Street, extending the life of the pavement and providing a better final product.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-149

Ordinance No. 2018-272  
( Int. No. 303)

**Amending Ordinance No. 2017-186**

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

Section 1. Ordinance No. 2017-186, authorizing the issuance of bonds related to the 2017 Marketview Heights Residential Milling and Resurfacing Program Project is hereby amended to read in its entirety as follows:

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$1,880,000~~ \$2,180,000 Bonds of said City to finance the milling and resurfacing of certain portions of Marketview Heights streets related to the 2017 Marketview Heights Residential Milling and Resurfacing Program 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 the cost of milling, resurfacing and reconstruction of certain portions of Marketview Heights streets, including those portions specified on the attached Exhibit A, related to the 2017 Marketview Heights Residential Milling and Resurfacing Program Project in the City, including new curbing, sidewalks, manholes, basins and other roadway improvements (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is ~~\$1,991,518~~ \$2,291,518, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of ~~\$1,880,000~~ \$2,180,000 bonds of the City to finance a portion of said appropriation, the application of \$16,518 from 2013-2014 Cash Capital, \$95,000 from Rochester Pure Waters (Ordinance No. 2016-376) 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 ~~\$1,880,000~~ \$2,180,000 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 ~~\$1,880,000~~ \$2,180,000. 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. 20. 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.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

RESIDENTIAL MILLING AND RESURFACING MARKETVIEW HEIGHTS

Project No. 16114

Street	Paving Limits
Cork St	West End to St Bridge Drive
Gorham St	St Paul Blvd to Martin St
Conkey Ave	Scrantom St to Clifford Ave
Brotsch Pl	Ontario St to Woodward St
Lays Al	Ontario St to Woodward St
Weld St	North St to N Union St
Woodward St	North St to N Union St
Alkenhead Al	Lays Al to Brotsch Pl
Martin St	Gorham St to Upper Falls Blvd
Merrimac St	Edward St to Hudson Ave
Niagara St	Central Pk to Bay St
Ormond St	Central Ave to Nassau St
Oregon St	Central Ave to Harrison Drive
Newell Al	Brotsch Pl to Lays Al

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-273

Re: Sale of Easements: RGRTA Mortimer St. Bus Shelter Relocation Project

Transmitted herewith for your approval is legislation authorizing the sale of a permanent and a temporary easement to the Rochester Genesee Regional Transportation Authority (RGRTA) for a portion of the City-owned parking garage property located at 83 Mortimer Street. A map and the legal descriptions of the easements are attached.

RGRTA has placed three bus shelters on the sidewalk along the south side of Mortimer Street to serve bus routes that cannot be accommodated inside its Transit Center across the street. The easements will allow RGRTA to relocate the three bus shelters approximately 4 foot southward, further away from the street. This will open up more sidewalk space to accommodate bus passengers and pedestrians during peak bus use hours. In addition, snow and ice control measures will be enhanced which will result in increased pedestrian flow.

The easements will allow RGRTA to shift the garage's concrete wall to accommodate the shelters within the existing garage structure without altering the garage's existing columns. Each bus shelter will be constructed between two columns. Although the shift in the wall will shorten 8 parking spaces inside the garage, the remaining length of those spaces will be sufficient to allow for their continued use as parking spaces. The temporary easement will interrupt the use of the eight parking spaces during the construction period only.

The easements will be sold for \$7,760, an amount comprised of \$4,400 for the permanent easement and \$3,360 for the temporary easement. These amounts were established through an independent appraisal prepared by Bruckner, Tillett, Rossi, Cahill & Associates.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-150

Ordinance No. 2018-273  
(Int. No. 304)

#### Authorizing the sale of easements for the Mortimer Street Bus Shelter Relocation Project

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

Section 1. The Council hereby approves the sale of a permanent easement over a portion of the City's Mortimer Street Garage property located at 83 Mortimer Street (SBL# 106.79-1-55.1) to Rochester Genesee Regional Transportation Authority (RGRTA) in order to allow RGRTA to relocate three sidewalk bus shelters further away from the street (the "Project"). The sale price shall be \$4,400 and the permanent easement shall encompass:

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being more particularly bounded and described as follows:

Commencing at the point of intersection of the southerly bounds of Mortimer Street (36 Feet Wide) with the westerly bounds of North Clinton Avenue (66 Feet wide); said point having New York State Plane West Zone (NAD 83) coordinates N: 1,152,250.51 E: 1,408,807.72, thence along the said southerly bounds of Mortimer Street South 72°-20'-27" West 15.93 feet to the POINT OF BEGINNING, said point being 5 +/- feet off the easterly face of the column, thence through the land reputedly of The City of Rochester (TA # 106.79-1-55.1) the following courses;

1. South 17°-39'-33" East, a distance of 5.76 feet to a point on a line 2+/- feet off the southerly face of the columns, thence
2. South 72°-20'-27" West, a distance of 118.63 feet to a point on a line 5+/- feet off the westerly face of the column, thence
3. North 17°-39'-33" West, a distance of 5.76 feet to a point on the southerly bounds of Mortimer Street; thence along said bounds
4. North 72°-20'-27" East, a distance of 118.63 to the POINT OF BEGINNING

Said parcel containing 0.016+/- acre, more or less as shown on a map entitled "Map of Proposed Permanent and Temporary Easements, City of Rochester, County of Monroe, State of New York" prepared by Bergmann Associates, dated March 22, 2018, and Project No.012636.00

Section 2. The Council hereby approves the sale to RGRTA of a temporary easement over an additional portion of the City's Mortimer Street Garage property located at 83 Mortimer Street (SBL# 106.79-1-55.1) in order to accommodate RGRTA's Project construction and installation activities. The sale price shall be \$3,360 and the temporary easement shall encompass:

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being more particularly bounded and described as follows:

Commencing at the point of intersection of the southerly bounds of Mortimer Street (36 Feet Wide) with the westerly bounds of North Clinton Avenue (66 Feet wide); said point having New York State Plane West Zone (NAD 83) coordinates N: 1,152,250.51 E: 1,408,807.72, thence along the said southerly bounds of Mortimer Street South 72°-20'-27" West a distance of 15.93 feet to a point, said point being 5 +/- feet of the easterly face of the column, thence through the land reputedly of The City of Rochester (TA # 106.79-1-55.1) South 17°-39'-33" East, a distance of 5.76 feet to the POINT OF BEGINNING; thence continuing through the lands reputedly of the City of Rochester the following courses

1. South 17°-39'-33" East, a distance of 15.00 feet to a point, thence
2. South 72°-20'-27" West, a distance of 128.59 feet to a point, thence
3. North 17°-39'-33" West, a distance of 20.76 feet to a point on the southerly bounds of Mortimer Street; thence along said bounds
4. North 72°-20'-27" East, a distance of 9.96 feet to a point 5+/- feet off the westerly face of the column, thence through the said lands of the City of Rochester
5. South 17°-39'-33" East, a distance of 5.76 feet to a point on a line 2+/- feet off the southerly face of the columns, thence
6. North 72°-20'-27" East, a distance of 118.63 feet to the POINT OF BEGINNING

Said parcel containing 0.046+/- acre, more or less as shown on a map entitled "Map of Proposed Permanent and Temporary Easements, City of Rochester, County of Monroe, State of New York" prepared by Bergmann Associates, dated March 22, 2018, and



Project No.012636.00

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
August 21, 2018

To the Council:

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

- Int. No. 305                    Authorizing a grant agreement with the County of Monroe for the Tobacco Compliance Grant Program
- Int. No. 306                    Amending the 2018-19 Budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds
- Int. No. 307                    Authorizing a grant agreement with the New York State Division of Homeland Security and Emergency Services
- Int. No. 308                    Amending Ordinance No. 2017-400
- Int. No. 309                    Authorizing an agreement for motor vehicle accident records management
- Int. No. 310                    Amending the 2018-19 Police Department Budget and appropriating federal forfeiture funds to acquire seized vehicles
- Int. No. 311                    Appropriating funds and authorizing an agreement with Rochester Area Crime Stoppers, Inc.
- Int. No. 312                    Authorizing a grant agreement with the County of Monroe for funding youth recreation and development programming

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

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-274  
Re: Agreement – Monroe County, Tobacco Compliance Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of up to \$41,000 for a Tobacco Compliance grant. No matching funds are required.

Monroe County will reimburse costs of up to \$41,000 in overtime and fringe benefits in the amount of \$30,855 and \$10,145, respectively, for compliance checks. The term of this agreement is April 1, 2018 through March 31, 2019. This agreement continues the enforcement program begun in April 1998, under which the Police Department conducts inspections of licensed tobacco outlets in the City. These inspections track compliance with the age restrictions on tobacco sales by using underage "agents" who attempt to buy tobacco products. Police Officers accompanying the purchasers will record and report any illegal underage sales, and will inspect sellers' premises for compliance with restrictions on product placement, and the possession of proper documents and certificates.

The \$30,855 for overtime was included in the 2018-19 Budget of the Police Department and \$10,145 for fringe was included in the 2018-19 Budget of Undistributed Expenses. RPD has received this grant for over 10 years. During 2017-18, 403 tobacco compliance checks were completed and ten violations identified.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Authorizing a grant agreement with the County of Monroe for the Tobacco Compliance 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 County of Monroe for the receipt and use of \$41,000 of funding for the Tobacco Compliance Grant Program to be implemented on April 1, 2018 through March 31, 2019.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-275

Re: Amendment – 2018-19 Budget of the Police Department

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Police Department by \$33,100 to reflect the balance of carryover funds from existing grants. The funds are itemized below, and will be used for their original intended purpose.

<b>GRANT</b>	<b>Amount to Carry Over</b>
Maddie’s Fund	\$ 100
MVTIFP	19,200
Petco Foundation	1,300
PetSmart Charities, Inc.	7,000
Sexual Assault, Domestic Violence, Dating Violence & Stalking (SADVS)	4,900
2018 Stop DWI	600
<b>Total</b>	<b>\$33,100</b>

The goal of Maddie’s Fund is to help owners retain their pets by providing assistance that will keep pets safe and secure in their homes. By offering such support, the hope is to reduce the intake of pets with medical or behavioral concerns to the shelter. These remaining funds will be used to assist pet owners in the city with retaining their pets.

The Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant provides overtime, but not fringe, to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides funds to train police officers in specialized anti-theft techniques and technology.

The Petco Foundation grant provides funding for fee-waived adoption events.

PetSmart Charities, Inc. is providing this grant to support the no-cost spay/neuter initiative for Animal Services, and to pay for medical supplies and surgical expenses for spay/neuter surgeries at Rochester Animal Services.

The SADVS funding is provided by the US Department of Justice through Monroe County to implement a comprehensive collaborative among agencies dealing with domestic violence. These funds will be used to support the cost of overtime and associated fringe benefits for the Domestic Violence Response Team, comprised of police officers and police supervisors as needed, to respond to targeted domestic violence situations.

The Stop DWI grant is used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2018 calendar year. Supported activities include expenses for Stop DWI overtime details and associated fringe costs, training, and underage alcohol enforcement.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-275  
(Int. No. 306)

**Amending the 2018-19 Budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$33,100, which amount is hereby appropriated from unspent grant funds appropriated in previous budgets as shown below. Said funds shall be used for their original purpose.

<b>GRANT</b>	<b>Carry Over Amount</b>
Maddie's Fund	\$ 100
Motor Vehicle Theft and Insurance Fraud Prevention	19,200
Petco Foundation	1,300
PetSmart Charities, Inc.	7,000
Sexual Assault, Domestic Violence, Dating Violence & Stalking	4,900
Stop DWI 2018	600
<b>Total</b>	<b>\$33,100</b>

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-276  
Re: Grant Agreement – New York State Division of Homeland Security and Emergency Services, 2018 State Law Enforcement Terrorism Prevention Program Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$78,000 for a State Law Enforcement Terrorism Prevention Program grant. The term of this grant is September 1, 2018 through August 31, 2021. No matching funds are required.

The grant funds will be used to purchase equipment to enhance and maintain the capabilities of the Police Department's Special Teams. The purchase plan includes a long-range audio device for crowd notifications and control, surveillance equipment and a van for the Crisis Negotiation Team. RPD has received this grant for 10 years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-276  
(Int. No. 307)

**Authorizing a grant agreement with the New York State Division of Homeland Security and Emergency 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 New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$78,000 grant for the State Law Enforcement Terrorism Prevention Program. Said funds are hereby appropriated to purchase a long-range audio device for crowd notifications and control, surveillance equipment and a van for the Crisis Negotiation Team.

Section 2. The term of the agreement shall be from September 1, 2018 through August 31, 2021.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-277  
Re: Amendment – Ordinance No. 2017-400

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending Ordinance No. 2017-400, agreements for the U.S. Department of Justice COPS Community Policing Development Micro-Grant.

The COPS Community Policing Development Micro-Grant was awarded to the Rochester Police Department to:

- Improve the understanding of the scope and nature of text mining through natural language processing techniques, especially as it relates to criminal justice data.
- Design text mining algorithms that create new datasets from previously unstructured narratives.
- Create a product suite that operationalizes the data collected from algorithms to drive decision making.

- Create, test, evaluate, and document a process for utilizing natural language processing techniques in a law enforcement agency which can be extensible to other departments.

RPD requested a one year extension from the grantor in order to fully expend the funds. Therefore, Ordinance No. 2017-400 is amended as follows:

- Section 1 is amended from “The term of the agreement shall be from September 1, 2017 through August 31, 2018” to “The term of the agreement shall be from September 1, 2017 through August 31, 2019.”
- Section 2 is amended from “The term of the agreement shall be from September 1, 2017 through August 31, 2018” to “The term of the agreement shall be for one year.”

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-277  
(Int. No. 308)

**Amending Ordinance No. 2017-400**

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

Section 1. Ordinance No. 2017-400, authorizing agreements for the U.S. Department of Justice Community Oriented Policing Services Micro-Grant, is hereby amended in Sections 1 and 2 as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the U.S. Department of Justice’s Office of Community Oriented Policing Services (COPS) for the receipt and use of a grant in the amount of \$75,000. The grant is hereby appropriated to the Rochester Police Department to assist in the development of information technology techniques for mining and organizing data from its report narratives and then creating a product suite that uses the data collected to rationalize and assist decision making for the Police Department and other agencies (collectively, the “Project”). The term of the agreement shall be from September 1, 2017 through August 31, ~~2018~~2019.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester Institute of Technology’s School of Mathematical Sciences to design text mining algorithms in support of the Project. The term of the agreement shall be ~~from September 1, 2017 through August 31, 2018~~one year. The maximum compensation of the agreement shall be \$33,000, which shall be funded from the grant funds appropriated in Section 1 hereof.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-278

Re: Agreement – LexisNexis Claims Solutions Inc., Motor Vehicle Accident Records Management

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with LexisNexis Claims Solutions Inc., (LexisNexis), (William S. Madison, Executive Vice President), Alpharetta, GA., for the management of motor vehicle accident records. There is no cost to the City for this service.

Through this agreement, LexisNexis will:

- Process online requests for Rochester Police Department motor vehicle accident (MVA) reports with no charge to the City.
- Provide electronic copies of MVA reports, via the internet, to confirmed involved parties at no cost. The name on the purchaser’s credit card must match the name of someone who was a party to the accident.
- Provide an electronic copy of the MVA reports, via the internet, to insurance companies and unconfirmed involved parties where the name on the credit card does not match anyone who was involved in the accident.
- Collect a \$5.00 fee from insurance companies and unconfirmed involved parties for each report on behalf of Rochester Police Department and a convenience fee for LexisNexis.
- Remit to the City the \$5.00 fee collected for each MVA report sold.

Paper copies of MVA reports will still be available at \$0.25 each for citizens that prefer this over electronic versions.

LexisNexis was selected through a request for proposal process, described in the attached summary.

The term of this agreement will be for one year with the option to renew for three additional one-year periods.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-151

Ordinance No. 2018-278  
(Int. No. 309)

**Authorizing an agreement for motor vehicle accident records management**

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 LexisNexis Claims Solutions Inc. for motor vehicle accident records management services. The agreement shall not obligate the City to make any payment. The agreement shall have a term of one year with an option to renew for three additional one-year periods.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-279  
Re: Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating up to \$5,000 from federal forfeiture funds generated by the Rochester Police Department and amending the 2018-19 Budget of the Police Department by this amount.

On occasion, the Police Department is involved with an investigation that seizes a vehicle, and as a result of the seizure, has the opportunity to take ownership of the vehicle by paying the U.S. Marshals Service for only sharing and processing costs. The sharing and processing costs vary based on the vehicle, but are usually less than \$2,500 per vehicle. Prior to taking ownership of a seized vehicle, it is checked by personnel from the Mt. Read garage to verify that it is in good condition and fleet worthy. The newly acquired vehicles are used to replace older vehicles that are in poorer condition in the Special Investigations Section's fleet.

This appropriation will allow for the purchase of up to two vehicles throughout the year if the opportunities arise. Federal Sharing Guidelines consider this type of expense to be an appropriate use of forfeiture funds.

The appropriations requested this month will result in a balance of approximately \$954,300 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-279  
(Int. No. 310)

**Amending the 2018-19 Police Department Budget and appropriating federal forfeiture funds to acquire seized vehicles**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$5,000 which amount is hereby appropriated from funds received from the Federal Government from seized and forfeited assets. The appropriation herein shall be used for the sharing and processing costs to acquire up to two seized vehicles.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-280  
Re: Appropriation - Federal Forfeiture Funds for Crime Stoppers

Council Priority: Public Safety

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

- 1. Appropriate \$20,000 in RPD federal forfeiture funds to support Rochester Area Crime Stoppers, Inc. and amend the 2018-19 Budget of the Police Department by said amount.

- 2. Establish \$20,000 as maximum compensation for an agreement with Rochester Area Crime Stoppers, Inc., (Chairperson: Paul Hawkins) an organization that promotes anonymous crime tips and provides rewards for tips that result in arrests. The cost of this agreement will be funded from the 2018-19 Budget of the Police Department and have a term of one year.

Rochester Area Crime Stoppers, Inc. also publishes the *Fugitive Flyer* to assist local law enforcement in arresting known career criminals, and produces public awareness materials geared towards eliminating gun violence.

The appropriations requested this month will result in a balance of approximately \$954,300 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-280  
(Int. No. 311)

**Appropriating funds and authorizing an agreement with Rochester Area Crime Stoppers, Inc.**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$20,000, which amount is hereby appropriated from Federal funds realized from seized and forfeited assets to support the Crime Stoppers program.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$20,000 with Rochester Area Crime Stoppers, Inc., an organization which solicits anonymous crime tips and provides rewards for tips that result in arrests. Said amount shall be funded from the 2018-19 Budget of the Police Department and the term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Gruber, McFadden, Patterson, Spaul -7.

Nays: None - 0.

Councilmember Lightfoot abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-281  
Re: Grant Acceptance - Monroe County, Rochester-Monroe County Youth Bureau

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the County of Monroe, on behalf of the Rochester-Monroe County Youth Bureau, for the receipt and use of \$54,301 to support recreation and positive youth development programming. These funds were anticipated and included in the 2018-19 Budget of the Department of Recreation and Youth Services. The grant must be expended by December 31, 2018.

The Rochester-Monroe County Youth Bureau annually receives funding from the New York State Office for Children and Family Services (OCFS) for youth development activities. Notification of the amount of State funding for calendar year 2018 was received on July 18, 2018 from the County. In 2017, this grant funded part-time positions and supplies for athletics leagues and the Girls Coalition and Team IMPACT youth leadership programs which collectively served 856 city recreation participants. It is anticipated that at least 800 youth will be served in 2018 through these programs.

The Rochester-Monroe County Youth Bureau, jointly established by the City and County, provides a County-wide planning and service delivery system devoted to the welfare and development of children and youth. The most recent Council action on this item was in July 2017 via Ordinance No. 2017-238.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-281  
(Int. No. 312)

**Authorizing a grant agreement with the County of Monroe for funding youth recreation and development programming**

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 County of Monroe (on behalf of the Rochester-Monroe County Youth Bureau) for the receipt and use of anticipated funding from the New York State Office of Children and Family Services (OCFS) in the amount of \$54,301 for recreation and youth development programming. The agreement shall extend to December 31, 2018.

Section 2. If the amount of funds provided by OCFS is more or less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Spaul  
August 21, 2018

To the Council:

The **ARTS AND CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 313                      Authorizing the receipt and use of funds for the 2018 Clarissa Street Reunion
- Int. No. 314                      Authorizing an agreement for the Roc Holiday Village event

Respectfully submitted,

Elaine M. Spaul  
Molly Clifford  
Michael A. Patterson  
Adam C. McFadden  
Loretta C. Scott  
ARTS AND CULTURE COMMITTEE

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-282  
Re: Clarissa Street Reunion Committee, Inc. Production of the 2018 Clarissa Street Reunion Festival

Transmitted herewith for your approval is legislation relating to the production of the Clarissa Street Reunion. This legislation will:

1. Authorize the receipt and use of a \$5,000 grant from the NYS Office of Parks, Recreation and Historic Preservation for the Clarissa Street Reunion;
2. Amend the 2018-19 Budget of the Bureau of Communications by \$5,000 to reflect said grant; and

The City typically provides the festival with \$5,000 in City funding, however due to receipt of the NYS grant funds the total amount the City will disburse to the festival in 2018-19 will be \$10,000. This agreement is for a one year term.

The Clarissa Street Reunion has taken place annually for the past 23 years. This event brings thousands of current and former residents, families, and friends together for a full day of festivities, including parades, food, music and other activities.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-282  
(Int. No. 313)

**Authorizing the receipt and use of funds for the 2018 Clarissa Street Reunion**

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

Section 1. The Mayor is hereby authorized to accept and use \$5,000 in anticipated reimbursements from the New York State Office of Parks, Recreation and Historic Preservation to partially fund the Clarissa Street Reunion.

Section 2. Ordinance No. 2018-157, the 2018-19 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 Communications by the sum of \$5,000, which amount is hereby appropriated for the Clarissa Street Reunion from the funds received in Section 1 herein.

Section 3. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-383  
Re: Agreement – Jenna Knauf– Roc Holiday Village Event

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for an agreement with Jenna Knauf, or an entity incorporated by her, for the 2018 Roc Holiday Village event. The cost of the agreement will be funded from the 2018-19 Budget of Communications. The term of the agreement will be one year.

The goal of the Roc Holiday Village is to capture the nostalgia many of us remember from holiday seasons past in Downtown Rochester and turn it into a new experience of holiday shopping, programming, and activities for Rochesterians in the heart of our city. The village will be modeled after similar ones (sometimes called “Kris Kringle” or “Christkindlemarkets”) that take place both in the United States in cities like New York City and Chicago, and internationally in countries like Belgium, Germany, and Austria.

The Roc Holiday Village will transform Dr. Martin Luther King, Jr. Park into a holiday shopping and entertainment destination complex that will feature a wide range of activities, including a large, indoor tent that will house a “Santaland,” showcase holiday performances, and feature local merchants, holiday craft classes, pop up restaurants, and more. The tent will have rentable event space that will be available for holiday gatherings and parties. Admission to the park will be free. Roc Holiday Village’s grand opening will coincide with the City’s popular Liberty Pole Lighting event on December 1, 2018. The tentative plan is to have the village open Thursday-Sunday each weekend in December.

Ms. Knauf has extensive experience in Rochester’s event planning industry. She is the logistics producer of the Rochester International Jazz Festival, the owner of Bella Events, and the City’s promoter for the Roc Women’s Festival.

In addition to the sponsorship, the City will also provide support at the park, including port a johns, assistance with electrical needs, and equipment rentals.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-283  
(Int. No. 314)

**Authorizing an agreement for the Roc Holiday Village event**

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 Jenna Knauf, or an entity incorporated by her, for the Roc Holiday Village event. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$20,000 and said amount, or so much thereof as may be necessary, shall be funded from the 2018-19 Budget of the Bureau of Communications.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:15 p.m.

HAZEL L. WASHINGTON  
City Clerk



ROCHESTER CITY COUNCIL

REGULAR MEETING

September 18, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

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

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

**Recognition Ceremony**

**DES:**

- \*Karen Caverly
- \*Ann Huff

**ECD:**

- \*Cory Chelini

**FIN:**

- Charles Benincasa

**RFD:**

- \*John H. Dix
- \*Robert Mulcahy
- \*John L. Whitley

**RPD:**

- \*Peter Curtis
- \*James R. May

**RPL:**

- \*Gail S. Boldt

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Ortiz

RESOLVED, that the minutes of the Regular Meeting of August 21, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The following communications are hereby directed to be received and filed:

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 331, Councilmember Ortiz on Int. No. 345, from Councilmember Gruber on Int. No. 331, and from Councilmember Spaul on Int. No. 328 and Int. No. 346.

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

Vice President McFadden presented 125 signatures opposing Highland Hospital plans Pet. No. 1757

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS.**

Pursuant to law, public hearings were held on September 13, 2018 on the following matters:

Authorizing and approving the sale of real estate and endorsing a qualified developer for the 52 Broadway Development Project Int. No. URA-6

No Comments

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-284  
Joe U. Posner Way Memorialization

Transmitted herewith for your approval is legislation authorizing and directing the initiation of an amendment to the Official Map of the City of Rochester to memorialize a portion of East Avenue from Alexander Street to Goodman Street as Joe U. Posner Way.

Pursuant to Section 76-4C of the Rochester City Code, Official Map Amendments may be initiated by the City Council and filed with the City Engineer.

The Rochester Area Community Foundation, founded by Mr. Posner, is an anchor institution on East Avenue. The building is located at 500 East Avenue within the portion of the street that is being requested to be memorialized in honor of Joe U. Posner.

Amending the Official Map of the City of Rochester to memorialize Joe U. Posner Way is a fitting and appropriate honor to the career and legacy of Mr. Posner. It will be a lasting tribute to his commitment to empowering the community to make change through collective philanthropy.

Respectfully Submitted,  
Loretta C. Scott                      Adam C. McFadden  
Council President                      Council Vice President

Ordinance No. 2018-284  
(Int. No. 348)

**Authorizing the initiation of an Official Map amendment to memorialize a street in honor of Joe U. Posner**

WHEREAS, memorializing the section of East Avenue extending from Alexander Street to the intersection with North and South Goodman Street in honor of Mr. Posner is a fitting and appropriate honor to the career and legacy of Mr. Posner as a lasting tribute to the work that he did to benefit the Rochester community; and

WHEREAS, under Section 76-4C of the Municipal Code, the City Council may initiate the process of memorializing an existing designated street, a process that will also require a public review and recommendation by the City Planning Commission and a public hearing prior to a final vote by the City Council.

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

Section 1. The City Council hereby approves and directs the initiation of an application on behalf of the City Council to amend the Official Map of the City of Rochester to memorialize East Avenue, from the intersection with Alexander Street to the intersection with North and South Goodman Streets, as "Joe U. Posner Way."

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
September 18, 2018

To the Council:

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

- |              |  |
|--------------|--|
| Int. No. 318 | Authorizing competitive grant applications   |
| Int. No. 344 | Appropriation from the Insurance Reserve Fund  |
| Int. No. 345 | Amending the 2017-18 Budget for year-end Budget transfers and the 2018-19 Budget for 200 East Main Street sublease agreement |

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford (Absent)  
Malik Evans (Excused)  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-285  
Competitive Grant Applications Fiscal Year 2018-19

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing certain competitive grant applications for the 2018-19 fiscal year. This legislation helps streamline the application process. Council has approved such grant applications annually since 2007.

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

Grant applications will continue to require individual Council endorsement when:

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

Respectfully submitted,

Lovely A. Warren  
Mayor

Ordinance No. 2018-285  
(Int. No. 318)

**Authorizing competitive grant applications**

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

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

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

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

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

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

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

Section 7. This ordinance shall be in effect for the 2018-19 fiscal year.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-286  
Appropriation – Insurance Reserve Fund

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation appropriating \$5 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 2017-18 was \$46,046.

As of June 30, 2018, the fund balance was \$13,644,405; of that amount \$0 is appropriated for disbursement. Under the proposed legislation, \$5 million will be appropriated for the payment of claims, leaving an unappropriated balance of \$8,644,405.

The most recent appropriation was for \$4 million and was approved by City Council in February 2016.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-286  
(Int. No. 344)

#### 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 \$5 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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-287

Re: 2017-18 Year-End Budget Amendment

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation amending the 2017-18 Budget as follows:

1. Transfers of appropriations totaling \$4,717,000 from the Contingency Account to the following departments:
 

Police	\$4,307,400
Cash Capital	409,600
2. Transfers of appropriations totaling \$2,515,400 from the following departments to Cash Capital:
  - a) \$1,215,400 from Undistributed;
  - b) \$800,000 from the Department of Environmental Services; and
  - c) \$500,000 from Neighborhood & Business Development.
3. Appropriation of unanticipated revenues totaling \$62,300 to increase the budget of City Council and Clerk.

Also for your approval is a technical amendment to Ordinance No. 2018-259.

The appropriation transfers are authorized pursuant to Section 6-13 of the City Charter. The appropriation of unanticipated revenues is authorized by section 6-14.

The City Council has previously authorized 33 other amendments to the 2017-18 Budget. These amendments reflect 4 appropriation transfers and 30 appropriation increases based upon the receipt of additional revenues.

Actual receipts and expenditures for 2017-18 will be audited by the City's external auditors, Freed, Maxick, and Battaglia. The proposed amendments are required to complete the audit process and ensure adherence to Section 6-16 of the City Charter, which prohibits expenditures in excess of authorized appropriations.

The proposed total increase of \$2,925,000 to the Cash Capital allocation is to fund capital projects as follows:

1. \$1,500,000 for the land acquisition and construction related to police section offices;
2. \$500,000 in grant matching funds to be used towards ROC the Riverway projects;
3. \$390,000 for required mechanical upgrades and roof replacement at the Blue Cross Arena at the War Memorial;
4. \$250,000 in additional funding for timeclocks and implementation of the police department scheduling portion of the the HR/Payroll Enterprise Process and System Solution;
5. \$225,000 to be transferred to the Land Bank to acquire more residential structures to increase owner occupancy or auction to pre-qualified investors;
6. \$50,000 for necessary upgrades to the Council chambers video camera system; and
7. \$10,000 for playground apparatus requested as part of the 2017-18 Council member item designations.

On June 19, 2018, when the 2017-18 Budget was adopted by City Council, salary and wage rates had not yet been established for uniformed employees represented by the Rochester Police Locust Club, Inc. The collective bargaining agreement for the Rochester Police Locust Club expired June 30, 2016. After several negotiation sessions, the Rochester Police Locust Club, Inc. ultimately filed for impasse in August of 2017. Attempts to settle the contract

with a Public Employee Relations Board-appointed mediator were unsuccessful which has led to the PERB appointment of an interest arbitrator who will resolve the impasse through a more formal interest arbitration process. An allowance is being made for the projected anticipated costs of this unsettled contract.

The additional expense in City Council and Clerk resulted from the primary that occurred in late June, 2018 for the 25<sup>th</sup> Congressional District seat. The cost of this special election has already been reimbursed by Monroe County.

The City Senior Management Team effectively managed their 2017-18 operating budgets, with actual spending less than 2017-18 Budget allocations. Savings resulted from personnel vacancies and associated fringe benefit expense. There was also savings available from lower than expected motor equipment expense including fuel prices, utility expense, and other costs including professional fees.

Ordinance No. 2018-259 authorized an amendatory lease agreement and a new sublease for additional office space at 200 East Main Street to be funded by Monroe County Department of Motor Vehicle lease payments to the City; however the funding amount for the Finance Department of \$28,998 was not rounded to the nearest hundred as required by the Office of Management and Budget. This technical amendment corrects this.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-287  
(Int. No. 345)

**Amending the 2017-18 Budget for year-end Budget transfers and the 2018-19 Budget for 200 East Main Street sublease agreement**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring the total sum of \$4,717,000 from Contingency to the following departments:

- a) \$4,307,400 to the Police Department; and
- b) \$409,600 to Cash Capital.

Section 2. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring the total sum of \$2,515,400 from the following departments to Cash Capital:

- a) \$1,215,400 from Undistributed;
- b) \$800,000 from Environmental Services; and
- c) \$500,000 from Neighborhood & Business Development.

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by appropriating unanticipated revenues in the amount of \$62,300 to the Budget of City Council and Clerk.

Section 4. Ordinance No. 2018-259, authorizing lease and sublease agreements for additional office space at 200 East Main Street, is hereby amended in Section 5 to read as follows:

Section 5. Ordinance No. 2018-157, the 2018-19 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 Finance by the sum of ~~\$28,998~~ \$29,000, which amount is hereby appropriated from Monroe DMV's payments for the first ten months of the sublease authorized herein.

Section 5. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul -8.

Nays - None -0.

Councilmember Ortiz abstained due to a professional relationship.

By Councilmember Patterson  
September 18, 2018

To the Council:

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

- Int. No. 319                      Authorizing the sale of real estate
- Int. No. 320                      Affirming and approving the sale of properties for the 52 Broadway Development Project

- Int. No. 321 Authorizing a lease agreement with Bill Gray’s Inc.
- Int. No. 322 Authorizing the acquisition by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for a water main
- Int. No. 323 Authorizing a lease agreement for the Southeast Neighborhood Service Center
- Int. No. 324 Authorizing funding and agreements for the Northwest Quadrant Historic Resource Survey
- Int. No. 325 Amending Ordinance No. 2018-181 authorizing a loan agreement for the 49 Stone Street Redevelopment Project
- Int. No. 341 Authorizing the sale of the Mortimer Street Garage
- Int. No. 342 Authorizing the sale of the East End Garage
- Int. No. 343 Authorizing a long-term capital lease agreement for the Genesee Crossroads Garage

Respectfully submitted,  
 Michael A. Patterson  
 Willie J. Lightfoot  
 Jacklyn Ortiz (Voted against Int. No.342)  
 Adam C. McFadden  
 Loretta C. Scott  
 NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-288  
Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

All six properties are unbuildable vacant lots being sold for \$1.00 (as per City policy) to its adjacent owners who will combine the lots with their existing properties.

The first year projected tax revenue for these six properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,685.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-153

Ordinance No. 2018-288  
(Int. No. 319)

**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 unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
478 Jefferson Ave	120.60-2-95	31 x 128	4,052	Reginald C. Webb
South portion of 21 Mineola St	135.57-2-32.1	18 x 120	2,150	Ryan Pierson & Shelby Zink
60 Rosemary Dr	091.83-2-76	40 x 78	3,018	Kohobi Scott
84 Saxton St	120.27-2-20	40 x 90	3,600	Lisa Turner

11-15 Texas St	105.74-1-9	33 x 86	2,785	190 Murray St Associates, LLC
21 Wadsworth St	106.41-4-58	34 x 108	3,099	Richard Lewis

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-289  
52 Broadway – Sale of Land for Development

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

Transmitted herewith for your approval is legislation authorizing the sale of seven (7) adjoining parcels known collectively as 52 Broadway (“Site”) to Fallone Properties or an entity to be formed by managing member Robert Fallone (“Developer”). The Site (addresses attached) is owned by the Rochester Urban Renewal Agency (RURA). The site would be sold to the Developer for the appraised value of Three Hundred Thirty Thousand Dollars (\$330,000). The sale price of the Site was determined by an independent appraisal completed by Bruckner, Tillett, Rossi, Cahill & Associates on December 7, 2017.

As part of the City’s continuing efforts to revitalize Center City, a Request for Proposals (RFP) for the sale of the land for development was issued on January 8, 2018. The RFP was posted on the City’s website and emailed to developers. An information session was held on January 17, 2018. Three proposals were received by the deadline of March 9, 2018. The proposals were evaluated by City staff from BHD, DES, Law, and Planning. The proposal submitted by the Developer for the Inn on Broadway expansion was selected as it presented the highest and best use/development plan for this specific location.

The Inn on Broadway expansion project consists of the addition of a new six-story adjoining building and the reconfiguration of the existing four-story building. When completed, the Inn will offer a new banquet facility, a new spa, approximately 66 additional guest rooms to the existing 22, approximately 18 new residential rental apartments, two levels of parking (partially below grade) integrated into the new building, and the reconfiguration of the existing restaurant, bar, kitchens, and lobby. Façade renderings of the proposed project as completed are attached.

The estimated total development cost is \$25,765,000, and the proposed sources and uses of funds for the Inn on Broadway expansion project are as follows:

<b>Sources</b>		<b>Uses</b>	
Bank Loan	\$23,188,500	Land Acquisition	\$330,000
<u>Developer Equity</u>	<u>2,576,500</u>	Hard Costs	21,535,000
<b>Total</b>	<b>\$25,765,000</b>	Soft Costs	1,400,000
		<u>Contingency</u>	<u>2,500,000</u>
		<b>Total</b>	<b>\$25,765,000</b>

The Developer has agreed to demonstrate best efforts to achieve the City’s MWBE goal of 30%, workforce minority goal of 20%, workforce women goal of 6.9%, and workforce city resident goal of 25%. In addition, the Developer projects the creation of 21 new jobs, the retention of 28 jobs, and the creation of 38 temporary construction jobs.

The State Environmental Quality Review (SEQR) process is underway and an environmental determination is expected to be issued by the lead agency on or before September 18, 2018. A companion RURA item is submitted with this transmittal. A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-154

Ordinance No. 2018-289  
(Int. No. 320)

**Affirming and approving the sale of properties for the 52 Broadway Development Project**

WHEREAS, this Ordinance pertains to the redevelopment of seven adjoining parcels owned by the Rochester Urban Renewal Agency (“Agency”) and known collectively as 52 Broadway (the “Site”);

WHEREAS, the City issued a request for proposals to redevelop the Site and received from Fallone Properties, Ltd. a proposal for that company or an entity to be formed by its managing member Robert Fallone (collectively, the “Developer”) to expand upon the Inn on Broadway located adjacent to the Site at 26 Broadway by reconfiguring the Inn’s existing four-story building and adding an adjacent building on the Site in order to add

approximately 66 guest rooms, approximately 18 residential apartments, enclosed parking, a new banquet facility, and a new spa (collectively, the "Project");

WHEREAS, the Developer is proposing to purchase the Site from the Agency in order to develop the Project for a purchase price of \$330,000 that is based on an independent fair market value appraisal;

WHEREAS, the City desires that the Developer's proposed purchase proceed in accordance with Sections 507 and 556 of the Urban Renewal Law in Articles 15 and 15-A of the General Municipal Law and subject to terms and conditions that require the development of the Project in accordance with the purposes and objectives of the City's continuing efforts to revitalize the Center City, the Agency and the Urban Renewal Law;

WHEREAS, a legal notice has been issued giving public notice as to the availability for public examination of the proposed terms for the disposition and redevelopment of the Site as well as the Developer's Statement for Public Disclosure;

WHEREAS, the Agency has found the Developer to be a qualified and eligible sponsor to carry on the Project; and

WHEREAS, the City Council, pursuant to Article 15 of the General Municipal Law and after due notice, has held a public hearing on September 13, 2018 to consider the proposed disposition and redevelopment of the Site.

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

Section 1. The Council hereby approves and affirms the Agency's sale to the Developer of the following parcels comprising the 52 Broadway Development Project Site for an appraised value of \$330,000:

Address	SBL#	Size (acre)
40 Broadway	121.25-2-33	0.09
46-48 Broadway	121.25-2-34	0.09
52 Broadway	121.25-2-35	0.07
54-60 Broadway	121.25-2-36	0.14
66 Broadway	121.25-2-37	0.03
70 Broadway	121.25-2-38	0.18
50 Broadway	121.25-2-39	0.02

Section 2. The Council hereby finds that disposition by request for proposal and negotiation is the appropriate method for making the Site properties available for redevelopment. The purchase agreement shall be subject to terms and conditions that require the development of the Project in accordance with the purposes and objectives of the City's program to revitalize the Center City, the Agency and the Urban Renewal Law.

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 other terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-290  
Re: Lease Agreement Bill Gray's Inc. - Storage

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation approving a lease agreement between the City of Rochester and Bill Gray's Inc. (John Gonzalez, Principal Shareholder and Chief Executive Officer; Webster, NY), for the use of 1,100 SF of space at 1000 North River St (Suite 107), which is part of The Port of Rochester. The term of the lease will be five (5) years with five (5) additional 5 year terms. The monthly rental amount will be \$642 calculated at a rate of \$7.00 per square foot which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillet, Cahill & Rossi Inc. as of February 2018. The monthly rent will remain at \$642 for the initial 5 year term and for the first year of the first renewal term. It will then be increased by 1% per year through the end of the first renewal period. Any increases in the amount during the remaining renewal periods will be tied to the Consumer Price Index (CPI).



Bill Gray’s restaurant lease was approved at the April, 2018 City Council meeting. They requested this additional space (Suite 107) for off season storage of materials and equipment related specifically to its operation of its business as a restaurant and bar in the leased premises of Suites 101,102 and 103.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-155

Ordinance No. 2018-290  
(Int. No. 321)

**Authorizing a lease agreement with Bill Gray’s Inc.**

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

WHEREAS, the City of Rochester has received a proposal for the lease of 1,100 square feet of space in Suite 107 of the Port Terminal Building located at 1000 North River Street;

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for off season storage of materials and equipment related to the operation of Bill Gray Inc.’s restaurant and bar in the leased premises of Suites 101, 102, and 103; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is five years with five optional five-year renewals, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Bill Gray’s Inc. for use of 1,100 square feet of space in Suite 107 of the Port Terminal Building. The agreement shall have a term of 5 years with five optional renewal terms of five years each.

Section 2. The monthly rental amount for the initial term shall be \$642. The monthly rental amount for the first renewal period, if exercised shall be \$642 for the first year and increased by 1% annually each subsequent year of the first renewal period. If exercised, the monthly rental amounts for any additional renewal periods shall be annually increased based on the Consumer Price Index.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-291  
Water Line Easement Acquisitions –Newcroft Park

Council Priority: Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation approving the acquisition of permanent easements by negotiation or condemnation of two (2) properties on Newcroft Park. These acquisitions will be used for water main installation/repairs and maintenance on properties at 108 and 116 Newcroft Park.

The two properties are noted below with the appraised values, property use and zoning:

- 116 Newcroft Park (Lot 10 on attached map). Single-family structure, privately owned, Zoned: R-1, Appraised value of Easement: \$360.
- 108 Newcroft Park (Lot 9 on attached map). Single-family structure, privately owned, Zoned: R-1, Appraised value of Easement: \$200.

In the event that said easements cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings for their acquisition. In the event of condemnation, the amounts set forth herein for the acquisitions shall be the amount of the offers.

Nothing in this transmittal shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said easements pursuant to the Eminent Domain Procedure Law.

It should be noted that the third lot shown on the attached map (Lot 26) is a city owned, vacant parcel located at 2177 E Main St., and the easement will not require negotiation or condemnation for that parcel.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-156

Ordinance No. 2018-291  
(Int. No. 322)

**Authorizing the acquisition by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for a water main**

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

Section 1. The Council hereby approves the acquisition by negotiation or condemnation of permanent easements over de minimis portions of numbers 108 and 116 Newcroft Park for the installation, operation, maintenance and repair of a water main. The easements shall consist of portions of the following two parcels:

Address	Owners	Boundaries	Value
108 Newcroft Park	Gregory S. Tripp Linda M. Hedden	Exhibit A	\$ 200
116 Newcroft Park	Joseph and Carol Tantillo	Exhibit B	\$ 360

Section 2. The acquisition shall obligate the City to pay an amount not to exceed \$760, consisting of the aggregate appraised easement value of \$560 plus recording fees and any other incidental costs. Said amount, or so much thereof as may be necessary, shall be funded by the 2018-19 Budget of the Department of Environmental Services.

Section 3. In the event that either of said easements cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings for the acquisition of said parcel. In the event of condemnation, the amount set forth herein as the acquisition value shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said easements pursuant to the Eminent Domain Procedure Law.

Section 4. This ordinance shall take effect immediately.

**Exhibit A**  
WATERMAIN EASEMENT WE-1  
PART OF 108 NEWCROFT PARK  
S.B.L #107.810-02-017.002

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Lot 9 of the Atlantic-Woodstock Subdivision, as filed in the Monroe County Clerk's Office in Liber 317 of Maps, Page 13 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Newcroft Park (50' ROW) at the northwest corner of said Lot 9, said corner being the Point or Place of Beginning; thence

- 1) N 66° 26' 00" E, along the northerly line of said Lot 9, a distance of 136.58 feet to the northeast corner thereof; thence
- 2) S 21° 25' 55" W, along the easterly line of said Lot 9, a distance of 14.14 feet to a point; thence
- 3) S 66° 26' 00" W, parallel with and 10.0 feet distant from said northerly line of Lot 9, a distance of 125.63 feet to the said easterly ROW line of Newcroft Park; thence
- 4) Northwesterly, along said ROW line, a distance of 10.27 feet to the said northwest corner of Lot 9, being the Point or Place of Beginning.

**Exhibit B**  
WATERMAIN EASEMENT WE-1  
PART OF #116 NEWCROFT PARK  
S.B.L. #107.810-02-017.001

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Lot 10 of the Atlantic-Woodstock Subdivision, as filed in the Monroe County Clerk's Office in Liber 317 of Maps, Page 13 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Newcroft Park (50' ROW) at the southeast corner of said Lot 10, said corner being the Point or Place of Beginning; thence

- 1) Northwesterly, along said ROW line, a distance of 10.27 feet to a point; thence
- 2) N 66° 26' 00"E, parallel with and 10.0 feet distant from the easterly line of said Lot 10, a distance of 121.35 feet to an angle point; thence
- 3) N 21° 25' 55"E, continuing parallel with and 20.0 feet distant from said easterly line of Lot 10, a distance of 62.92 feet to the northerly line of said Lot 10; thence
- 4) S 68° 53' 18" E, along said northerly line of Lot 10, a distance of 20.00 feet to the northeast corner thereof; thence
- 5) S 21° 25' 55"W, along the said easterly line of Lot 10, a distance of 57.18 feet to an angle point; thence
- 6) S 66° 26' 00"W, continuing along said easterly line of Lot 10, a distance of 136.58 feet to the said southeast corner thereof, being the Point or Place of Beginning

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-292  
Re: Lease Agreement Southeast Neighborhood Service Center

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation approving a lease agreement between the City of Rochester and Gary & Marcia Stern Family Limited Partnership (Allan Stern, Principal, Rochester, NY 14607) for the continued use of office space at 320 North Goodman Street, which is part of Village Gate. The Southeast Neighborhood Service Center (SE-NSC) has been located at this site since 2013. The term of the new lease will be for two (2) years, with 3, one-year renewal options and will commence on October 1, 2018. The SE NSC office will lease approximately 3,800 square feet of office space.

The annual lease amount is \$29,840 and each additional year will increase by a fixed 2% annual escalator. The City will be responsible for an initial payment of \$2,486 monthly, which is calculated at \$7.85/SF/Year. The appraisal was prepared by Midland Appraisal Associates in July 2018. The City will be responsible for utilities, information technology, telephones, security, furniture and janitorial services. The previous lease payment was \$2,437 per month or \$29,244 annually.

The annual cost of this lease will be funded through the 2018-2019 Department of Neighborhood & Business Development budget and subsequent budgets, contingent upon their approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-157

Ordinance No. 2018-292  
(Int. No. 323)

**Authorizing a lease agreement for the Southeast Neighborhood Service Center**

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 Gary & Marcia Stern Family Limited Partnership for the lease of office space at 320 North Goodman Street for the Southeast Neighborhood Service Center. The agreement shall have a term of two years commencing on October 1, 2018 with three one-year renewal options.

Section 2. The lease agreement shall obligate the City to pay \$29,840 annually and each additional year shall increase by a fixed 2% annual escalator. The City shall be responsible for utilities, information technology, telephones, security, furniture and janitorial services. Said amounts shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development (the Department) for the first year, and, in the following years, subsequent budgets of the Department contingent upon their approval.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-293  
Re: Agreement - Landmark Society of WNY, Inc. Northwest Quadrant Historic Resource Survey

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the implementation of the Northwest Quadrant Historic Resource Survey, which is the third phase of a four-phase survey to identify properties eligible for listing in the National Register of Historic Places. The Southwest Quadrant was surveyed in 2017, and the Southeast Quadrant was surveyed in 2016. Given the limited funds available this year, only half of the properties in the Northwest Quadrant will be surveyed at this time. The rest of the properties in the Northwest will be surveyed next year, along with the properties in the Northeast.

This legislation will:

- 1) Authorize the receipt and use of a \$16,000 grant from the State Historic Preservation Office (SHPO);
- 2) Authorize the receipt and use of a \$5,500 grant from the Preservation League of New York State; and

- 3) Establish \$21,500 as maximum compensation for an agreement with the Landmark Society of Western New York, Inc. (LSWNY) to manage the grants, solicit and hire consultants to conduct the survey work, and coordinate the findings with SHPO. The cost of the agreement will be funded from the above grants and supplemented with in-kind City staff time. The term of the agreement will be for one year.

The last city-wide survey of this kind was completed in 1986. Pursuant to an agreement with SHPO, the City of Rochester is required to maintain an up-to-date inventory of historic resources.

LSWNY is uniquely qualified to oversee this work and to manage this contract, as it is one of the oldest and most active preservation organizations in the nation. LSWNY is a not-for-profit membership organization dedicated to protecting the unique architectural heritage of our region and promoting preservation and planning practices that foster healthy, livable and sustainable communities. A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-158

Ordinance No. 2018-293  
(Int. No. 324)

**Authorizing funding and agreements for the Northwest Quadrant Historic Resource Survey**

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 or agreements with the New York State Historic Preservation Office (SHPO) for the receipt and use of \$16,000 to fund a historic resource survey that focuses on properties in the City’s Northwest Quadrant (the “Project”).

Section 2. The Mayor is hereby authorized to enter into an agreement with the Preservation League of New York State for the receipt and use of a grant of \$5,500 to fund the Project.

Section 3. The Mayor is hereby authorized to enter into an agreement with The Landmark Society of Western New York, Inc. to implement the Project by managing the grants, soliciting and hiring consultants, and coordinating findings with the SHPO. The maximum compensation for the agreement shall be \$21,500. That amount, or so much thereof as may be necessary, is hereby appropriated for the agreement from the anticipated grants authorized herein.

Section 4. The agreements shall be for a term of one year.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-294  
Re: Amending Ordinance No. 2018-181 49 Stone Street Redevelopment Project

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-181 which authorized a loan agreement with 49 Stone Street LLC, or an entity to be formed by Hudson Partners Development LLC, in the amount of \$400,000. This amendment will change the source of a portion of the loan amount from Prior Years’ Cash Capital (in the amount of \$22,852) and instead fund the same amount from 2017-18 Cash Capital. All other aspects of the ordinance remain unchanged.

In June 2018, City Council approved the appropriation of the sum of \$400,000 for a project at 49 Stone Street and the Mayor was authorized to enter into a loan agreement for the same amount. 49 Stone Street LLC will use this gap funding toward the redevelopment of the property located at 49 Stone Street in Center City. The loan amount of \$400,000 will now be funded as follows: \$257,676.30 from 2016-17 Cash Capital – NBD Land Acquisition and \$142,323.70 from 2017-18 Cash Capital – NBD Land Acquisition.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-294  
(Int. No. 325)

**Amending Ordinance No. 2018-181 authorizing a loan agreement for the 49 Stone Street Redevelopment Project**

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

Section 1. Ordinance No. 2018-181, authorizing a loan agreement for the 49 Stone Street Redevelopment Project, is hereby amended in Section 1 to read in its entirety as follows:

Section 1. The sum of \$400,000 from the following sources is hereby appropriated to the Housing Revolving Loan Fund to finance the redevelopment of the property located at 49 Stone Street in the Center City (the Project): ~~\$22,852 from Prior Years' Cash Capital~~, \$257,676.30 from 2016-17 Cash Capital, and ~~\$19,471.70~~ \$142,323.70 from 2017-18 Cash Capital.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-295

Re: Sale of the Mortimer Street Parking Garage to Sibley Redevelopment Limited Partnership and CGI Communications

Transmitted herewith for your approval is legislation authorizing the sale of the Mortimer Street Parking Garage (the "Garage") to a to-be-formed limited partnership between Sibley Redevelopment Limited Partnership (structure attached) and CGI Communications (principal, Bob Bartosiewicz), controlled by key principals Gilbert Winn and Bob Bartosiewicz respectively, (collectively, the "Purchaser"). The Purchaser was selected through a Request for Proposals ("RFP") issued on April 17, 2018. The purchase price for the Garage will be \$3,105,000.

The Garage is a 7-story structure consisting of 600 parking spaces situated on a 0.91 acre parcel on North Clinton Avenue between Mortimer and Division streets. An independent appraisal of the Garage completed by Kevin L. Bruckner, MAI, CCIM, of Bruckner, Tillett, Rossi, Cahill & Associates in January 2018 determined an appraised value of \$0. The RFP Review Committee attributed the low appraisal value to the fact that the Sibley Building, linked to the Garage by a pedestrian skyway, had been vacant for a substantial period of time, resulting in diminished demand for the Garage. The Committee felt that reoccupying the Sibley Building and the redevelopment of The Metropolitan, the Granite Building (CGI) and the former McCrory's Building (where the City's Traffic Violation Agency is now located) would bring demand for parking to Mortimer Street Garage. Thus, the Committee attributed a \$3,000,000 value to the Garage and established that as the minimum bid for the responses to the City's RFP.

Sibley (through its affiliates) is the developer and owner of Sibley Square, which, as stated above, is connected to the Garage. Sibley Square is home to Lifespan Senior Center, Rochester Childfirst Network, Eastman Dental, NextCorp, Spectra apartments with 104 units, and Landmark apartments with 72 units. Future Sibley Square development plans include over 100 units of workforce housing, a charter school, a technology workspace, and a food destination. CGI is investing approximately \$45 million to develop its Main Street properties adjacent to the Garage. Combined, the Purchaser currently needs 400 parking spaces for its respective tenants and employees. Ownership and control of the Garage will support the continued tenancy and viability of these downtown buildings.

Sibley currently operates 34 properties with multi-story garages and 300 properties with adjacent surface lots. Through its affiliates, WinnResidential and WinnMilitary, Sibley owns over 100,000 parking spaces nationally. The Purchaser will contract with AllPro Parking to serve as parking manager. Allpro Parking contracted with the City to provide operating assistance for the Mortimer Street Parking Garage operations until June 30, 2018.

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, an entity affiliated with Winn. The Purchaser will be required to provide a perpetual easement in favor of Rochester Police Department ("RPD") reserving thirty (30) parking spaces for RPD use without compensation to the Purchaser. The City is also in the process of granting 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.

The sale of the Garage, to include the skyway across Clinton Avenue linking the garage to the Sibley Building, will provide revenue to the City up front upon sale, and moving forward, via savings on annual maintenance costs as well as increased tax revenue. The Purchaser understands that the Garage will be assessed at full real estate taxes with no tax abatements. Additionally, the sale will continue the provision of public parking for visitors and for employees and customers of area businesses. The Purchaser recognizes the City's parking needs and projects 400-500 monthly parking users, allowing additional availability for daily parking and preserving 30 spaces for RPD.

In accordance with Section 72-j of the General Municipal Law, the Purchaser shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for inflation and to offset the Purchaser's capital costs of garage rehabilitation and renovation projects.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-295  
(Int. No. 341)

#### **Authorizing the sale of the Mortimer Street Garage**

WHEREAS, in response to a request for proposals, the City of Rochester has received a proposal from the principals of Sibley Redevelopment Limited Partnership and CGI Communications, Inc. to purchase the Mortimer Street Garage, which is a 7-story structure that holds approximately 600 parking spaces located at 83 Mortimer Street (S.B.L. 106.79-1-55.2), together with a pedestrian skyway that spans North Clinton Avenue and links the garage to the Sibley Building (collectively, the "Garage");

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

WHEREAS, City Director of Real Estate deems the proposed sale to be in the best interest of the City because it will generate revenue through the upfront payment of the purchase price, allow for continued use of the Garage for parking by visitors, customers, employees and residents of area businesses and residences, save the City ongoing maintenance costs, and generate new real property tax revenues.

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 Mortimer Street Garage and its associated skyway (collectively, the "Garage") to a limited partnership to be formed between Sibley Redevelopment Limited Partnership and CGI Communications, Inc. (the "Purchaser") for the sum of \$3,105,000, subject to the terms set forth herein and to such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. The terms of the sale shall require the Purchaser to: continue the operation of the Garage for public parking purposes for the remainder of the economic useful life of the garage building; assume the obligation to inspect, maintain and repair the Garage; assume the rights to receive all parking fees; accept an assessment of real property taxes based on the purchase price of \$3,105,000, with future tax reassessments based on the then current fair market value; forgo requesting or accepting any real property tax abatement; and provide to the City a perpetual easement that reserves thirty parking spaces for Rochester Police Department vehicles free of charge.

Section 3. In accordance with Section 72-j of the General Municipal Law, the Purchaser shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for changes in the Consumer Price Index and to offset the Purchaser's capital costs of Garage rehabilitation and renovation projects.

Section 4. 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 purposes and other terms of the lease.

Section 5. The Mayor is hereby authorized to enter into such other agreements and to execute such other instruments as may be necessary to implement the transaction authorized herein.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of the East End Parking Garage to 475 East Main St, LLC

Transmitted herewith for your approval is legislation authorizing the sale of the East End Parking Garage (the "Garage") to 475 East Main St, LLC which is owned by Woodlawn Real Holdings LLC (owned by a trust of which Thomas Masaschi is the managing member), Olin Ventures, LLC (owned by Mark Gaffney), and Trason Elm, LLC (owned by Dr. Daniel Elstein) (the "Purchaser"). The Purchaser was selected via a Request for Proposals ("RFP") process initiated on April 17, 2018. The purchase price for the Garage will be \$4,300,000.

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 Kevin L. Bruckner, MAI, CCIM, of Bruckner, Tillett, Rossi, Cahill & Associates in January 2018 determined an appraised value of \$3,045,000.

The Purchaser has redeveloped and owns over 500,000 square feet of real estate within three blocks of the Garage, comprising 397 residential units and 31 commercial units. These properties include 111 on East, The Columbus Building, 88 on Elm, the Rochester Club Center, and the Cadillac Hotel. Ownership and control of the Garage will support the continued tenancy and viability of these buildings. The Purchaser will contract with Allpro Parking, LLC to serve as parking manager. Allpro Parking currently manages the Purchaser's parking lot portfolio, and was contracted with the City to provide customer service for the East End Parking Garage until June 30, 2018.

The Purchaser has indicated a commitment to 24-hour surveillance, security cameras, increased signage, improved garage efficiencies, maintenance staff to keep floors, walls, and sidewalks clean year-round, periodic condition assessments and prompt repairs, and additional ongoing improvements. Potential improvements discussed include enhanced lighting, a public art component, 24-hour virtual concierge system, shuttle services to major destinations, and the development of a smart phone app to inform customers of nearby events, pricing, and parking availability.

The City has entered into a parking agreement with the Eastman School of Music that reserves 111 spaces until 2021 and a parking agreement with the Sagamore on East, LLC that reserves 46 spaces for residents until 2052. The Purchaser will be required to maintain these agreements and will seek to expand partnerships with other East End businesses. The Purchaser has stated that the garage will be open to the public at all times of day.

The sale of the Garage will provide revenue to the City up front upon sale, and moving forward, via savings on annual maintenance costs as well as increased tax revenue. The Purchaser understands that the Garage will be assessed at full real estate taxes with no tax abatements. Additionally, the sale will continue the provision of public parking for visitors and for employees and customers of area businesses.

In accordance with Section 72-j of the General Municipal Law, the Purchaser shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for inflation and to offset the Purchaser's capital costs of garage rehabilitation and renovation projects.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Int. No. 342

**Authorizing the sale of the East End Garage**

WHEREAS, in response to a request for proposals, the City of Rochester has received a proposal from the principals of Woodlawn Real Holdings LLC, Olin Ventures, LLC and Trason Elm, LLC to purchase the East End Garage, which is located at 475 East Main Street (S.B.L. # 106.81-2-3.003 and consists of a two-section, 5- and 6-story structure containing approximately 1,282 parking spaces (the "Garage");

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

WHEREAS, City Director of Real Estate deems the proposed sale to be in the best interest of the City because it will generate revenue through the upfront payment of the purchase price, allow for continued use of the Garage for parking by visitors, customers, employees and residents of area businesses and residences, save the City ongoing maintenance costs, and generate new real property tax revenues.

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 East End Garage ("Garage") to 475 East Main St, LLC or a to a corporation or limited partnership to be formed between Woodlawn Real Holdings LLC, Olin Ventures, LLC and Trason Elm, LLC (the "Purchaser") for the sum of \$4,300,000, subject to the terms set forth herein and to such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. The terms of the sale shall require the Purchaser to: continue the operation of the Garage for public parking purposes for the remainder of the economic useful life of the garage building; assume the obligation to inspect, maintain and repair the Garage; assume the rights to receive all parking fees; accept an assessment of real property taxes based on the purchase price of \$4,300,000, with future tax reassessments based on the then current fair market value; forgo requesting or accepting any real property tax abatement; and abide by the terms of the certain existing agreements wherein the City has reserved set numbers of parking spaces for certain third parties.

Section 3. In accordance with Section 72-j of the General Municipal Law, the Purchaser shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for changes in the Consumer Price Index and to offset the Purchaser's capital costs of Garage rehabilitation and renovation projects.

Section 4. 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 purposes and other terms of the lease.

Section 5. The Mayor is hereby authorized to enter into such other agreements and to execute such other instruments as may be necessary to implement the transaction authorized herein.

Section 6. This ordinance shall take effect immediately.

Failed by the following vote:

Ayes – Councilmembers Evans, Lightfoot -2.

Nays – President Scott, Councilmembers Clifford, Gruber, McFadden, Ortiz, Patterson, Spaul -7.

**TO THE COUNCIL**

Ladies and Gentlemen:

Ordinance No. 2018-296  
Re: Long-Term Capital Lease of the Genesee Crossroads Parking Garage to CRR Parking LLC

Transmitted herewith for your approval is legislation authorizing the long-term capital lease of the Genesee Crossroads Parking Garage (the "Garage") to CRR Parking LLC (the "Lessee"), whose principals are Robert Gordon and Chris Hill (managing members of I. Gordon Corp.), and Richard Goldstein (President & CEO of Mapco Auto Parks). The Lessee was selected from a set of proposals received in response to a Request for Proposals ("RFP") issued on April 17, 2018. The conveyance value of the garage will be the appraised value of \$3,165,000 and the term of the lease will be 30 years with an option to renew for an additional 10 years.

The Garage consists of 604 parking spaces over four half levels, one of which is at grade and three of which are below grade. The Garage is located along Andrews Street and is adjacent to the Genesee River, and its roof serves as a plaza for the Charles Carroll Park. An independent appraisal of the Garage completed by Kevin L. Bruckner, MAI, CCIM, of Bruckner, Tillett, Rossi, Cahill & Associates in January 2018 determined an appraised value of \$3,165,000.

MAPCO is a Brighton-based parking management company that has operated the Civic Center Garage, a 1,300-parking space underground facility in downtown Rochester, since 1985. MAPCO operates additional surface lots downtown, as well as parking at the Greater Rochester International Airport. I. Gordon has owned and operated real estate in the Rochester region for 75 years, including the Reynolds Arcade and First Federal Plaza in downtown Rochester where its corporate office is located.

The Lessee has pledged to provide a well-maintained facility, with easy access to all entries and exits, and to ensure that the Garage is well-lit, heated, and secure. MAPCO will work closely with area property owners to accommodate needs for event parking, valet services, reserved parking, and daily visitor parking. MAPCO will also work with industry consultants who will assist in maximizing traffic flow and install cutting-edge technology that will provide a better customer service for those parking in the Garage. The Lessee recognizes that their management and maintenance of the Garage will support visitors' ROC the Riverway experience.

The City currently has no parking agreements with private entities for use of the Garage. The Lessee will be required to maintain easements with Rochester District Heating Cooperative (“RDH”) and Rochester Gas & Electric (“RG&E”). The RDH easement is for an insulated steam line that runs on the interior of the Garage from Andrews Street, and the RG&E easement is for a transformer at the north end of the Garage. The Lessee will additionally be required to provide the City access to the Garage as it relates to the City’s rehabilitation of Charles Carroll Plaza.

The Lessee will pay the City \$3,165,000 upon initiation of the lease. The lease of the Garage will provide revenue to the City up front upon lease, and moving forward, via savings on annual maintenance costs as well as increased tax revenue. The Lessee understands that the Garage will be assessed at full real estate taxes with no tax abatements. Additionally, the lease will continue the provision of public parking for visitors and for employees and customers of area businesses. The Lessee will assume the liability of the Garage maintenance.

In accordance with Section 72-j of the General Municipal Law, the Lessee shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for inflation and to offset the Lessee’s capital costs of garage rehabilitation and renovation projects.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-296  
(Int. No. 343)

**Authorizing a long-term capital lease agreement for the Genesee Crossroads Garage**

WHEREAS, in response to a request for proposals, the City of Rochester has received a proposal from the principals of I. Gordon Corporation and Mapco Auto Parks Ltd. to lease the Genesee Crossroads Garage (the “Garage”), which is located beneath the plaza of Charles Carroll Park at 69 Andrews Street (S.B.L. # 106.79-1-65) and comprised of approximately 604 parking spaces with entrances and exits on Corinthian Street and Andrews Street;

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

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

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will provide revenue to the City through the upfront payment of the lease amount, allow for continued use of the Garage for parking by visitors, customers and employees of area businesses, save the City ongoing maintenance costs, and generate new real property tax revenues; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is thirty years with one ten-year renewal option, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into an agreement with CRR Parking LLC or a corporation or limited partnership to be formed by Robert Gordon and Chris Hill (managing members of I. Gordon Corporation) and Richard Goldstein (President and CEO of Mapco Auto Parks Ltd.) (collectively, the “Lessee”) to lease the Genesee Crossroads Garage from the City. The agreement shall extend for a term of thirty years, with an option to renew for an additional term of ten years.

Section 2. The agreement shall obligate the Lessee to pay the City \$3,165,000 upon the initiation of the lease.

Section 3. The agreement shall require the Lessee, for the term of the lease, to: continue the operation of the Garage for public parking purposes; assume the obligation to inspect, maintain and repair the Garage; assume the rights to payment of all parking fees; accept an assessment of real property taxes based on the Garage’s current appraised value of \$3,165,000, with future reassessments based on the then current fair market value; forgo requesting or accepting any real property tax abatement; and provide the City access to the Garage as it relates to the rehabilitation of the Charles Carroll Park plaza.

Section 4. In accordance with Section 72-j of the General Municipal Law, the Lessee shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for changes in the Consumer Price Index and to offset the Lessee’s capital costs of Garage rehabilitation and renovation projects.

Section 5. 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 purposes and other terms of the lease.

Section 6. The Mayor is hereby authorized to enter into such other agreements and to execute such other instruments as may be necessary to implement the transaction authorized herein. The lease agreement and any other agreements and instruments shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.



By Councilmember Evans  
September 18, 2018

To the Council:

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

- Int. No. 326 Authorizing an amendatory agreement for the 2017 Preventive Maintenance Contract #4 Project
- Int. No. 327 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$400,000 Bonds of said City to finance the reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to the 2017 Preventative Maintenance Contract #4 Project
- Int. No. 328 Authorizing reimbursement agreement for areaway improvements at 1 South Clinton Avenue
- Int. No. 329 Authorizing an amendatory agreement for the Rundel Library Structural Terrace Improvements Phase IV Project
- Int. No. 330 Authorizing agreements for a transitional job training and placement program
- Int. No. 331 Authorizing reimbursement agreement for abandonment of areaway at 49 Stone Street

Respectfully submitted,  
Malik Evans (Excused)  
Mitch Gruber (Abstained from Int. No. 331)  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-297  
Ordinance No. 2018-298  
Re: 2017 Preventive Maintenance Contract #4 Project

Transmitted herewith for your approval is legislation related to 2017 Preventive Maintenance Contract #4 Project. This legislation will:

1. Authorize an amendatory agreement with Joseph C. Lu Engineering and Land Surveying, PC, Rochester 14604 (Cletus O. Ezenwa, PE., CEO), for additional resident project representation (RPR) services.
2. Authorize the issuance of bonds totaling \$400,000 for construction and RPR services.

The original agreement for \$300,000 was authorized in June 2017 (Ordinance No. 2017-172). This amendment will increase maximum compensation by \$135,000 to a total of \$435,000. The term of the agreement may extend until three months after project completion. The cost of the amendatory agreement will be financed from bonds to be issued herein.

Project costs are as follows:

Source	Construction	Contingency	RPR	Total
FHWA Authorized Ordinance No. 2017-172	\$1,254,020	\$87,200	\$240,000	\$1,581,220
NYS Marchiselli Aid	235,129	16,350	45,000	\$296,479
Bond authorized Ordinance No. 2017-173	73,914	11,086	15,000	\$100,000
Bonds to be issued	0	265,000	135,000	\$400,000
2011-12 Cash Capital	644	56	0	\$700
2016-17 Cash Capital	354,135	0	0	\$354,135
Rochester Pure Waters District (Ord. No. 2016-376)	3,818	332	0	\$4,150
Total	\$1,921,660	\$380,024	\$435,000	\$2,736,684

The project is a federal aid project, administered by the City under agreement with the NYS Department of Transportation (DOT) and includes five locations:

- Browncroft Boulevard (Merchants Road- East City Line)
- Merchants Road (Browncroft Boulevard - Culver Road)
- Central Park (Portland Avenue- North Goodman Street)
- Cleveland Street (Hudson Avenue- North Street)
- Draper Street (North Street- Portland Avenue)

Joseph C. Lu Engineering and Land Surveying, PC will provide additional resident project representation (RPR) services. During the project, sixty nine (69) pedestrian compliant ramps were added to meet the requirements of the Americans with Disabilities Act (ADA). This change combined with unforeseen field conditions and extensive coordination efforts required for the construction of the Upper Falls Square Apartment Complex (Depaul Properties, Inc.) at the corner of Hudson Ave and Cleveland, resulted in a 75 day extension to the contract.

Construction is currently underway with a substantial completion date of November 2018. This additional bonding results in the creation and/or retention of the equivalent of 3.2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-159

Ordinance No. 2018-297  
(Int. No. 326)

**Authorizing an amendatory agreement for the 2017 Preventive Maintenance Contract #4 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 Joseph C. Lu Engineering and Land Surveying, P.C. for additional resident project representation services for the 2017 Preventive Maintenance Contract #4 Project. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2017-172, by \$135,000 to a total amount of \$435,000. The amendatory compensation amount shall be funded from bonds to be appropriated for the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-298  
(Int. No. 327)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$400,000 Bonds of said City to finance the reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to the 2017 Preventive Maintenance Contract #4 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 the cost of milling, resurfacing and reconstruction of certain portions of Cleveland Street (Hudson Avenue to North Street), Draper Street (North Street to Portland Avenue), Central Park (Portland Avenue to N. Goodman Street), Merchants Road (Browncroft Boulevard to Culver Road) and Browncroft Boulevard (Merchants Road to East City Line) related to the 2017 Preventive Maintenance Contract #4 Project in the City, for construction and resident project representation services (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 \$2,736,684, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$400,000 bonds of the City to finance a portion of said appropriation, \$1,581,220 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2017-172), \$296,479 in NYS Marchiselli Aid Program reimbursements, the issuance of \$100,000 bonds of the City authorized in Ordinance No. 2017-173, \$700 from 2011-2012 Cash Capital, \$354,135 in 2016-17 Cash Capital and \$4,150 from Rochester Pure Waters District (Ordinance No. 2016-376) 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 \$400,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$400,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20. 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.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-299  
Re: Reimbursement Agreement – Gallina Development Corp., 1 South Clinton Avenue Areaway Improvements

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for a reimbursement agreement with Gallina Development Corp. for areaway improvements. The cost of the agreement will be financed from bond funds appropriated for the project in Ordinance No. 2017-51 and the term will be for one year.

The project includes areaway waterproofing, demolition and sidewalk replacements on East Main Street in front of 1 South Clinton Avenue as part of the ongoing Main Street Revitalization Project. It is anticipated that construction will begin in September 2018 with scheduled completion in December 2018. The project will result in the creation and/or retention of the equivalent of 0.4 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-160

Ordinance No. 2018-299  
(Int. No. 328)

**Authorizing reimbursement agreement for areaway improvements at 1 South Clinton Avenue**

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

Section 1. As part of the Main Street Streetscape and Pedestrian Wayfinding Enhancement Project ("Project"), the Council hereby authorizes the Mayor to enter into an agreement with Gallina Development Corp. ("Gallina") wherein the City shall reimburse Gallina for up to \$40,000 as a portion of the costs incurred to implement the special treatment of the areaway at 1 South Clinton Avenue in the form of areaway waterproofing, demolition and replacement of the overlying sidewalk, and the construction or reconstruction of the necessary incidentals thereto. The reimbursement shall be funded from the bond funds appropriated for the Project in Ordinance No. 2017-51 and the term of the agreement shall be for one year.

Section 2. The work described in Section 1 shall be performed and constructed in accordance with the provisions of Chapter 10 of the Municipal Code and City Standards and Specifications.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-300  
Amendatory Agreement LaBella Associates, D.P.C., Rundel Library Structural Terrace Improvements Phase IV Project

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the Rundel Library Structural Terrace Improvements Phase IV Project. This legislation will authorize an amendatory agreement with LaBella Associates, D.P.C., Rochester, New York, (Sergio Esteban, Chief Executive Officer) for additional engineering, planning and landscape architectural services.

The original agreement for \$750,000 was authorized by City Council Ordinance No. 2016-343 for evaluating the existing conditions of the substructures supporting the Rundel Library north terrace and elevated east sidewalk, assessing the integrity of previous repairs, and identifying priority repairs necessary to extend the serviceable life of this vital center city infrastructure. This amendment will increase maximum compensation by \$550,000 to a total of \$1,300,000 to include additional design and resident project representation services. The additional services will include increased engineering due to existing structural conditions, and creation of a greatly enhanced public realm that includes new seating, raised planters, public art, water feature(s), historical interpretive features, and a fully ADA accessible river theatre overlook. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project. The cost of the agreement will be financed from bonds authorized by Ordinance No. 2016-344.

The overall project will reconstruct the closed north riverfront terrace and elevated east sidewalk and create a more vibrant public space that celebrates the Library and the history of the aqueduct and Erie Canal. The estimated overall cost of the project is \$7.8 million. \$1.5 million of this project will be funded by ROC the Riverway awarded by the Honorable Governor Andrew Cuomo.

Engineering inspections, design and public outreach began in early 2017 and are in progress. It is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2020. The amendment will result in the creation and/or retention of the equivalent of 6.0 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-300  
(Int. No. 329)

**Authorizing an amendatory agreement for the Rundel Library Structural Terrace Improvements Phase IV Project**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with LaBella Associates, D.P.C. for additional engineering, planning and landscape architectural services for the Rundel Library Structural Terrace Improvements Phase IV Project (the Project). The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2016-343, by \$550,000 to a total amount of \$1,300,000. The amendatory compensation amount shall be funded from bonds authorized for the Project in Ordinance No. 2016-344.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-301  
Agreement – New York State Department of Corrections and Community Supervision / Center for Employment Opportunities, Inc., Job Training Program

Transmitted herewith for your approval is legislation establishing an agreement with the New York State Department of Corrections and Community Supervision (DOCCS) to partner with the City in a transitional job training and placement program. The agreement was formerly executed directly with the Center for Employment Opportunities, Inc., (CEO), and the City reimbursed DOCCS for the funds they paid CEO to provide the program. DOCCS is now requiring that all agencies that have partnered in the past with CEO now have a direct agreement with DOCCS instead, as CEO functions as DOCCS’s subcontractor to provide this service. As before, CEO will continue to be paid directly by DOCCS and the City will continue to reimburse DOCCS for the payments they make on the City’s behalf. The proposed agreement will replace the existing one.

The agreement will have a term of one (1) year, from July 1, 2018 through June 30, 2019, with the provision for five (5) one-year extension periods, and will be funded from the 2018-19 Budget of the Department of Environmental Services for the first year in the amount of \$141,500, and subsequent budgets for the 2019-20, 2020-21, 2021-22, 2022-23 and 2023-24 extension periods, contingent upon adoption of the latter budgets. The maximum compensation for each subsequent extension period shall be as follows: \$145,800 for 2019-20, \$150,200 for 2020-21, \$154,700 for 2021-22, \$159,400 for 2022-23, and \$164,200 for 2023-24. The maximum compensation amounts will rise in the subsequent extension periods to reflect the minimum wage increases mandated by NYS living wage law over the course of the extension periods.

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. Therefore, a second agreement, between the City and CEO, for these items is also necessary and is transmitted herewith for your approval as well.

Participants in the program have criminal conviction(s), are currently under criminal justice supervision and live in the City of Rochester. DOCCS, through their agreement with CEO, will provide a work crew comprised of six people and one supervisor to the City for a period of 52 weeks, commencing on July 1, 2018. The work crews will perform agreed upon services and assignments as determined by City staff and mainly consisting of but not limited to litter collection and hand-sweeping, and snow and ice control as needed during the winter. DOCCS, through their agreement with CEO, will provide supervision of the crews. The City shall provide performance expectations and reviews of the work performed.

Each of the six people comprising the work crew will work six and one-half hours a day for four days a week. Litter collection and hand-sweeping will occur on City sidewalks, street corners and curb lanes on Norton Street, Upper Falls Blvd / Cleveland Street and Central Park, all from N. Clinton Avenue to North Street, Clifford Avenue from N. Clinton Avenue to N. Goodman Street, Joseph Avenue, Hudson Avenue and North Street, all from Norton Street to Central Park, and Portland Avenue from Norton Street to Bay Street. The area will also include 100 feet along all adjacent cross streets at their intersection in both directions (please see the attached map). This work area will be solely assigned to the CEO crew supplied by DOCCS. In addition, the City will reserve the authority to direct work at other locations as priorities and conditions dictate. CEO will submit invoices to DOCCS for payment of the services provided, and the City will reimburse DOCCS for the use of the CEO crew.

Results from last year's program with CEO were favorable, with neighborhood businesses, merchants and private citizens giving the program positive reviews. There were 35 participants in the program.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-161

Ordinance No. 2018-301  
(Int. No. 330)

**Authorizing agreements for a transitional job training and placement 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 Corrections and Community Supervision (DOCCS) to partner with the City in a transitional job training and placement program (the Program). The agreement shall have a term of one year with five one-year extension options. The maximum compensation for the first year shall be \$141,500 and the extension periods, if exercised, shall be \$145,800, \$150,200, \$154,700, \$159,400 and \$164,200. The compensation amounts shall be funded from the 2018-19 Budget of the Department of Environmental Services (the Department) for the first year, and from subsequent budgets of the Department for the extension periods, contingent upon approval.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Center for Employment Opportunities, Inc. who will provide work crews under the supervision of DOCCS for the Program. 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 to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-302  
Reimbursement Agreement Action for a Better Community, Incorporated 49 Stone Street Areaway Abandonment

Transmitted herewith for your approval is legislation establishing \$26,000 as maximum compensation for a reimbursement agreement with Action for a Better Community, Incorporated (ABC) for areaway improvements. The cost of the agreement will be financed from 2014-15 Cash Capital and the term will be for one year.

The areaway located at 49 Stone Street has been of concern to the City for over a decade. Since 2003, communications between the City and ABC have occurred regarding repairs needed to their areaway roof which was causing the sidewalks above the areaway to fail. The City performed interim repairs to the sidewalks to maintain accessibility. ABC contracted to have the work done in early 2018 prior to sale of the property in August of 2018. The City shares a portion of this cost per the City's policy on areaway abandonment, Ordinance No. 1981-104 which encourages the removal of underground areaways and vaults.

The work performed by ABC included: utility relocation, building a block wall to close off the building opening to the areaway, waterproofing the wall and removal of the areaway roof. The City's share of the work included the cost to: demolish the areaway walls, breakup the areaway floor, backfill the abandoned areaway with structural fill, construct the sidewalk over the abandoned areaway and install granite curb.

The project resulted in the creation and/or retention of the equivalent of 0.3 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-302  
(Int. No. 331)

**Authorizing reimbursement agreement for abandonment of areaway at 49 Stone Street**

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

Section 1. The Council hereby authorizes the Mayor to enter into an agreement with Action for a Better Community, Incorporated (“ABC”) wherein the City shall reimburse ABC for up to \$26,000 as a portion of the costs incurred to implement the special treatment of the areaway at 49 State Street in the form of the abandonment of said areaway, and the construction or reconstruction of the necessary incidentals thereto. The reimbursement shall be funded from 2014-15 Cash Capital and the term of the agreement shall be for one year.

Section 2. The work described in Section 1 shall be performed and constructed in accordance with the provisions of Chapter 10 of the Municipal Code and City Standards and Specifications.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 8.

Nays – None - 0.

Councilmember Gruber abstained due to a professional relationship.

By Councilmember Lightfoot  
September 18, 2018

To the Council:

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

- Int. No. 332                      Appropriating funds and authorizing an agreement to support community programs
- Int. No. 333                      Amending Ordinance Nos. 2017-309 and 2018-22 to extend animal population control program
- Int. No. 334                      Authorizing agreement with the New York State Division of Homeland Security and Emergency Services for Tactical Team Program Grant
- Int. No. 335                      Authorizing grant agreement with the New York State Division of Homeland Security and Emergency Services for Critical Infrastructure Grant Program
- Int. No. 336                      Amending the 2018-19 Budget for after-school programming
- Int. No. 337                      Authorizing an agreement and amending the budget for the Concrete to Canvas Project
- Int. No. 338                      Authorizing a grant agreement and funding for the Child Passenger Safety Program
- Int. No. 339                      Amending the 2018-19 Budget for the reimbursement of overtime costs and other expenses related to electronic crime investigations
- Int. No. 340                      Authorizing agreements and amending the budget related to the Rochester Urban Skate Park
- Int. No. 346                      Authorizing agreements for the Teenage Pregnancy Prevention Program

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

Received, filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-303  
Re: Appropriation – Federal Forfeiture Funds for Center for Teen Empowerment, Inc.

Council Priority: Public Safety

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

1. Appropriate \$5,000 in RPD federal forfeiture funds to support Center for Teen Empowerment, Inc. and amend the 2018-19 Budget of the Police Department by said amount.
2. Establish \$5,000 as maximum compensation for an agreement with Center for Teen Empowerment, Inc. (Director of Rochester Programs: Doug Ackley) to continue its programs to improve police and youth dialog for engagement and relationship building as a component of RPD’s commitment towards community engagement and training. The cost of this agreement will be funded from the 2018-19 Budget of the Police Department and have a term of one year.

The appropriations requested this month will result in a balance of approximately \$949,300 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-303  
(Int. No. 332)

**Appropriating funds and authorizing an agreement to support community programs**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$5,000, which amount is hereby appropriated from Federal funds realized from seized and forfeited assets to support community programs.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$5,000 with the Center for Teen Empowerment, Inc. to continue its program to improve police and youth dialogue for engagement and relationship building. Said amount shall be funded from the appropriation in Section 1 herein and the term of the agreement shall not exceed one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-304  
Re: Amendment – Ordinance No. 2017-309 and Ordinance No. 2018-22

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending Ordinance No. 2017-309 and 2018-22 relating to the 2017 American Society for the Prevention of Cruelty to Animals (ASPCA), Animal Population Control Program grant.

This grant is assisting low-income residents in paying for spay and neuter services for their pets with the purpose of reducing the number of animals born and surrendered to the shelter. No-cost spay/neuter vouchers are being provided to qualifying residents for redemption at a local veterinary service provider where their pets can be spayed or neutered.

RPD requested an extension from the grantor in order to fully expend the funds. Therefore, the ordinance for the grant (Ordinance No. 2017-309) and the Ordinance for the agreement with Animal Hospital of Pittsford, P.C. (Ordinance No. 2018-22) are amended as follows:

- Section 1 of Ordinance No. 2017-309 is amended from “The agreement shall have a term from August 3, 2017 to August 2, 2018” to “The agreement shall have a term from August 3, 2017 to December 31, 2018.”
- Section 1 of Ordinance No. 2018-22 is amended from “The term of the agreement shall be August 3, 2017 through August 2, 2018” to “The term of the agreement shall be August 3, 2017 through December 31, 2018.”

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-304  
(Int. No. 333)

**Amending Ordinance Nos. 2017-309 and 2018-22 to extend animal population control program**

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

Section 1. Ordinance No. 2017-309, authorizing a grant agreement to fund no-cost animal spay/neuter vouchers for qualified residents, is hereby amended in Section 1 as follows:

Section 1. The Mayor is hereby authorized to enter into a grant agreement with the American Society for the Prevention of Cruelty to Animals for the receipt and use of \$25,000 to fund no-cost spay/neuter vouchers for qualifying residents. The agreement shall have a term from August 3, 2017 to ~~August 2, 2018~~ December 31, 2018.

Section 2. Ordinance No. 2018-22, authorizing a professional services agreement to provide the animal spay/neuter services funded by the grant authorized in Section 1 herein, is hereby amended in Section 1 as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Animal Hospital of Pittsford, P.C. to provide spay and neuter services for the pets of those who have received animal population control program vouchers funded by American Society for the Prevention of Cruelty to Animals grant authorized by Ordinance No. 2017-309. The term of the agreement shall be August 3, 2017 through ~~August 2, 2018~~ December 31, 2018. The sum of \$25,000, or so much thereof as may be necessary, is hereby established as the maximum compensation for the agreement. Said amount shall be funded from the 2017-18 Budget of the Police Department.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-305  
Ordinance No. 2018-306

Re: Grant Agreements – New York State Division of Homeland Security and Emergency Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing agreements with the New York State Division of Homeland Security and Emergency Services for the receipt and use of two grants described below.

2017 Tactical Team Grant Program, July 26, 2018 – August 31, 2020

This \$100,000 grant will be used to enhance and maintain the capabilities of the Police Department’s SWAT team. The grant budget includes funds for low/no light vision equipment, a pole camera, and breaching equipment. In furtherance of our efforts to maintain required SWAT team standards, funding is designated for costs associated with command/leadership, sniper, and breaching capabilities training. This is the fourth time RPD has received this grant.

2017 Critical Infrastructure Grant Program, August 1, 2018 – August 31, 2020

This award of \$49,028 is being provided to mitigate vulnerabilities at special event sites. These funds will be used to purchase multiple Portable Vehicle Barriers (PVB) to be deployed at special events to aid in protecting the public from vehicle-borne attacks. This is the first time RPD has received this grant.

No matching funds are required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-305  
(Int. No. 334)

**Authorizing agreement with the New York State Division of Homeland Security and Emergency Services for Tactical Team Program Grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for receipt and use of funding for the Rochester Police Department for the 2017 Tactical Team Program Grant in the amount of \$100,000, which funds are hereby appropriated for said purpose. The term for this agreement shall be July 26, 2018 through August 31, 2020.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.



**Authorizing grant agreement with the New York State Division of Homeland Security and Emergency Services for Critical Infrastructure 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 Division of Homeland Security and Emergency Services for receipt and use of funding for the 2017 Critical Infrastructure Grant Program in the amount of \$49,028, which funds are hereby appropriated for said purpose. The term of this agreement shall be August 1, 2018 through August 31, 2020.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-307

Re: Inter-Municipal Agreement Rochester City School District for Afterschool Recreation Programming

Council Priority: Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation amending the 2018-19 Budgets of the Department of Recreation and Youth Services (DRYS) by \$62,300 and Undistributed Expenses by \$3,200 for additional after-school programming. The Rochester City School District was awarded a five-year Empire State After-School Program grant from the New York State Office of Children and Family Services (OCFS) for September 1, 2017 to August 31, 2022, and is sub-contracting with the City to fund afterschool services related to the grant.

Prior to this partnership, DRYS provided afterschool recreation programming for 45 students. Under this agreement with the District, DRYS will hire six additional part-time Recreation staff to deliver three hours of daily afterschool academic enrichment and recreation programming for an additional 100 students, serving a total of 145 students. Students will also be provided with a snack and meal.

DRYS received prior Council authorization to enter into an agreement with the District for a pilot program from February to June 2018, authorized by Council Ordinance No. 2018-19. Renewal agreements were previously authorized as well. However DRYS was not notified of the District’s intent to renew the agreement for the 2018-19 school year until after the 2018-19 budget submission process was complete.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-307  
(Int. No. 336)

**Amending the 2018-19 Budget for after-school programming**

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

Section 1. Ordinance No. 2018-157, the 2018-19 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 Youth Services by the sum of \$62,300 and Budget of Undistributed Expenses by the sum of \$3,200, which amounts are hereby appropriated from funds received from the Rochester City School District to provide after-school recreation programming.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-308

Re: Agreement – KaBOOM!, Inc. Play Everywhere Challenge Grant

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the KaBOOM!, Inc. Play Everywhere Challenge Grant. This legislation will;

1. Authorize a grant agreement with the KaBOOM!, Inc. and the Ralph C. Wilson Jr. Foundation for the receipt and use of a one-year Play Everywhere Challenge Grant for \$20,000 for the Roc Paint Division’s Concrete to Canvas project.
2. Amend the 2018-19 Budget of the Department of Recreation and Youth Services by \$20,000 for the Concrete to Canvas Project.

Through the support of the Play Everywhere grant, DRYS will pilot the “Concrete to Canvas” project as a strategy to use interactive, artistic art installations to activate underutilized park spaces. DRYS was strategic in selecting Jones Square Park as the location for the project because Jones Square is one of the focus areas of the National Park and Recreation Association’s (NRPA) 10-Minute Walk to Parks grant. The 10-Minute Walk to Parks grant focuses on reclaiming park spaces for community use by addressing barriers to park access and reinvigorating the parks with new activities and amenities.

Through the Concrete to Canvas project, Roc Paint Division mural arts program will engage with Edgerton neighborhood residents and stakeholders to activate the historic Jones Square Park by creating and installing mural arts elements that enhance creative play opportunities and pay homage to the cultural heritage of the residents in the surrounding neighborhood. Utilizing a “Run Jump Play” theme- youth artists will incorporate playful elements with culturally representative mural art designs into the existing pathways and fountain area. These playful features will encourage youth and families to engage in more imaginative play and foster greater interaction with the park environment. The grant funds will be used for supplies, staff, guest artist fees, and community engagement meetings and activities.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-308  
 (Int. No. 337)

**Authorizing an agreement and amending the budget for the Concrete to Canvas 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 KaBOOM!, Inc. and the Ralph C. Wilson Jr. Foundation for receipt and use of funding for the Play Everywhere Challenge Grant in the amount of \$20,000, which funds are hereby appropriated for the Concrete to Canvas Project. The term for this agreement shall be for one year.

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

Section 3. Ordinance No. 2018-157, the 2018-19 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 Youth Services by the sum of \$20,000 to reflect the receipt of the funds authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-309  
 Re: Governor’s Traffic Safety Committee, 2019 Child Passenger Safety Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$600 from the New York State Governor’s Traffic Safety Committee for a Child Passenger Safety grant, and amending the 2018-19 Budget of the Police Department by this amount.

The Governor’s Traffic Safety Committee provides this funding to support the Police Department’s efforts to ensure correct use of car child seats during the period of October 1, 2018 through September 30, 2019. Funding will be used for certification and continuing education of those officers teaching about safety seats at community-based, seat-checking events.

This is the seventh year the Police Department has received this grant. During the first half of the current grant period (through March 31, 2018), 22 car seats were inspected and one new seat was provided to residents. No matching funds are required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-309  
 (Int. No. 338)

**Authorizing a grant agreement and funding for the Child Passenger Safety 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 Governor’s Traffic Safety Committee for receipt and use of \$600 in grant funds for the Child Passenger Safety Program which funds are hereby appropriated for said purpose. The term of the agreement shall be October 1, 2018 through September 30, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$600 to reflect the receipt of the funds authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-310  
Re: Budget Amendment – 2018-19 Budget of the Police Department

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Police Department (RPD) by up to \$15,000 to reflect the receipt and use of funding from the United States Secret Service (USSS) for the reimbursement of overtime costs and other expenses related to electronic crime investigations.

The USSS provided equipment for use by members of RPD that provides the ability to collect and analyze evidence on electronic devices. The USSS will reimburse the RPD in an amount not to exceed \$15,000 for the purchase of office equipment and/or miscellaneous supplies that are in support of the equipment already provided by the USSS, and/or overtime expenses, not including fringe, incurred in support of the USSS Buffalo Electronic Crimes Task Force.

Use of these funds are contingent upon the availability of funds allocated to the USSS through the Department of Treasury.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-310  
(Int. No. 339)

**Amending the 2018-19 Budget for the reimbursement of overtime costs and other expenses related to electronic crime investigations**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$15,000 which amount is hereby appropriated from funds received from the United States Secret Service for the reimbursement of overtime costs and other expenses related to electronic crime investigations.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-311  
Re: Rochester Urban Skate Park

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Rochester Urban Skate Park. This legislation will:

1. Authorize an agreement with Stantec Consulting Services, Inc. (Jim Hofman, principal; Rochester, NY) for the Rochester Urban Skate Park for total maximum compensation not to exceed \$350,000. The Consultant will provide preliminary and final design, bid documents, construction phase design services, and resident project representative (RPR) services. The agreement will be funded from the 2016-17 (\$160,000) and 2018-19 (\$190,000) Cash Capital allocations. The term of the agreement shall terminate six months after completion and acceptance of the construction of the project. In the event that project construction is not undertaken, the agreement shall terminate one year after the completion of the contract documents by the consultant and the acceptance by the City of such contract documents.
2. Authorize an agreement with the Tony Hawk Foundation for the receipt and use of a \$250,000 Built To Play Skatepark grant award for the construction of the Rochester Urban Skate Park;

- 3. Amend the 2018-19 Cash Capital in the amount of \$250,000 to reflect receipt of the grant.

Of the 125 largest cities nationwide, Rochester is the only one without a public skate park and there is significant local demand for this recreational amenity. With this in mind, DRYS has worked with the Friends of the Roc City Skate Park to develop a concept for a 38,000 square foot, custom-concrete wheel-friendly regional skate park located under and adjacent to the Susan B Anthony/Frederick Douglass Bridge along the Genesee River in downtown Rochester.

Stantec Consulting Services, Inc. was selected for design and RPR services through a request for proposal process which is described in the attached summary. The project has been broken into phases to reflect secured and anticipated funding, and the design consultant will provide options for construction budgets of \$1,500,000 and \$2,000,000. Fundraising will continue and skate-able features will be added to the park as additional funding is secured. The Tony Hawk Foundation grant will be utilized for construction and related costs of the planned skate park. This is part of the ROC the Riverway project.

Design will begin in the fall of 2018 and it is anticipated that construction will begin in the spring of 2019 with scheduled completion in October 2019. Please see attached concept design.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-162

Ordinance No. 2018-311  
 (Int. No. 340)

**Authorizing agreements and amending the budget related to the Rochester Urban Skate Park**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. in the maximum amount of \$350,000 to provide preliminary and final design, bid documents, construction phase design services and resident project representative services for the Rochester Urban Skate Park (the Project). Said amount shall be funded from 2016-17 Cash Capital (\$160,000) and 2018-19 Cash Capital (\$190,000) and the term of the agreement shall be six months after completion and acceptance of the construction of the Project. In the event that project construction is not undertaken, the agreement shall terminate one year after the completion of the contract documents by the consultant and the acceptance by the City of such contract documents.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Tony Hawk Foundation for the receipt and use of funding for the Built to Play Skatepark grant in the amount of \$250,000, which funds are hereby appropriated for the Project.

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

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing Cash Capital by the sum of \$250,000 to reflect the receipt of the funds authorized in Section 2 herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-312  
 Agreements – Federal Teenage Pregnancy Prevention Grant

Transmitted herewith for your approval is legislation related to the Teenage Pregnancy Prevention (TPP) program. This legislation will:

- 1. Authorize an agreement with the U.S. Department of Health and Human Services for the receipt and use of a \$999,999 grant for year four of the Program;
- 2. Establish maximum compensation of \$389,214 from the grant authorized herein for agreements with the following organizations to provide related services:

Baden Street Settlement	\$188,385
The Center for Youth	57,341
Highland Hospital of Rochester (Family Planning - clinical partner)	73,488
Christopher Sweadner (evaluation partner)	<u>70,000</u>
	\$389,214

- 3. Amend the 2018-19 Budget of the Department of Recreation and Youth Services by \$260,300 and the 2018-19 Budget of Undistributed Expenses by \$97,100 for staff costs associated with the City’s role as lead agency, including the salary and wage costs for a Project Manager, one Pregnancy Prevention Trainer, and four Grant Support Associates.

The remaining \$253,407 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel costs such as travel, program and office supplies, printing and indirect costs.

The official name of this federal program is the Teenage Pregnancy Prevention Replication of Evidence-Based Programs to Scale in Communities with the Greatest Need (Tier 1B). The funder, the U.S. Department of Health and Human Services, provided the Notice of Award on August 17, 2018. This will be year four of a five-year grant spanning from July 1, 2015 to June 30, 2020. The program was last approved by City Council in June 2017 via Ordinance No. 2017-194.

The goals of the TPP program are to: (1) successfully plan, develop, and implement TPP to scale using evidence-based curriculum with fidelity; (2) reduce adolescent pregnancy rates; and (3) improve high school graduation rates. The program, locally promoted as THRIVE (Teens Helping to Reinvent Identity, Values and Empowerment), will serve 1,875 youth each year in the remainder of the grant cycle. Services will be provided in areas with the highest teen birth rates (zip codes 14605, 14608, 14611, 14613 and 14621).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-312  
(Int. No. 346)

**Authorizing agreements for the Teenage Pregnancy Prevention Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Health and Human Services for the receipt and use of \$999,999 in funding for the operation of the Teenage Pregnancy Prevention Program (Program).

Section 2. The Mayor is hereby authorized to enter into professional services agreements with the following organizations for the following not-to-exceed amounts to provide Program services:

Baden Street Settlement of Rochester, Inc.	\$188,385
The Center for Youth Services, Inc.	57,341
Highland Hospital of Rochester	73,488
Christopher Sweadner	<u>70,000</u>
TOTAL	\$389,214

Section 3. The Program service agreements shall obligate the City to pay an amount not to exceed \$389,214, and said amount, or so much thereof as may be necessary, is hereby appropriated from the funds to be received from the United States Department of Health and Human Services under the grant agreement authorized herein. The agreements shall have a term of one year.

Section 4. The sum of \$253,407 is hereby appropriated from the funds to be received from the United States Department of Health and Human Services under the grant agreement authorized herein to fund non-personnel expenses of the Program.

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

Section 6. Ordinance No. 2018-157, the 2018-19 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 Youth Services by the sum of \$260,300 and Budget of Undistributed Expenses by the sum of \$97,100, which amount is hereby appropriated from funds received from the grant agreement authorized in Section 1 herein.

Section 7. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes- President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson - 8.

Nays – None -0.

Councilmember Spaul abtained due to a professional relationship.

By Councilmember Spaul  
September 18, 2018

To the Council:

The **ARTS AND CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 347                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$250,000 Bonds of said City to finance a portion of the costs of the Rundel Library Structural Terrace Improvements Phase IV

Respectfully submitted,

Elaine M. Spaul  
Molly Clifford (Absent)  
Michael A. Patterson  
Adam C. McFadden  
Loretta C. Scott  
ARTS AND CULTURE COMMITTEE

Received filed and published

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-313  
Re:            Appropriation – Rochester Public Library, Rundel Terrace Art Installation

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$250,000 and the appropriation of the proceeds thereof to finance a public art installation at the Rundel Memorial Library building, as part of the Rundel terrace reconstruction project.

The project, known as Rundel Library Terrace Structural Improvements Phase IV, shall reconstruct the Rundel north terrace (Broad Street) structural concrete and steel framing, slabs, columns and foundations. It will create a new, updated public riverfront terrace and replace the east (South Avenue) sidewalk. The reconstructed Rundel north terrace will include river viewing platforms, historical and educational interpretive features, public seating, landscaping, railings, and lighting upgrades. Project costs are as follows:

Source	Emergency work performed	Design and RPR	Construction	Public Art	Total
Bond authorized 2016-344	\$110,170	\$1,300,000	\$2,046,830		\$3,457,000
DASNY grant authorized 2018-53	-	-	2,000,000		2,000,000
Bonds to be issued	-	-		\$250,000	250,000
Total	\$110,170	\$1,300,000	\$4,046,830	\$250,000	\$5,707,000

As part of the Project budget, a public art installation shall be located at the north terrace. The commissioned artist, Chevo Studios of Commerce City, CO (Andrew P. Dufford, Owner/Lead Artist) shall be compensated \$250,000 to develop a public art work within the north terrace. Mr. Dufford was selected based on an extensive Request for Qualifications/Call for Artist process, where 63 call submissions were received and four artist finalists were selected to develop a concept proposal for the Rundel site.

A committee of arts, downtown, City and Library representatives responsible for reviewing all artist calls and finalist proposals recommended Chevo Studios for the commission, with agreement authorization by the Rochester Public Library Board of Trustees on August 29, 2018. The selection process is described in the attached summary.

Chevo Studios shall work with the Project design team (LaBella Associates D.P.C., under Ordinance No. 2016-343), City and Library to create a piece that compliments and is coordinated with overall site design and construction. The artist will be responsible for design, fabrication, transportation, and installation of the features. Installation of the art feature(s) is anticipated in the spring and summer of 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-163

Ordinance No. 2018-313  
(Int. No. 347)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$250,000 Bonds of said City to finance a portion of the costs of the Rundel Library Structural Terrace Improvements Phase IV**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Rundel Library Terrace Improvements Phase IV project that will include a public art installation at the Rundel Memorial Library Building as part of the reconstruction of the Rundel north terrace (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 \$5,707,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$250,000 of bonds of the City to finance a portion of said appropriation, the issuance of \$3,457,000 in bonds authorized in Ordinance No. 2016-344, \$2,000,000 in anticipated reimbursements from the Dormitory Authority of the State of New York authorized in Ordinance No. 2018-53 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 \$250,000 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 \$250,000. 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. 76 of the Law, is ten (10) years.

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

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

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

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

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

Passed unanimously.

The meeting was adjourned at 8:07 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

October 16, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

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

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

**Recognition Ceremony**

**DES:**

\*Patricia Thompson

**NBD:**

\*Carl Clifford

**RPD:**

\*Michael Ciminelli

\*Janet Coriddi

\*Robert E. Mason

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting of September 18, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges – October 2018 – 4294-18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 358 and Int. No. 359 and from Councilmember Lightfoot on Int. No. 358 and Int. 359.

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

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS.**

Pursuant to law, public hearings were held on October 11, 2018 on the following matters:

Determinations and findings relating to the acquisition of properties to effectuate the Bull's Head Urban Renewal Plan Int. No. 355

Four Speakers

Amending the Zoning Map for 5 and 15 Flint Street Int. No. 361

Thirteen Speakers

Amending 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and authorizing appropriations of Community Development Block Grant funds to infrastructure improvements Int. No. 362

No Comments



Authorizing pavement width changes for Reynolds Street at School No. 2 Int. No. 372

No Comments

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
October 16, 2018

To the Council:

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

- Int. No. 349                      Approving wage and salary increase for employees of the Rochester Housing Authority
- Int. No. 350                      Authorizing an amendatory agreement with Kronos Incorporated
- Int. No. 351                      Authorizing an agreement for the CityStart 2018 Grant Program
- Int. No. 385                      Resolution establishing the schedule for Council Committee meetings and Public Hearings during 2019
- Int. No. 386                      Resolution establishing the schedule for regular meetings of Council during 2019

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re:                      Ordinance No. 2018-314  
                            Rochester Housing Authority Wage and Salary Increase

Transmitted herewith for your approval is legislation authorizing wage and salary increases for bargaining unit and non-bargaining unit employees of the Rochester Housing Authority (RHA). The agreement was approved by the RHA Board of Commissioners on September 25, 2018 and includes wage increases of 2% for fiscal years 2018-19, 2019-20, 2020-21, and 2021-22.

In accordance with the New York State Public Housing Law, Section 32, City Council approval of wage and salary increases is required. The last increase approved by Council was in July 2016 via Ordinance No. 2016-226.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-314  
(Int. No. 349)

**Approving wage and salary increase for employees of the Rochester Housing Authority**

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

Section 1. Pursuant to Section 32 of the New York State Public Housing Law, the Council hereby approves wage and salary increases for bargaining unit and non-bargaining unit employees of the Rochester Housing Authority (RHA) in the amounts of 2.0% for RHA fiscal year 2019, 2.0% for RHA fiscal year 2020, 2.0% for RHA fiscal year 2021 and 2.0% for RHA fiscal year 2022, as agreed to in the tentative labor agreement approved by the RHA Board of Commissioners on September 25, 2018.

Section 2. This Ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-315  
Amendatory Agreement- Kronos Incorporated, Enterprise Process & System Solution for Scheduling, Time and Attendance

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Kronos Incorporated in Chelmsford, MA for professional services, software, and hardware related to the implementation of an Enterprise Process & System Solution for Scheduling, Time and Attendance. The original agreement, authorized in October 2015, established maximum compensation of \$1,880,000 for a term of two years. An amendment was approved in September 2017 (Ordinance 2017-288) to extend the term to October 28, 2019. This amendment will increase the funding by \$350,000 for a total of \$2,230,000. The increased cost of this agreement will be funded from prior years' Cash Capital.

The increase in funding will provide additional on-site project services to deploy an enterprise scheduling solution to RPD and ECD, and integration services to accommodate RPD overtime. This will also include additional funding for time clocks for DES and DRYS.

Kronos is providing software, hardware and implementation services to replace existing scheduling legacy systems and automate existing manual processes for time entry and attendance tracking & reporting.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-315  
(Int. No. 350)

**Authorizing an amendatory agreement with Kronos Incorporated**

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 Kronos Incorporated related to the implementation of an Enterprise Process & System Solution for scheduling, time and attendance. The maximum compensation for the agreement authorized in Ordinance No. 2015-315 is hereby increased by \$350,000 for a total of \$2,230,000. The amendatory amount of \$350,000 shall be funded from Prior Years' Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-316  
Agreement – Financial Empowerment Centers Planning Grant 2018

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing an agreement with the Cities for Financial Empowerment Fund for the receipt and use of a \$20,000 grant for Financial Empowerment Centers Planning, and amending the 2018-19 budget of the Mayor's Office by \$20,000 to reflect this grant.

The Cities for Financial Empowerment Fund (CFE Fund) Financial Empowerment Centers (FEC) Planning Grant 2018 will provide \$20,000 in funding along with 12 months of pro bono technical assistance to the City of Rochester. The Financial Empowerment Centers model positions free one-on-one professional financial counseling as a standardized public service. The funding and technical assistance provided by the grant will be used to coordinate the key assets needed to plan for the launch of the model. These include identifying funders, creating counseling partnerships, assessing training opportunities, and identifying dedicated champions within the government. The program will be operated under a cohort model in which the City of Rochester will work collaboratively with other grantee cities to leverage national best practices.

The term of the agreement is twelve months.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-316  
(Int. No. 351, as amended)

**Authorizing an agreement for the ~~City Start 2018 Grant~~ Financial Empowerment Centers Planning Grant 2018 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 Cities for Financial Empowerment Fund, Inc. for the receipt and use of \$20,000 in funding and technical assistance for implementing a Financial Empowerment Centers Planning Grant 2018 (the "Program").

Section 2. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Mayor’s Office by \$20,000 to reflect the receipt of the funds authorized herein, which funds are hereby appropriated to implement the Program.

Section 3. The Program agreement shall have a term of one year.

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

Section 5. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2018-20

Resolution No. 2018-21

Re: Resolution – Establishing The Schedule For Public Hearings and The Regular Council Meetings During 2019

Transmitted herewith for your approval is a resolution that establishes the 2019 City Council public hearing and meeting schedule.

The proposed schedule has been reviewed by the Council and the Mayor's Office in order to eliminate any potential conflicts with either civic or religious holidays.

Public Hearings will begin at 5:00pm, Council Meetings will begin at 7:30pm and Speak to Council will continue to start at 6:30pm.

Respectfully submitted,  
Loretta C. Scott  
President

Resolution No. 2018-20  
(Int. No. 385)

**Resolution establishing the schedule for Council Committee meetings and Public Hearings during 2019**

WHEREAS, under Section 5-6 of the City Charter, the President of the City Council may determine that Public Hearings of the City Council shall be held on the same day as the meetings of regularly scheduled and standing Committees meetings;

WHEREAS, City Council adopted the current Rules of Council on January 2, 2018, by Resolution No. 2018-4; and

WHEREAS, Section VIII of those Rules scheduled Public Hearings to take place at the end of the last scheduled standing Council Committee meeting on the set dates for Council Committee meetings for 2018 and required a Committee meeting schedule for 2019 to be established in a Resolution adopted during 2018.

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

Section 1. Public Hearings for 2019 will take place at 5:00 p.m., following the conclusion of the last of the scheduled standing Council Committee meetings, which are hereby scheduled for:

- January 10
- February 7
- March 14
- April 11
- May 16
- June 13
- July 18
- August 15
- September 12
- October 10
- November 7
- December 12

Section 2. In addition to the regularly scheduled meetings, each standing Committee may also meet at the call of its Chair or of any other two members, upon reasonable notice to all committee members in accordance with Section XIX of the Rules of Council.

Section 3. In addition to the schedule set forth in Section 1, the President may also designate that a specific Public Hearing be held at a regular or special meeting of the Council or at a special meeting of a Council Committee by giving due notice to all Councilmembers in accordance with Section VIII of the Rules of Council.

Section 4. This resolution shall take effect immediately.

Adopted unanimously.

Resolution No. 2018-21  
(Int. No. 386)

**Resolution establishing the schedule for regular meetings of Council during 2019**

WHEREAS, City Council adopted the current Rules of Council on January 2, 2018, by Resolution No. 2018-4; and

WHEREAS, in Section I of those Rules, the Council established the dates for the regular Council meetings for 2018 and required the schedule of regular meeting for 2019 to be established in a Resolution adopted during 2018.

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

Section 1. The following shall be the schedule of regular meetings of the Council for 2019 to be held in the Council Chambers, City Hall, at 7:30 P.M.

- January 15
- February 19
- March 19
- April 16
- May 21
- June 18
- July 23
- August 20
- September 17
- October 15
- November 12
- December 17

and also at such other times as the Council may by adjournment to a day certain appoint. When the date for the regular meeting falls on a legal holiday, the meeting shall be held on the following day.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Patterson  
October 16, 2018

To the Council:

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

- Int. No. 352                      Authorizing the sale of real estate
- Int. No. 353                      Authorizing a lease agreement with Abbott’s Frozen Custard, Inc.
- Int. No. 354                      Authorizing a lease agreement with Rochester Youth for Christ, Inc.
- Int. No. 356                      Authorizing the acquisition by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate the Bull’s Head Urban Renewal Plan
- Int. No. 357                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,375,000 Bonds of said City to finance costs of the acquisition, abatement and demolition of properties to effectuate the Bull’s Head Urban Renewal Plan
- Int. No. 360                      Adopting a Findings Statement for the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area Implementation Strategy
- Int. No. 363                      Authorizing payment in lieu of taxes and loan agreements for the Veterans Outreach Center at Liberty Landing Affordable Rental Project
- Int. No. 383                      Authorizing the acquisition of 1540 and 1560 Lake Avenue
- Int. No. 384                      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,346,000 Bonds of said City to finance the costs of acquiring of 1540 and 1560 Lake Avenue

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

- Int. No. 355                      Determinations and findings relating to the acquisition of properties to effectuate the Bull’s Head Urban Renewal Plan

Int. No. 362 Amending 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and authorizing appropriations of Community Development Block Grant funds to infrastructure improvements

The following entitled legislation is being HELD in committee:

Int. No. 358 Amending Ordinance No. 2018-35 authorizing the acquisition of 835-855 West Main Street

Int. No. 359 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,095,000 Bonds of said City to finance costs of the acquisition of 835-855 West Main Street

Int. No. 361 Amending the Zoning Map for 5 and 15 Flint Street

Respectfully submitted, Michael A. Patterson Willie J. Lightfoot (Absent) Jacklyn Ortiz (Absent) Adam C. McFadden Loretta C. Scott NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL Ladies and Gentlemen:

Ordinance No. 2018-317 Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lots with her existing lot and utilize it as green space.

The last two properties are unbuildable vacant lots being sold for \$1.00 (as per City policy) to its adjacent owners who will combine the lots with their existing properties.

The first year projected tax revenue for these three properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$943.

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

Respectfully submitted, Lovely A. Warren Mayor

Attachment No. AR-164

Ordinance No. 2018-317 (Int. No. 352)

Authorizing the sale of real estate

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

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

Table with 6 columns: Address, SBL#, Lot Size, Sq. Ft., Price, Purchaser. Row 1: 36 Baldwin St, 107.69-1-77, 40 x 127, 5,100, \$450, Julia Fuhry

Section 2. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Table with 5 columns: Address, SBL#, Lot Size, Sq. Ft., Purchaser. Row 1: 87 Bernard St, 106.32-2-5, 30 x 136, 4,080, Building Up Properties, LLC

73 Sherman St                      105.66-2-15                      25 x 110                      2,748                      Desire Realty Corp., LLC

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.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-318

Re: Lease Agreement – Port Terminal Building – 1000 N River St, Suite 108

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Abbott’s Frozen Custard, Inc. (Principle, Robert Amico, Vice President, 4791 Lake Ave, Rochester, NY 14612).

Abbott’s Frozen Custard will continue to occupy their current location in Suite 108 of the Port Terminal Building (approximately 750 SF) and have use of the adjacent outdoor space (approximately 648 SF). The lease term is five (5) years, with one available five (5) year extension. The rental rate will be \$750 per month for the first year of the lease and will increase in 2% increments annually. The rental amount of \$12 per square foot per year was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi Inc. valued as of February 2018. The previous rental rate was \$950/month and is decreased based on current market appraisal. This \$12 rental rate is within the same range and slightly exceeds the per-square-foot charged under the recent lease to Bill Gray’s and Arbor at the Port.

Under terms of the agreement, Abbott’s Frozen Custard shall operate a minimum of seven months (April 1<sup>st</sup> - October 31<sup>st</sup>) of each year with the option to close for five months (November 1<sup>st</sup> – March 31<sup>st</sup>) during which time no rent will be charged, or at tenants prerogative, they may remain open during the five months commencing November 1<sup>st</sup> and pay a 50% reduced rental amount.

Abbott’s Frozen Custard, Inc. has been in operation in the Port of Rochester since 2009.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-165

Ordinance No. 2018-318  
(Int. No. 353)

**Authorizing a lease agreement with Abbott’s Frozen Custard, Inc.**

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

WHEREAS, the City of Rochester has received a proposal for the lease of 750 square feet of space in Suite 108 of the Port Terminal Building located at 1000 North River Street;

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

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 5 years with one optional five-year renewal term, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Abbott’s Frozen Custard, Inc. for use of 750 square feet of space in Suite 108 of the Port Terminal Building. The agreement shall have a term of 5 years with one optional five-year renewal term.

Section 2. The monthly rental amount for the initial year shall be \$750, the monthly rental amount for each subsequent year, including the renewal term if exercised shall be annually increased by 2%.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-319  
Lease Agreement – 11 Favor Street Parking Lot

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Rochester Youth For Christ, Inc., (Principle, Gary Passero, Chair) 1 Favor Street, Rochester, NY 14608.

A portion of the parking lot at 11 Favor Street has been leased by Rochester Youth for Christ (RYFC) since 2010. The parking lot has fallen into a state of disrepair. An engineering estimate from Passero and Associates estimates approximately \$70,124 in repairs that RYFC has agreed to take on over the term of the lease, with annual repair amounts used to offset a portion of market rent.

RYFC will lease 62 of 112 spots in the parking lot at 11 Favor Street with the remaining spaces to be used by employees of the 911 Call Center. The term of the lease is ten (10) years. The rental amount will begin at \$50 per month and will adjust annually based on the CPI-U (Consumer Price Index-Urban Market). Total compensation for the lot will be the \$600 annual rent plus the annual repair amounts (RYFC will provide receipts for repairs to the City’s Real Estate Department by November 15<sup>th</sup> of each calendar year).

Market rent of \$12,000 annually for the 112 space lot was calculated through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillet, Cahill & Rossi Inc. as of August 2017. The portion of the \$12,000 rate that is attributed to the 62 spaces used by the tenant is \$6,643. If the annual rent plus the submitted repair costs fall short of the \$6,643 market rent for the 62 spots at the end of the lease year, the difference between the total submitted and \$6,643 will be invoiced to tenant by November 30<sup>th</sup> of each calendar year.

Additionally, RYFC has agreed to perform ongoing maintenance, landscaping and snow removal for the entire lot.

RYFC has been serving the Rochester area since 1944. The organizations’ activities include programs to educate and support young parents, youth athletic programs, self-defense classes and more.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-166

Ordinance No. 2018-319  
(Int. No. 354)

**Authorizing a lease agreement with Rochester Youth for Christ, Inc.**

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

WHEREAS, the City of Rochester has received a proposal for the lease of 62 parking spots in a parking lot located at 11 Favor Street;

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

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 10 years, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Rochester Youth for Christ, Inc. for use of 62 parking sports in a parking lot located at 11 Favor Street. The agreement shall have a term of 10 years.

Section 2. The monthly rental amount for the first year shall be \$50 and the amount shall adjust annually based on the Consumer Price Index-Urban Market.

Section 3. Rochester Youth for Christ, Inc. shall expend \$70,124 for estimated repairs over the term of the lease and shall be responsible for snow removal and ongoing maintenance and landscaping for the entire parking lot.

Section 4. The annual rent combined with repair expenditures for that year shall be equal to or greater than the approximate annual appraised value of the premises.

Section 5. The lease agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-320  
Ordinance No. 2018-321  
Ordinance No. 2018-322

Re: Bull’s Head Urban Renewal Plan-Property Acquisition and Authorizing Bonds

Council Priorities: Rebuilding and Strengthening Neighborhood Housing; Public Safety; Jobs and Economic Development

Transmitted herewith for your approval is legislation related to property acquisitions to effectuate the Bull’s Head Urban Renewal Plan (Plan) that was approved by Council in July in Ordinance No. 2018-230. This legislation will authorize acquisition, by negotiation or condemnation, of 15 properties that the Plan targets for acquisition.

The City’s estimated costs for the first phase of property acquisition, occupant relocation and moving expenses, demolition, and environmental due diligence, are anticipated to amount to \$2,400,000. Those costs will be funded by \$150,000 in 2016-17 Cash Capital, \$875,000 in 2018-19 Cash Capital and the issuance of \$1,375,000 in bonds authorized and appropriated herein. It is anticipated that additional funding sources, to be identified at a future time, will be required to complete all remaining land assembly activities listed below. As such, these activities will be prioritized based on property-specific factors such as existing occupancy, environmental and geotechnical conditions, and proximity to existing City-owned property.

Land Assembly Activities:	2016-17 Cash Capital:	2018-19 Cash Herein:	Bonds Cash Totals:	Authorized
Property Acquisition			\$1,200,000	\$1,200,000
Relocation & Moving Expenses	\$150,000	\$450,000	600,000	
Abatement and Demolition		325,000	175,000	500,000
Environmental Due Diligence		100,000		100,000
<b>TOTAL:</b>	<b>\$150,000</b>	<b>\$875,000</b>	<b>\$1,375,000</b>	<b>\$2,400,000</b>

The property acquisition costs are based on: the fair market values listed below as established by independent appraisals performed by Stropp Appraisal (principal: Eriksen E. Stropp) located at 9535 Money Road, Brewerton, New York, 13029, and Bruckner, Tillet, Rossi, Cahill & Associates (principals: Kevin L. Bruckner, Christopher S. Tillet, Justin R. Martin, and Patrick W. Cahill), located at 500 Linden Oaks, Suite 130, Rochester, New York 14625; appraisal reviews completed by R.K. Hite & Co., Inc. (principal: Richard K. Hite) located at 87 Genesee Street, Avon, New York 14414; and, closing costs.

Street Address	Owner	Description	Appraised Value
780 Brown St	Thomas Graff	Single Family	\$45,000
806-810 Brown St	Zebbie D. and Sarah Maye	Small Commercial	\$85,000
8 Kensington St	CDC Specialties Inc.	Single Family	\$43,000
13 Kensington St	John R. Gatti	Vacant Lot	\$24,000
19 Kensington St	Rochester Housing Authority	Two Family	\$60,000
878 W. Main St	John R. Gatti	Vacant Lot	\$ 1,500
904 W. Main St	Empire Wrecking Company Inc.	Vacant Lot	\$ 5,700
912-916 W. Main St	John R. Gatti	Vacant Lot	\$11,200
918-922 W. Main St	Realty Development North LLC	Small Commercial	\$80,000
924-930 W. Main St	Wayne Haskins	Two-story Mixed-Use	\$127,000
932-938 W. Main St	Francis Winterkorn	Two-story Mixed-Use	\$160,000
24 York St	Inner Faith Gospel Tabernacle Church Inc.	Parking Lot (Included with 32 York Street)	
32 York St	Inner Faith Gospel Tabernacle Church Inc.	Small Commercial	\$200,000
4-12 West Ave	Lamees LLC	Small Commercial	\$150,000
160 Clifton St	Rochester Clifton LLC	Health Facility	\$1,000,000

The City has hired R.K. Hite & Co., Inc. to provide relocation and moving assistance related services for any occupants of the properties.

The Plan identifies the properties to be acquired as being substandard, underutilized and deteriorated properties that are suitable for assembly into developable parcels once environmental due diligence and any necessary remediation is conducted. Several of the parcels contain blighted structures that are slated for demolition.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-167

Ordinance No. 2018-320  
(Int. No. 355)

**Determinations and findings relating to the acquisition of properties to effectuate the Bull’s Head Urban Renewal Plan**



WHEREAS, the Bull’s Head Urban Renewal Area (“Area”) comprises approximately 34 acres and is centered around the convergence of West Main Street, Genesee Street, Brown Street, West Avenue, and Chili Avenue;

WHEREAS, by Ordinance Nos. 2009-107 and 2017-5, the City Council designated the Area as a place that is appropriate for urban renewal in accordance with a plan to be developed in accordance with Article 15 of the General Municipal Law of the State of New York;

WHEREAS, the Bull’s Head Urban Renewal Plan (“Plan”) approved in Ordinance No. 2018-230 sets forth a staged process that starts with the acquisition, demolition of blighted structures, and environmental investigation on properties located within a targeted portion of the Area that have been identified as substandard, underutilized and deteriorated;

WHEREAS, the City of Rochester proposes to acquire 15 of the targeted parcels in order to demolish blighted structures, investigate and remediate any environmental conditions and assemble them into suitable sites for redevelopment (the “Project”); and

WHEREAS, the Council of the City of Rochester held a public hearing on October 11, 2018 pursuant to Article 2 of the Eminent Domain Procedure Law to consider the Project and \_\_\_ speakers appeared at the hearing.

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

Section 1. The Council hereby makes the following determinations and findings concerning the Project:

E. Project description – acquire the following 15 properties (the “Properties”), demolish blighted structures, investigate and remediate any environmental conditions and assemble the Properties into suitable sites for redevelopment:

- |                    |                    |
|--------------------|--------------------|
| 780 Brown St       | 918-922 W. Main St |
| 806-810 Brown St   | 924-930 W. Main St |
| 8 Kensington St    | 932-938 W. Main St |
| 13 Kensington St   | 24 York St         |
| 19 Kensington St   | 32 York St         |
| 878 W. Main St     | 4-12 West Ave      |
| 904 W. Main St     | 160 Clifton St     |
| 912-916 W. Main St |                    |

F. Project purpose – To focus the City’s resources on the portion of the Bull’s Head Urban Renewal Area that is most critical to the redevelopment of the entire Area and to provide access, environmental information and time for the community engagement and planning process to develop appropriate plans for the next stages of the Area’s urban renewal program.

G. Relocation benefits and compensation – The City has retained relocation specialist R.K. Hite and Co., Inc. and is appropriating funds to provide the owners and occupants of the acquired properties with fair notice and benefits consistent with federal Uniform Relocation Act practices. This will assure that property owners receive a fair purchase price for their properties and that displaced residents, businesses and public service agencies are provided with sufficient advanced notice and assistance to find comparable replacement housing or non-residential premises before they are required to vacate. The Plan provides that the relocation process will be implemented in a way that seeks out opportunities to relocate displaced businesses and agencies to new locations within the neighborhood.

H. Project effect – The acquisition of the Properties and the overall Project will have no significant adverse environmental effects on the environment. The Project is part of an Urban Renewal Plan that has been reviewed under the State Environmental Quality Review Act (“SEQR”) and Chapter 48 of the Municipal Code, a SEQR Environmental Assessment Form has been completed, and the Project has been determined to have no potential significant adverse environmental impacts, pursuant to a Negative Declaration issued by the Mayor on June 19, 2018.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-321  
(Int. No. 356)

**Authorizing the acquisition by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate the Bull’s Head Urban Renewal Plan**

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

Section 1. The Council hereby approves the acquisition of the following parcels (the “Properties”) for the maximum acquisition amounts indicated to effectuate the Bull’s Head Urban Renewal Plan (“Plan”) approved in Ordinance No. 2018-230:

Address	Reputed Owner	SBL#	Type	Maximum Acquisition Amount
780 Brown St	Thomas Graff	120.42-2-35	1 family res	\$45,000
806-810 Brown St	Zebbie D./Sarah Maye	120.42-2-54	small.commercial	\$85,000
8 Kensington St	CDC Specialties Inc.	120.42-2-40	1 family res	\$43,000
13 Kensington St	John R. Gatti	120.42-2-60.2	vacant Lot	\$24,000
19 Kensington St	Rochester Housing Authority	120.42-2-45	2 family res	\$60,000
878 W. Main St	John R. Gatti	120.42-2-59.2	vacant lot	\$1,500
904 W. Main St	Empire Wrecking Company Inc.	120.42-2-64	vacant lot	\$5,700
912-916 W. Main St	John R. Gatti	120.42-2-66	vacant lot	\$11,200
918-922 W. Main St	Realty Development North LLC	120.42-2-67	small commercial	\$80,000
924-930 W. Main St	Wayne Haskins	120.42-2-68	2 story mixed use	\$127,000
932-938 W. Main St	Francis Winterkorn	120.42-2-69	2 story mixed use	
24 York St	Inner Faith Gospel Tabernacle Church Inc.	120.42-2-70	parking lot (included with 24 York St)	
32 York St	Inner Faith Gospel Tabernacle Church Inc.	120.42-2-71	small commercial	\$200,000
4-12 West Ave	Lamees LLC	120.42-1-47	small commercial	\$150,000
160 Clifton St	Rochester Clifton LLC	120.50-2-3	health facility	\$1,000,000

The acquisition amounts set forth herein, up to a maximum amount of \$1,200,000, shall be funded from the proceeds of bonds to be authorized for the purpose.

Section 2. City taxes and other current-year charges against each said parcel shall be canceled from the date of acquisition closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City owns a parcel, shall also be canceled.

Section 3. In the event that any of said Properties cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings to acquire said parcel. In the event of condemnation, the amount set forth herein for the acquisition shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said parcel pursuant to the Eminent Domain Procedure Law.

Section 4. The Council hereby authorizes the expenditure of \$600,000, in the amounts of \$150,000 from 2016-17 Cash Capital and \$450,000 from 2018-19 Cash Capital, to provide the owners and occupants of the acquired Properties with fair notice and relocation benefits in accordance with the Plan and consistent with the federal Uniform Relocation Act, including but not limited to providing assistance to displaced residents, businesses and public service agencies to find comparable replacement housing or non-residential premises and moving expenses to the replacement premises.

Section 5. The Council hereby authorizes the expenditure of \$500,000, in the amounts of \$325,000 from 2018-19 Cash Capital and \$175,000 from the proceeds of bonds to be authorized for the purpose, to conduct the abatement and demolition of structures located on the acquired Properties in accordance with the Plan.

Section 6. The Council hereby authorizes the expenditure of \$100,000 from 2018-19 Cash Capital to conduct environmental due diligence on the acquired Properties in accordance with the Plan.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-322  
(Int. No. 357)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,375,000 Bonds of said City to finance costs of the acquisition, abatement and demolition of properties to effectuate the Bull’s Head Urban Renewal Plan**

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 the acquisition, abatement and demolition of 14 properties at the locations shown in Exhibit A, to effectuate the Bull’s Head Urban Renewal Plan (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 \$2,400,000. The plan of financing includes the issuance of \$1,375,000 bonds of the City which are hereby appropriated to said Project; \$875,000 in 2018-19 Cash Capital and \$150,000 in 2016-17 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,375,000 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 \$1,375,000. 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. 41-a. of the Law, is 50 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**

<b>Property Addresses</b>
780 Brown St
806-810 Brown St
8 Kensington St
13 Kensington St
19 Kensington St
878 W. Main St
904 W. Main St
912-916 W. Main St
918-922 W. Main St
924-930 W. Main St
932-938 W. Main St
24 York St
32 York St
4-12 West Ave

Passed unanimously.

Councilmember Patterson moved to discharge Int. No. 358 from committee.

The motion was seconded by Vice President McFadden.

Passed by the following vote.

Ayes – Councilmember Clifford, Evans, Gruber, McFadden, Ortiz, Patterson, Spaul – 7

Nays – None -0

President Scott and Councilmember Lightfoot abstained due to a professional relationship.

Councilmember Patterson moved to discharge Int. No. 359 from committee.

The motion was seconded by Councilmember Spaul.

Passed by the following vote.

Ayes – Councilmember Clifford, Evans, Gruber, McFadden, Ortiz, Patterson, Spaul – 7

Nays – None -0

President Scott and Councilmember Lightfoot abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-323  
Ordinance No. 2018-324

Re: Amending Ordinance No. 2018-35 and Authorizing Bonds: Acquiring 835-855 West Main Street

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

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-35, which authorized the acquisition by negotiation of 835-855 West Main Street, known as Bull’s Head Plaza, for a cost of \$1,000,000, plus closing costs not to exceed \$10,000.

The current owner of the property is the Rochester Economic Development Corporation (REDCO), which purchased the property on July 28, 2017 via foreclosure auction. When REDCO acquired the property, it incurred \$91,416.66 in transaction costs, including an auctioneer’s fees, real property tax adjustments and closing costs, in addition to paying the purchase price of \$1 million. In order to reimburse REDCO, the amended legislation adds the reimbursement of REDCO’s transaction costs to the City’s acquisition costs. The closing costs have also been increased to credit REDCO for approximately \$14,000 in prepaid real property taxes which will be funded by 2018-19 Cash Capital.

This legislation also authorizes the issuance of up to \$1,095,000 in bonds to finance the City’s acquisition, instead of using 2017-18 Cash Capital as provided for in the prior ordinance.

The Bull’s Head Plaza is located within the Bull’s Head Urban Renewal Area. The acquisition will enable the City to prepare the property for future redevelopment in accordance with the Bull’s Head Urban Renewal Plan approved by Council in July 2018 (Ordinance No. 2018-230).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-323  
(Int. No. 358)

**Amending Ordinance No. 2018-35 authorizing the acquisition of 835-855 West Main Street**

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

Section 1. Ordinance No. 2018-35, authorizing the acquisition of 835-855 West Main Street, is hereby amended in Section 1 to read as follows:

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below. The acquisition costs shall not exceed ~~\$1,040,000~~ \$1,109,000, including closing costs, and shall be funded in the amount of \$14,000 from 2018-19 Cash Capital and in the amount of \$1,095,000 from the proceeds of bonds to be authorized for this purpose.

Address	S.B.L.#	Lot Size	Owner
835-855 West Main St	120.50-2-2.002	±4.22 acres	Rochester Economic Development Corporation

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes – Councilmember Clifford, Evans, Gruber, McFadden, Ortiz, Patterson, Spaul – 7

Nays – None -0

President Scott and Councilmember Lightfoot abstained due to a professional relationship.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,095,000 Bonds of said City to finance costs of the acquisition of 835-855 West Main Street**

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 the acquisition of 835-855 West Main Street (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,109,000. The plan of financing includes the issuance of \$1,095,000 bonds of the City which are hereby appropriated to said Project and \$14,000 from 2018-19 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,095,000 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 \$1,095,000. 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. 41-a. of the Law, is 50 years.

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

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

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

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

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

Passed by the following vote:

Ayes – Councilmember Clifford, Evans, Gruber, McFadden, Ortiz, Patterson, Spaul – 7

Nays – None -0

President Scott and Councilmember Lightfoot abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-325  
Re: Findings Statement: Vacuum Oil Brownfield Opportunity Area Plan

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

Transmitted herewith for your approval is legislation authorizing the adoption of a Findings Statement, thereby fulfilling the obligation of City Council as an Involved Agency per the New York State Environmental Quality Review Act (SEQR). The attached Findings Statement marks the final step in the required SEQR process for the Vacuum Oil Brownfield Opportunity Area (BOA) plan. The City worked for several years with community and agency

stakeholders to develop the plan for the reuse of the defunct oil refinery site that has long been a blighting influence on the neighborhood. The plan covers the site and parts of the surrounding neighborhood to position the area for redevelopment and improved waterfront access.

The Findings Statement summarizes the SEQR process and, when executed by the Involved Agencies, allows the submission of zoning and funding applications to begin the process of implementing the Vacuum Oil BOA plan.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-168

Ordinance No. 2018-325  
(Int. No. 360)

**Adopting a Findings Statement for the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area Implementation Strategy**

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

Section 1. The Council hereby adopts the State Environmental Quality Review Findings Statement for the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area Implementation Strategy as approved by the Mayor as Lead Agency. The President of the Council is hereby authorized to certify the necessary findings on behalf of the Council.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmember Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul - 8.

Nays – Councilmember Ortiz -1.

Councilmember Patterson moved to discharge Int. No. 361 from committee.

The motion was seconded by Vice President McFadden.

Passed by the following vote:

Ayes – President Scott, Councilmember Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Nays – Councilmember Ortiz -1.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-326  
Re: Zoning Map Amendment – 5 & 15 Flint Street

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning properties located at 5 and 15 Flint Street from R-1 Low Density Residential District to R-3 High Density Residential District pursuant to the recommendations contained in the Vacuum Oil Brownfield Opportunity Area Vision Plan.

The proposed rezoning of 5 and 15 Flint Street would fulfill the goals and objectives for the Vacuum Oil Brownfield Opportunity Area (VOBOA). The VOBOA centered around the Vacuum Oil brownfield sites, including 5 and 15 Flint Street. Through a three-step planning process, beginning in 2006 and concluding earlier this year, the City created a Master Plan and Implementation Strategy for VOBOA that was focused on area revitalization. This Master Plan and Implementation Strategy includes analysis of possible development projects, housing strategies, as well as park, trail, and infrastructure improvements proposed to be completed over the next 20 years.

The proposed rezoning was thoroughly analyzed and discussed through the VOBOA process and analyzed as part of the State Environmental Quality Review Act (SEQRA) review process. The Final Generic Environmental Impact Statement and Draft Generic Environmental Impact Statement for the Master Plan and Implementation Strategy fully analyzed potential environmental impacts of the rezoning, including the rezoning. Multiple zoning districts were considered. It was determined that rezoning of the parcels to R-3 would allow the ‘highest and best use’ for the parcels.

The Planning Commission held an informational meeting on the proposed map amendment on Monday, September 10, 2018. The applicant and his representatives spoke in support, and four people spoke in opposition. (All of the testimony is included in the Minutes which are attached). By a vote of 5-2, the Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-169

Ordinance No. 2018-326  
(Int. No. 361)

**Amending the Zoning Map for 5 and 15 Flint Street**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing from R-1 Low Density Residential to R-3 High Density Residential the Zoning Map’s classification of the following properties:

Address	SBL #
5 Flint Street	121.77-1-10.001
15 Flint Street	121.77-1-11

and the area extending from that parcel to the center line of any adjoining public street, alley, or right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote.

Ayes – President Scott, Councilmember Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Nays – Councilmember Ortiz -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-327  
Re: Consolidated Community Development Plan Amendments and Appropriation - Community Development Block Grant Funds for Infrastructure Improvements and Commercial Nodes and Corridors

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Consolidated Community Development Plan (Con. Plan) amendments. This legislation will:

- Amend the 2009-10, 2014-15, 2015-16, 2016-17 and 2017-18 Con. Plan, Annual Action Plans to transfer and re-allocate \$407,214.19 of Community Development Block Grant (CDBG) funds from the above mentioned years’ Con. Plan funds, according to chart below, to the Commercial Nodes and Corridors and Infrastructure Improvements allocations of the Promoting Economic Stability and General Community Needs funds respectively.

Year	Prior Fund	Prior Allocation	Amount (\$)
2009-10	Housing Development Fund	Housing Development Fund	3,954.79
2014-15	Neighborhood & Business Development Program		
	Delivery	Program Delivery	120,452.46
2014-15	Neighborhood and Asset-Based Planning Fund	Community Plan Development	34,000
2015-16	Homeownership Fund	Foreclosure Prevention	1,520.16
2016-17	Other Programs Fund	Program Management	104,433.94
2016-17	Homeownership Fund	Foreclosure Prevention	79.51
2017-18	Other Programs Fund	Program Management	53,376.50
2016-17	General Community Needs Fund	STEAM Engine	14,615.16
2016-17	General Community Needs Fund	Parent Leadership Training Institute	100.00
2016-17	General Community Needs Fund	Job Creation/Youth Development	51,335.35
2017-18	General Community Needs Fund	Job Creation/Youth Development	23,346.32

- Appropriate \$317,817.36 of CDBG funds from the Commercial Nodes and Corridors allocation of the Promoting Economic Stability fund of the following years’ Con. Plans 2009-10, 2014-15, 2015-16, 2016-17 and 2017-18, and \$89,396.83 of CDBG funds from the Infrastructure Improvements allocation of the General Community Needs fund of the following years’ Con. Plans 2016-17 and 2017-18.

Year	Fund	Allocation	Amount (\$)
2009-10	Promoting Economic Stability	Commercial Nodes and Corridors	3,954.79
2014-15	Promoting Economic Stability	Commercial Nodes and Corridors	120,452.46
2014-15	Promoting Economic Stability	Commercial Nodes and Corridors	34,000
2015-16	Promoting Economic Stability	Commercial Nodes and Corridors	1,520.16
2016-17	Promoting Economic Stability	Commercial Nodes and Corridors	104,433.94
2016-17	Promoting Economic Stability	Commercial Nodes and Corridors	79.51
2017-18	Promoting Economic Stability	Commercial Nodes and Corridors	53,376.50

2016-17	General Community Needs	Infrastructure Improvements	14,615.16
2016-17	General Community Needs	Infrastructure Improvements	100.00
2016-17	General Community Needs	Infrastructure Improvements	51,335.35
2017-18	General Community Needs	Infrastructure Improvements	23,346.32

The appropriation to the Commercial Nodes and Corridors allocation will fund infrastructure improvements at the La Marketa site on N. Clinton Avenue and the appropriation to the Infrastructure Improvements allocation will fund infrastructure improvements to the Campbell R-Center.

The La Marketa project seeks to create infrastructure at the La Marketa site in order to promote retail and other economic development activities and events at the site. The La Marketa site will be improved with site infrastructure to include a parking lot, a public open space with a performance platform, restroom facilities, benches, and site utilities required for retail, restaurant and other commercial uses. The site will also be available for community events programming.

The Campbell R-Center Gateway Improvement Project seeks to better integrate the R-Center into the community, provide enhanced access to and from the surrounding neighborhood, and improve the site’s safety and security. Improvements shall include, but not be limited to the following:

- Formal pedestrian gateway connections from Jay and Ames Streets utilizing City owned parcels. Improvements shall include gateway, walkway, fencing, lighting, grading, and drainage, amenities, and landscape enhancements to maximize site lines into the park.
- Relocation of ball diamond from the northwest to the northeast corner of the site.
- Preliminary design and estimating only for a new parking lot with accommodations for 30 vehicles and bike racks located on City owned or soon to be acquired parcels on Campbell Street.

A concept for the project is attached. Construction will begin in the spring 2019 with completion by the Summer 2019.

A public hearing is required.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-170

Ordinance No. 2018-327  
 (Int. No. 362)

**Amending 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and authorizing appropriations of Community Development Block Grant funds to infrastructure improvements**

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

Section 1. The Council hereby approves amending the Consolidated Community Development Plan - Annual Action Plan (Con Plan) for each of the following program years to transfer and re-allocate \$317,817.36 of Community Development Block Grant (CDBG) funds to the Commercial Nodes and Corridors allocation of the Promoting Economic Stability fund for each respective year as follows:

<b>Year</b>	<b>Prior Fund</b>	<b>Prior Allocation</b>	<b>Amount (\$)</b>
2009-10	Housing Development Fund	Housing Development Fund	3,954.79
2014-15	Neighborhood & Business Development Program Delivery	Program Delivery	120,452.46
2014-15	Neighborhood and Asset-Based Planning Fund	Community Plan Development	34,000
2015-16	Homeownership Fund	Foreclosure Prevention	1,520.16
2016-17	Other Programs Fund	Program Management	104,433.94
2016-17	Homeownership Fund	Foreclosure Prevention	79.51
2017-18	Other Programs Fund	Program Management	53,376.50

Section 2. The Council hereby approves amending the Con Plan for each of the following program years to transfer and re-allocate \$89,396.83 of CDBG funds to the Infrastructure Improvements allocation of the General Community Needs fund for each respective year as follows:

<b>Year</b>	<b>Prior Fund</b>	<b>Prior Allocation</b>	<b>Amount (\$)</b>
2016-17	General Community Needs Fund	STEAM Engine	14,615.16
2016-17	General Community Needs Fund	Parent Leadership Training Institute	100.00
2016-17	General Community Needs Fund	Job Creation/Youth Development	51,335.35
2017-18	General Community Needs Fund	Job Creation/Youth Development	23,346.32



Section 3. The Council hereby appropriates \$317,817.36 of CDBG funds from Commercial Nodes and Corridors allocation of the Promoting Economic Stability fund of the Con Plans for various program years, as amended under Section 1 above, to fund infrastructure improvements at the La Marketa site on North Clinton Avenue, as follows:

Year	Fund	Allocation	Amount (\$)
2009-10	Promoting Economic Stability	Commercial Nodes and Corridors	3,954.79
2014-15	Promoting Economic Stability	Commercial Nodes and Corridors	120,452.46
2014-15	Promoting Economic Stability	Commercial Nodes and Corridors	34,000
2015-16	Promoting Economic Stability	Commercial Nodes and Corridors	1,520.16
2016-17	Promoting Economic Stability	Commercial Nodes and Corridors	104,433.94
2016-17	Promoting Economic Stability	Commercial Nodes and Corridors	79.51
2017-18	Promoting Economic Stability	Commercial Nodes and Corridors	53,376.50

Section 4. The Council hereby appropriates \$89,396.83 of CDBG funds from the Infrastructure Improvements allocation of the General Community Needs fund of the Con Plans for various program years, as amended under Section 2 above, to fund infrastructure improvements for the Campbell R-Center Gateway Improvement Project, as follows:

Year	Fund	Allocation	Amount (\$)
2016-17	General Community Needs	Infrastructure Improvements	14,615.16
2016-17	General Community Needs	Infrastructure Improvements	100.00
2016-17	General Community Needs	Infrastructure Improvements	51,335.35
2017-18	General Community Needs	Infrastructure Improvements	23,346.32

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-328  
Re: Veterans Outreach Center (VOC) Liberty Landing Affordable Rental Project

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the Veterans Outreach Center (VOC) Liberty Landing Affordable Rental Project being undertaken by Conifer Realty, LLC (Conifer) {Timothy Fournier, Chairman & CEO} and the VOC {Laura Stradley, Executive Director} at 185-205 Scio Street in Center City's Grove Place District.

This legislation will:

1. Authorize property tax exemptions and payment in lieu of taxes agreements for the VOC Liberty Landing project, which will provide a 30-year exemption for an annual in lieu of payment equal to 10% of the project shelter rents (gross rents minus utility costs). The project was recommended for approval by the PILOT Review Committee on September 19, 2018.
2. Authorize a loan agreement for a \$300,000 construction/permanent loan with Conifer Realty, LLC or an affiliated partnership or housing fund development corporation to be formed by Conifer Realty, LLC, and appropriate the same amount of 2018-19 HOME funds from the Affordable Housing Fund allocation of the Housing Development Fund to fund the loan. The project was recommended for approval by the Loan Review Committee on September 19, 2018.  
The loan will be structured as a non-amortizing, 2% interest, construction loan; at permanent financing conversion it will become a 30-year, cash-flow dependent, 2% interest-only loan with principal due at the end of the 30-year term.
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 Mayor 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 development team proposes the new construction of thirty-three (33) units of affordable rental housing to be located at 185-205 Scio Street. The site is a vacant 0.92 acre lot at the corner of Delevan Street and Scio Street.

VOC Liberty Landing is an affordable housing apartment complex, with a set aside of ten (10) units for veterans with special needs. The current parcel has been vacant for many years and is a blight to the neighborhood. The proposed new-construction development includes twenty-seven (27) one-bedroom units and six (6) two-bedroom units. Ten (10) of the units will be for families at or below 30% Area Median Income (AMI). These units will have a rental subsidy to allow for extremely low-income families to live there, and also to provide the tenants with supportive services. The subsidy has been secured through the NYS Office of Mental Health (OMH) Empire State Supportive Housing Initiative (ESSHI). Seven (7) of the units will be for families at or below 50% AMI, and sixteen (16) units will be for families at or below 60% AMI. Units in Liberty Landing will be affordable to families and individuals earning between \$7.20 and \$15.75 per hour.

The unit mix with affordability detail is below:

Apartment Size	AMI	# of Units	Gross Rent	Tenant Paid Utilities	Net (Tenant Paid) Rent	HHs Earning Between (approximately)
1BR (ESSHI)	30%	10	\$643	\$38	\$605*	\$10,400 – \$16,400
1BR	50%	4	\$643	\$38	\$605	\$15,125 – \$24,200
2BR	50%	3	\$772	\$45	\$727	\$18,175 – \$29,080
1BR	60%	13	\$715	\$38	\$677	\$16,925 – \$27,080
2BR	60%	3	\$864	\$45	\$819	\$20,475 – \$32,760
TOTAL		<b>33</b>				

The ESSHI rents are set at 50% AMI, but the units are targeted to households at or below 30% AMI, and have an operating subsidy to make up the gap. None of these tenants will pay the full \$605 rent. These households will pay 30% of their incomes in rent (approximately \$260-\$416), and the ESSHI operating subsidy will fill in the gap between what the tenant pays and the total rent on the unit. This ensures long-term operational sustainability.

The development will create new affordable housing, while revitalizing a vacant parcel and adding both affordable and supportive housing units to the downtown core. The project has secured all sources of construction, permanent, and operating funding, including subsidy for supportive services. Those services will be provided by Veteran’s Outreach Center, with other organizational support from local partner agencies. Sources and uses of the project are below:

Permanent Sources	Uses
Conventional Mortgage	250,000 Acquisition 515,000
HTF	3,400,000 Soft Costs 531,700
City of Rochester	300,000 Construction Costs 6,912,595
HHAC	1,200,000 Financing Costs 750,935
Tax Credits/LP Equity	5,329,288 Carrying/Misc Costs 98,000
Deferred Developer Fee	322,334 Reserves 694,361
	Development Fee 1,299,031
	<b>\$10,801,622</b>
	<b>\$10,801,622</b>

The development team expects to start construction in November 2018, with completion in November 2019. This project will fulfill an obligation of 30% M/WBE contracts (for City and State funds) and workforce goals for the project are 10% women and 20% minorities. It is anticipated that the project will create 67 construction jobs and four (4) permanent jobs.

A State Environmental Quality Review Act (SEQR) review has been completed and a Negative Declaration has been issued. The project has received final site plan approval, and a National Environmental Policy Act (NEPA) review is underway and will be completed prior to entering into any agreements for the project.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-171

Ordinance No. 2018-328  
 (Int. No. 363)

**Authorizing payment in lieu of taxes and loan agreements for the Veterans Outreach Center at Liberty Landing Affordable Rental 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 payment in lieu of taxes agreement (PILOT agreement) for the Veterans Outreach Center at Liberty Landing Affordable Rental Project (“Project”) with Conifer Realty, LLC, or an affiliated partnership or housing development fund corporation formed by Conifer Realty, LLC for the Project (the “Developer”). The PILOT agreement shall provide that the Project remain entitled to a real property tax exemption for 30 years, provided that the Project remains in use as affordable rental housing with a set aside of 10 units for veterans with special needs and 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 2. The Mayor is hereby authorized to enter into a loan agreement with the Developer for construction and permanent financing of the Project. The loan shall be in the amount of \$300,000, which shall be funded from the amounts appropriated in Section 3 herein. The loan shall function as a 2% non-amortizing construction loan with interest-only payments due annually until construction is complete, whereupon it shall convert to permanent financing for a term of 30 years with an annual interest rate of 2% that shall be paid annually contingent on sufficient Project cash flow. Repayment of the loan principal and deferred interest, if any, shall be due at the end of the loan term.

Section 3. The sum of \$300,000 is hereby appropriated from the Affordable Housing Fund allocation of the Housing Development Fund within the Consolidated Community Development Plan/2018-19 Annual Action Plan to serve as principal for the Project loan authorized herein.

Section 4. The agreements authorized herein 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 documents as may be necessary to effectuate the agreements authorized herein.

Section 5. The Mayor is hereby authorized to adjust the loan interest rate and other terms and conditions of the loan in order to conform to legal and other requirements of the Project.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-329  
Ordinance No. 2018-330

Re: Real Estate Acquisition – 1540 and 1560 Lake Avenue

Transmitted herewith for your approval is legislation authorizing the acquisition by negotiation of 1540 and 1560 Lake Avenue. The acquisition costs shall consist of: \$2,326,000 for the total purchase price to be financed from bonds to be authorized for this purpose; up to \$20,000 in closing costs to be financed from bonds authorized for this purpose; \$3,000 for the City’s cost share of environmental testing of the properties to be funded by 2018-19 Cash Capital; and up to \$3,500 in refunds of real property taxes paid by the owner that are attributable to the period after the closing, to be funded by 2018-19 Cash Capital.

1540 Lake Avenue consists of a 1.07 acre parcel and 1560 Lake Avenue consists of a 2.15 acres parcel, both are owned by Bonitatem LLC (Michael J. Piehler, member). The properties will be used for the to be constructed Northwest Patrol Section Station.

Pursuant to an independent appraisal prepared by Bruckner, Tillett, Rossi, Cahill & Associates on May 29, 2018, the property “as is” has an appraised value of \$1,500,000 and pursuant to an independent appraisal also prepared by Midland Appraisal Associates, Inc. on May 23, 2018, the valuation after remediation was determined to be \$2,800,000.

The closing on the purchase of the 1560 Lake Avenue parcel shall not occur until the owner has implemented a remedial investigation work plan for the parcel under the New York State Brownfield Cleanup Program by means of an agreement (“BCP Agreement”) to the satisfaction of the New York State Department of Environmental Conservation (“DEC”), installed the piping for an oxygen injection interim remedial measure beneath the sub-base of the City’s proposed parking lot, and has designed and completed the implementation of the DEC-approved clean-up remedy for the Parcel, all in compliance with the BCP Agreement and sufficient to obtain a BCP Certificate of Completion from the DEC.

The purchase and sale agreement shall provide for the City and owner to share the expenses of the environmental investigation and remediation work as follows: the Owner shall be solely responsible expenses totaling \$650,000 or less; the City shall reimburse the owner for expenses that exceed \$650,000 and up \$800,000; the owner shall be responsible for the excess over \$800,000 and up to \$850,000; and the City shall reimburse the owner for one-half of BCP Remedial Work expenses exceeding \$850,000. Expenses incurred by the City for this work, if any, shall be funded by the Insurance Reserve.

After the completion of the environmental and remediation work and closing on the 1560 Parcel, the City shall be responsible for all further compliance with the BCP and the BCP Agreement, including operation, maintenance, monitoring and reporting upon all post-remediation controls necessary to maintain the Certificate of Completion in good standing and to the satisfaction of the DEC (collectively, the “BCP OM&M Work”). The costs of BCP OM&M Work shall be funded by the current or future Budgets of the Department of Environmental Services for the fiscal year in which each cost is incurred, contingent upon the approval of the future budgets.

City taxes and other current-year charges against each said parcel shall be canceled from the date of closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the parcels, shall also be cancelled. The properties shall be conveyed to the City with no other outstanding liens or encumbrances.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-329  
(Int. No. 383)

**Authorizing the acquisition of 1540 and 1560 Lake Avenue**

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 two parcels described below. The acquisition costs shall consist of: a total purchase price of \$2,326,000, to be financed by the proceeds of bonds to be authorized by an ordinance of this same date (“Accompanying Bond Ordinance”); closing costs of up \$20,000, to be funded/financed by the Accompanying Bond Ordinance; \$3,000 for the City’s cost share of environmental testing of the properties to be acquired, to be financed/funded by 2018-19 Cash Capital; and up to \$3,500 in refunds of real property taxes paid by the owner that are attributable to the period after the closing, to be funded/financed by 2018-19 Cash Capital.

<u>Address</u>	<u>S.B.L.#</u>	<u>Lot Size</u>	<u>Owner</u>
1540 Lake Ave	090.44-1-38.004	1.07 acre	Bonitatem LLC
1560 Lake Ave	090.44-1-1.002	2.15 acres	Bonitatem LLC

Section 2. City taxes and other current-year charges against each said parcel shall be canceled from the date of closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the parcels, shall also be cancelled. The properties shall be conveyed to the City with no other outstanding liens or encumbrances.

Section 3. The closing on the purchase of the 1560 Lake Avenue parcel ("1560 Parcel") shall not occur until the owner has enrolled the property in the New York State Brownfield Cleanup Program by means of an agreement ("BCP Agreement") with the New York State Department of Environmental Conservation ("DEC"), implemented a BCP remedial investigation work plan for the parcel, installed the piping for an oxygen injection interim remedial measure beneath the sub-base of the City's proposed parking lot on that parcel, and has designed and completed the implementation of the clean-up remedy for the 1560 Parcel, all in compliance with the BCP Agreement and sufficient to obtain a BCP Certificate of Completion from the DEC.

Section 4. The purchase and sale agreement shall provide for the City and owner to share the expenses of the environmental investigation and remediation work set forth in Section 3 (collectively, the "BCP Remedial Work") as follows: the Owner shall be solely responsible expenses totaling \$650,000 or less; the City shall reimburse the owner for expenses that exceed \$650,000 and up to \$800,000; the owner shall be responsible for the excess over \$800,000 and up to \$850,000; and the City shall reimburse the owner for one-half of BCP Remedial Work expenses exceeding \$850,000. The BCP Remedial Work expenses incurred by the City pursuant to this Section, if any, shall be funded by the Insurance Reserve.

Section 5. After the completion of the BCP Remedial Work and closing on the 1560 Parcel, the City shall be responsible for all further compliance with the BCP and the BCP Agreement, including operation, maintenance, monitoring and reporting upon all post-remediation controls necessary to maintain the Certificate of Completion in good standing and to the satisfaction of the DEC (collectively, the "BCP OM&M Work"). The costs of BCP OM&M Work shall be funded by the current or future Budgets of the Department of Environmental Services for the fiscal year in which each cost is incurred, contingent upon the approval of the future budgets.

Section 6. This ordinance shall take effect immediately

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul - 8.

Nays – Councilmembers Ortiz -1.

Ordinance No. 2018-330  
(Int. No. 384)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,346,000 Bonds of said City to finance the costs of acquiring of 1540 and 1560 Lake Avenue**

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 the acquisition of 1540 and 1560 Lake Avenue (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 \$2,349,500. The plan of financing includes the issuance of \$2,346,000 bonds of the City which are hereby appropriated to said Project and \$3,500 from 2018-19 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$2,346,000 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 \$2,346,000. 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. 21. of the Law, is 30 years.

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

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

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

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

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

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

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

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul - 8.

Nays –Councilmembers Ortiz -1.

By Councilmember Evans  
October 16, 2018

To the Council:

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

- Int. No. 364 Authorizing an intermunicipal agreement with the County of Monroe for solid waste and recycling services
- Int. No. 365 Authorizing additional funding for improvements to the Cobbs Hill Basketball Courts
- Int. No. 366 Authorizing appropriations and agreement for the East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)
- Int. No. 367 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$230,000 Bonds of said City to finance construction and construction inspection services related to the East Henrietta Road Improvement Project (South City Line to Stan Yale Road)
- Int. No. 368 Authorizing appropriations and agreement for the 2018 Preventive Maintenance Northeast Group 1
- Int. No. 369 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$825,000 Bonds of said City to finance construction and resident project representation services related to the 2018 Preventive Maintenance Northeast Group 1 Project
- Int. No. 370 Amending Ordinance No. 2017-12 and appropriating funds for the 2020 Preventive Maintenance Northeast Group No. 11 Project
- Int. No. 371 Authorizing agreements and appropriating funds for the Frederick Douglass Community Library Green Roof Project
- Int. No. 373 Authorizing an amendatory agreement for the Reynolds Street & Seward Street Rehabilitation Project
- Int. No. 374 Authorizing additional funding and amending Ordinance No. 2017-360 in relation to the Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II
- Int. No. 375 Amending Ordinance No. 2018-137 authorizing an agreement for water system improvements

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

- Int. No. 372 Authorizing pavement width changes for Reynolds Street at School No. 2

Respectfully submitted,  
Malik Evans  
Mitch Gruber  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
**PARKS & PUBLIC WORKS COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-331  
Inter-Municipal Agreement – Monroe County / Commercial Solid Waste and Recycling Services

Council Priorities: Safer and More Vibrant Neighborhoods, Innovation and Efficiency

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with Monroe County for the provision by the City of commercial solid waste and recycling collection services at various County facilities. The City receives approximately \$500,000 in revenue annually for these services.

The current agreement was authorized in July 2012 (Ordinance No. 2012-304), and will expire on December 31, 2018. The term of the new agreement shall be for two (2) years, commencing on January 1, 2019 and ending on December 31, 2020, with the option of two (2) two (2) year renewal periods.

Under the terms of the proposed agreement, the County will be charged the current standard commercial rates for collection that are applicable at the time of service. Increases in subsequent contract renewals would be limited to 2% per contract period.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-331  
(Int. No. 364)

**Authorizing an intermunicipal agreement with the County of Monroe for solid waste and recycling 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 County of Monroe whereby the City shall continue to collect and dispose of solid waste and recyclable materials generated at County facilities. The term of the agreement shall be two years from January 1, 2019 through December 31, 2020, with the option to renew for two additional two-year extensions.

Section 2. The agreement shall obligate the County to pay the current standard commercial rates for collection that are applicable at the time of service. Increases over the current rates for each renewal term, if exercised, shall be limited to 2% per renewal term.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-332  
Cobbs Hill Basketball Courts

Transmitted herewith for your approval is legislation authorizing the following in relation to recent improvements made to the Cobbs Hill Basketball Courts:

1. Authorize a grant agreement with the New York State Department of State (NYSDOS) for the receipt and use of \$25,000; and
2. A budget amendment to Cash Capital in the amount of \$18,700 to reflect a portion of the unanticipated revenue from the NYSDOS.

The project was completed in the spring of 2018 utilizing a combination of cash capital and operating funds from the Department of Environmental Services (DES).

The improvements to the courts at Cobbs Hill Courts commemorated the life and accomplishments of Rochester’s own Tony Boler. Tony Boler was a community staple as he was the co-host of the Saturday-morning “Memory Lane” and the weeknight “Quiet Storm” soul and R&B shows on WDKX-FM (103.9). These grant funds were provided by Assemblyman David F. Gantt.

The Cobbs Hill basketball courts are located at Cobbs Hill Park on Norris Drive. The two courts are the most heavily used courts in the City of Rochester. Improvements included surface repairs to the court including commemorative center court logo, fencing upgrades and asphalt pathways to the courts from Norris Drive.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-332  
(Int. No. 365)

**Authorizing additional funding for improvements to the Cobbs Hill Basketball Courts**

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 State for the receipt and use of funds in the amount of \$25,000 for improvements to the Cobbs Hill Basketball Courts (the "Project") that were authorized in Ordinance No. 2018-101. The Council hereby appropriates those funds to the Project.

Section 2. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing Cash Capital by \$18,700 received under the grant agreement authorized herein.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-333  
Ordinance No. 2018-334

Re: East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)

Transmitted herewith for your approval is legislation related to the East Henrietta Road Improvement Project from the South City Line to Stan Yale Drive:

1. Appropriate \$168,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction for the project;
2. Appropriate \$85,650 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the construction for the project;
3. Appropriate \$1,100,000 in anticipated reimbursements from Rochester Pure Waters District (RPWD) to finance a portion of the construction and construction inspection services for the project; and
4. Authorize the issuance of bonds in the amount of \$230,000 to support the project.

The Project is being designed by Stantec Consulting Services, Inc. (James R. Hofmann, Jr., Principal), as authorized in Ord. No. 2016-113. The City is required per the grant agreement with NYS Department of Transportation to show funds committed to the project based on a construction cost of \$2,829,727. The funding has been identified as follows:

Source	Design	Construction/contingency/RPR	Total
Private funding per section 3 Ordinance 2014-391	250,000	-	250,000
FHWA (Ord. No. 2014-391)		571,000	571,000
FHWA (appropriated herein)		168,000	168,000
NYS MA (appropriated herein)		85,650	85,650
Rochester Pure Waters District (appropriated herein)		1,100,000	1,100,000
Bonds to be issued at a later date		230,000	230,000
Prior year cash capital		126,000	126,000
2013-14 Cash Capital		10,857	10,857
2014-15 Cash Capital		251,560	251,560
2015-16 Cash Capital		55,660	55,660
2016-17 Cash Capital		31,000	31,000
2017-18 Cash Capital		200,000	200,000
<b>Total</b>	<b>250,000</b>	<b>2,829,727</b>	<b>3,079,727</b>

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-333  
(Int. No. 366)

**Authorizing appropriations and agreement for the East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)**

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

Section 1. The sum of \$168,000 in anticipated reimbursements from the Federal Highway Administration authorized by Ordinance No. 2014-391 is hereby appropriated to fund the East Henrietta Road Improvements Project (Rochester City Line to Stan Yale Drive), hereinafter, the "Project."

Section 2. The Council hereby authorizes the receipt and use of \$85,650 in anticipated reimbursements from the New York State Department of Transportation's Marchiselli Aid program and appropriates that sum to fund the Project.

Section 3. The receipt and use of the sum of \$1,100,000 in anticipated reimbursements from the Rochester Pure Waters District that are provided pursuant to the agreement authorized by Ordinance No. 2010-438 is hereby authorized and appropriated to fund eligible portions of sewer costs incurred as part of the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Motion to amend Int. No. 367  
Moved by Councilmember Evans, 2<sup>nd</sup> by Councilmember Spaul. Motion to amend passed unanimously.

Ordinance No. 2018-334  
(Int. No. 367, as amended)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$230,000 Bonds of said City to finance construction and construction inspection services related to the East Henrietta Road Improvement Project (South City Line to Stan Yale RoadDrive)**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the construction and construction inspection services costs, related to the East Henrietta Road Improvement Project (Rochester City Line to Stan Yale Drive) (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 \$3,079,727, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$230,000 bonds of the City to finance a portion of said appropriation, \$250,000 in private funding (Ordinance No. 2014-391), \$571,000 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2014-391), \$168,000 in anticipated reimbursements from the Federal Highway Administration appropriated as of the date of this Ordinance, \$85,650 in NYS Marchiselli Aid Program reimbursements appropriated as of the date of this Ordinance, \$1,100,000 in anticipated reimbursements from the Rochester Pure Waters District appropriated as of the date of this Ordinance; \$126,000 from Prior Years' Cash Capital; \$10,857 from 2013-14 Cash Capital; \$251,560 from 2014-15 Cash Capital; \$55,660 from 2015-16 Cash Capital; \$31,000 from 2016-17 Cash Capital and \$200,000 from 2017-18 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 \$230,000 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 \$230,000. 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. 20. 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<sup>2</sup> 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.

Strikeout indicates deleted text, new text is underlined>.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-335

Ordinance No. 2018-336

Re: 2018 Preventive Maintenance Northeast Group 1

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the 2018 Milling and Resurfacing Preventive Maintenance Northeast Group 1 Project. This legislation will:

1. Appropriate \$1,482,400 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and construction inspection services for the Project;
2. Appropriate \$277,950 from anticipated New York State Marchiselli Aid Program to fund a portion of the construction and construction inspection services for the Project;
3. Authorize the issuance of bonds totaling \$825,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and resident project representation (RPR) services for the project; and
4. Establish \$375,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, PE, President & Chief Executive Officer), Rochester, NY 14604, for resident project representation (RPR) services.

This federal aid project, administered by the City under agreement with the NYSDOT includes two locations:

- Upper Falls Blvd (Genesee River to Hudson Avenue), and
- St. Paul Street (Gorham Street to Lowell Street).

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

The project was designed by the Popli Design Group as authorized in February 2017 (Ord. No. 2017-35). Bergmann Associates, was selected to provide RPR services from the NYSDOT list of pre-approved regional engineering firms, which is described in the attached summary. The agreement may extend until three months after project completion.

Bids for construction were received on July 2, 2018. The apparent low bid of \$1,943,000.90 was submitted by Sealand Contractors Corporation, which was 7% higher than the engineer's estimate. An additional \$301,529.10 will be allocated for project contingencies.

Funding for the project is as follows:

Source	Design	Construction	Contingency	RPR	Total
FHWA (Ord. No. 2017-35)	166,262.00	-	-	-	166,262.00
Marchiselli Aid (Ord. No. 2018-125)	31,174.00	-	-	-	31,174.00
2016-17 Cash Capital	10,564.00	-	-	-	10,564.00
FHWA	-	1,482,400.00	-	-	1,482,400.00
Marchiselli Aid	-	277,950.00	-	-	277,950.00
Bond to be issued	-	154,326.90	295,673.10	375,000.00	825,000.00
2017-18 Cash Capital	-	1,780.00	1,400.00	-	3,180.00
2017-18 Water Cash Capital	-	3,988.00	2,012.00	-	6,000.00
Rochester Pure Waters District (Ord. No. 2018-39)	-	22,556.00	2,444.00	-	25,000.00
<b>Total</b>	<b>208,000.00</b>	<b>1,943,000.90</b>	<b>301,529.10</b>	<b>375,000.00</b>	<b>2,827,530.00</b>

The project will begin construction in fall 2018 and will be substantially complete by winter 2019. The project’s construction and RPR services will result in the creation and/or retention of the equivalent of 25.5 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-172

Ordinance No. 2018-335  
 (Int. No. 368)

**Authorizing appropriations and agreement for the 2018 Preventive Maintenance Northeast Group 1**

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

Section 1. The receipt and use of the sum of \$1,482,400 is hereby appropriated from anticipated reimbursements from the Federal Highway Administration to fund a portion of the construction and construction inspections services of the 2018 Preventive Maintenance Northeast Group 1 Project, the “Project.”

Section 2. The Council hereby authorizes the receipt and use of \$277,950 in anticipated reimbursements from the New York State Department of Transportation’s Marchiselli Aid program and appropriates that sum to fund the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. in the maximum amount of \$375,000 for resident project representation services for the Project. Said amount shall be funded from bonds to be issued for this purpose. The term of the agreement shall extend until three months after completion of the Project.

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

Section 5. This ordinance shall take effect immediately

Passed unanimously.

Ordinance No. 2018-336  
 (Int. No. 369)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$825,000 Bonds of said City to finance construction and resident project representation services related to the 2018 Preventive Maintenance Northeast Group 1 Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the construction and resident project representation services, related to 2018 Preventive Maintenance Northeast Group 1 Project, including portions of Upper Falls Boulevard (Genesee River to Hudson Avenue) and St. Paul Street (Gorham Street to Lowell Street) (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 \$2,827,530, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$825,000 bonds of the City to finance a portion of said appropriation, \$166,262 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2017-35), \$31,174 in NYS Marchiselli Aid Program reimbursements (Ordinance No. 2018-125), \$1,482,400 in anticipated reimbursements from the Federal Highway Administration appropriated as of the date of this Ordinance, \$277,950 in NYS Marchiselli Aid Program reimbursements appropriated as of the date of this Ordinance,

\$25,000 in anticipated reimbursements from the Rochester Pure Waters District (Ordinance No. 2018-39); \$10,564 from 2016-17 Cash Capital; \$3,180 from 2017-18 Cash Capital and \$6,000 in 2017-18 Water 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 \$825,000 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 \$825,000. 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. 20. 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<sup>2</sup> by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-337  
Re: Appropriate and Amendment 2020 Preventive Maintenance Group No. 11 Project

Transmitted herewith for your approval is legislation related to the project. This legislation will:

1. Authorize receipt and use of \$30,600 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2020 Preventive Maintenance Group 11 Project; and
2. Amend Ordinance No. 2017-12, which originally established funding for the agreement with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. (Principal Robert Radley, President) for design services related to this project, by reducing the 2016-17 Cash Capital by \$30,600 and replacing those funds with the NYS Marchiselli Aid appropriate herein.

This Project, administered by the City under agreement with NYSDOT, includes Lyell Avenue from Lake Avenue to Mount Read Boulevard.

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring of 2020 with scheduled completion in fall of 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-173

Ordinance No. 2018-337  
(Int. No. 370)

**Amending Ordinance No. 2017-12 and appropriating funds for the 2020 Preventive Maintenance Northeast Group No. 11 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$30,600 in anticipated reimbursements from the New York State Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2020 Preventive Maintenance Northeast Group No. 11 Project.

Section 2. Ordinance No. 2017-12 is hereby amended by allocating \$30,600 of the funds appropriated under Section 1 herein to replace and reduce by \$30,600 the amount of the 2016-17 Cash Capital funds appropriated therein.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-338  
Re: Agreement – Stantec Consulting Services Inc. Frederick Douglass Community Library Green Roof

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Frederick Douglass Community Library Green Roof Project. This legislation will:

1. Establish \$100,000 as maximum compensation for a professional services agreement with Stantec Consulting Services Inc. (Brian Larson, Chief Executive Officer), Rochester, NY, for engineering and design, construction administration, and resident project representation (RPR) services. The agreement will be funded with \$75,000 of grant funds appropriated herein and \$25,000 of 2018-19 Cash Capital.
2. Receipt and use of \$375,000 of grant funds from a New York State Water Quality Improvement Program (WQIP) award, through the 2017-18 Consolidated Funding Application, to finance a portion of the cost of the project. The total estimated project cost is \$500,000 which will be financed as follows:

<u>Source:</u>	<u>Amount:</u>
2017-18 NYS WQIP grant funds	\$375,000
2018-19 City Cash Capital	\$125,000

The project includes the removal of the library’s original roofing system and replacement with a new roof waterproofing system and green roof assembly consisting of vegetated plants and soil media, which will reduce the storm water overflow into the City’s combined sewer system. The visibility of the green roof from the surrounding James P.B. Duffy School #12 shall provide additional community benefits and an exciting educational opportunity for library patrons and educators about the benefits of green infrastructure practices within the community. This project will add to the portfolio of green infrastructure projects currently in place within the City of Rochester.

Stantec Consulting Services Inc., was selected through a Request for Proposal process, which is described in the attached summary. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project.

Design of the project is anticipated to start in early 2019. Construction is anticipated to be complete in summer 2020. The project will result in the creation and/or retention of the equivalent of 5.4 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-174

Ordinance No. 2018-338  
(Int. No. 371)

**Authorizing agreements and appropriating funds for the Frederick Douglass Community Library Green Roof 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 Stantec Consulting Services Inc. in the maximum amount of \$100,000 for engineering and design, construction administration, and resident project representation services for the Frederick Douglass Community Library Green Roof Project (the Project). Said amount shall be funded from grant funds authorized in Section 2 herein (\$75,000) and 2018-19 Cash Capital (\$25,000). The term of the agreement shall be 3 months after completion and acceptance of a two year guarantee inspection of the Project.

Section 2. The receipt and use of \$375,000 in grant funds from the New York State Water Quality Improvement Program award, received through the 2017-18 Consolidating Funding Application, is hereby appropriated to finance a portion of the cost of the Project.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-339  
Re: Geometric Changes -190 Reynolds St. School No. 2

Transmitted herewith for your approval is legislation authorizing a decrease of 11.5 feet in pavement width on Reynolds Street from 38 feet to 26.5 feet, beginning at a point 266.42 feet north of Frost Avenue to a point 604.25 feet north of Frost Avenue, a distance of 337.83 feet.

The pavement width changes were requested by the City School District to increase space for a proposed bus loop which will be created on school property, accessed by two proposed curb cuts on Reynolds Street.

Design of the project is complete; construction within the Reynolds Street right of way will begin in Spring 2019 and will be completed in approximately one month.

No additional right-of-way is required to accommodate the changes in pavement width. The pavement width changes were presented for endorsement at the September 18, 2018 Traffic Control Board meeting.

A public hearing on the pavement width changes was held September 5, 2018. Meeting minutes are attached.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is part of a building renovation only, and a SEQR Type II Action requiring no further environmental review.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-175

Ordinance No. 2018-339  
(Int. No. 372)

**Authorizing pavement width changes for Reynolds Street at School No. 2**

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

Section 1. Council hereby approves the following pavement width changes to improve bus access and safety adjacent to School No. 2 at 190 Reynolds Street: A decrease of 11.5 feet in pavement width on the east side of Reynolds Street, from 38 feet to 26.5 feet, beginning at a point 266.42 feet north of the north boundary of Frost Avenue and extending northerly for a distance of 337.83 feet, whereupon the pavement width shall return to 38 feet at a point that is 604.25 feet north of the north boundary of Frost Avenue.

Section 2. The changes shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications to such plans.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-340  
Re: Amendatory Agreement Ravi Engineering and Land Surveying, P.C., Reynolds Street & Seward Street Rehabilitation

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with with Ravi Engineering and Land Surveying, P.C.,( Ravi), (Principal Nagappa Ravindra, P.E., President), 89 North Water Street, Rochester, NY, for additional resident project representation (RPR) services for this project. The original agreement for \$170,000 was authorized in January 2018 (Ordinance No. 2018-12). This amendment will increase maximum compensation by \$35,000 to a total of \$205,000. The cost of the agreement will be financed from bonds previously authorized for this project (Ordinance No. 2018-13).

The project includes the rehabilitation of Reynolds and Seward Streets including: new curbs, catch basins, lead water service replacement, spot sidewalk repair, intersection realignment, parking improvements, milling and resurfacing, new Street lighting on Reynolds Street, and updating curb ramps to current ADA standards. Additionally lead water services will be replaced within the project area.

Ravi will provide additional resident project representative services (RPR), due to delays caused by unanticipated utility work encountered during the project. RG&E did not fully complete their scheduled work prior to the start of the City’s construction contract which delayed the contractor.

A Notice to Proceed was issued April 23, 2018, with substantial completion scheduled for September 11, 2018. The amendatory agreement will result in the creation and/or retention of the equivalent of .2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-340  
(Int. No. 373)

**Authorizing an amendatory agreement for the Reynolds Street & Seward Street 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 an amendatory professional services agreement with Ravi Engineering and Land Surveying, P.C. for additional resident project representation services for the Reynolds Street & Seward Street Rehabilitation Project. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2018-12, by \$35,000 to a total amount of \$205,000. The amendatory compensation amount shall be funded from bonds authorized for the Project in Ordinance No. 2018-13.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-341  
Re: Appropriate and Amendment – Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects – Phases I and II

Transmitted herewith for your approval is legislation related to the project. This legislation will:

1. Authorize the Mayor to enter into agreements with Rochester Gas and Electric Corporation (RGE) necessary to participate in and administer the project; and,
2. Authorize the receipt and use of \$220,000 in anticipated reimbursements from RGE to finance design and construction; and,
3. Amend Ordinance No. 2017-360, which originally established funding for the agreement with Stantec Consulting Services, Inc. (James R. Hofmann, Jr., Principal), for design services related to this project, by reducing the 2017-18 Cash Capital by \$20,000 and replacing those funds with funds appropriated herein.

RGE, through its Look Upstate NY program, offers a number of economic development incentives to encourage business to remain in NYS and to attract new companies to the region. RGE recommended that their Commercial Corridor/Main Street Revitalization Assistance Program would be a good fit for the Main Street Streetscape projects. The program provides a matching grant of up to \$200,000 for electric infrastructure and lighting installations associated with street improvements and up to \$20,000 with 50% matching funds toward the development of pre-construction drawings to advance urban design plans. RGE accepted the City’s application and awarded \$200,000 in support of the Phase I construction and \$20,000 in support of the Phase II design.

The Main Street Streetscape and Pedestrian Wayfinding Phase I project is a federal and state aid project implementing streetscape improvements along the Main Street corridor from St. Paul Street to East Avenue as well as eight pedestrian wayfinding kiosks between Plymouth Avenue and Gibbs Street. The Phase II project is a federal aid project and will extend the Phase I designed streetscape elements from St. Paul Street west to State Street.

Phase I construction is ongoing with scheduled completion in fall of 2018. Phase II design services are underway; it is anticipated that construction will begin in spring 2019 with scheduled completion in spring 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-176

Ordinance No. 2018-341  
(Int. No. 374)

**Authorizing additional funding and amending Ordinance No. 2017-360 in relation to the Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Gas and Electric Corporation (“RGE”) for the receipt and use of funds in the amount of \$220,000 from RGE’s Commercial Corridor/Main Street Revitalization Assistance Program to fund a portion of the Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II (collectively, the “Project”). The Council hereby appropriates those funds for the design and construction of the Project.

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

Section 3. Ordinance No. 2017-360, relating to the Main Street Streetscape and Pedestrian Wayfinding Phase II project, is hereby amended in Section 3 to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design and inspection services for the Project. The maximum compensation for the agreement shall be \$473,000, which shall be funded in the amounts of \$179,000 from the FHWA appropriation authorized in Section 1 herein, ~~\$84,000~~ \$64,000 in 2017-18 Cash Capital, \$25,000 in 2015-16 Cash Capital, \$185,000 in 2014-15 Cash Capital, and \$20,000 in anticipated reimbursements from Rochester Gas and Electric Corporation’s Commercial Corridor/Main Street Revitalization Assistance Program pursuant to an ordinance authorizing the receipt of said funds. The term of the agreement shall continue until 6 months after the completion and the City’s acceptance of the Project, provided however that the agreement shall terminate one year after the consultant’s completion and the City’s acceptance of contract deliverables in the event that Project construction is not undertaken.

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-342  
Re: Amending Ordinance No. 2018-137

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-137 which authorized an agreement related to a New York State Department of Transportation (NYSDOT) project for rehabilitating Mt. Read Blvd. from Buffalo Rd. to Lyell Ave. This amendment will correct the maximum reimbursement authorized for this project to \$1,150,000. The additional \$250,000 amount will be financed from FY17 Water Main Renewal Cash.

This amendment is needed as the State’s bid results exceeded the maximum reimbursement amount of the original legislation. The water betterment share bid price was \$979,672.01, with the additional balance to cover contingency costs.

Construction will be performed by the NYSDOT’s contractor and is expected to take place during the spring and summer of 2019. The term of this agreement is for 6 months after the acceptance and completion of the project. Inspection and RPR will be provided by the NYSDOT.

This project results in the creation and/or retention of the equivalent of approximately 10 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-342  
(Int. No. 375)

**Amending Ordinance No. 2018-137 authorizing an agreement for water system improvements**

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

Section 1. Ordinance No. 2018-137 is hereby amended in Section 1 to read in its entirety as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to incorporate construction of new water mains and appurtenances within the limits of NYSDOT’s project rehabilitating Mt. Read Blvd. from Buffalo Road to Lyell Avenue. The maximum reimbursement for the agreement shall be ~~\$900,000~~ \$1,150,000 and said amount, or so much thereof as may be necessary, shall be funded in the amounts of \$900,000 from the proceeds of bonds to be appropriated for said improvements and \$250,000 from 2016-17 Cash Capital. The term of the agreement shall be 6 months after the acceptance and completion of the project.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

By Councilmember Lightfoot  
October 16, 2018

To the Council:

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

- Int. No. 376                      Appropriating funds and amending the 2018-19 Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team
- Int. No. 377                      Authorizing an agreement and funding for the Motor Vehicle Theft and Insurance Fraud Prevention program
- Int. No. 378                      Authorizing an intermunicipal agreement and funding for the STOP DWI Program
- Int. No. 379                      Agreement with the City School District for sharing the maintenance of play apparatus and fields in parks
- Int. No. 380                      Authorizing a grant agreement for the 2018 State Homeland Security Program
- Int. No. 381                      Amending the 2018-19 Budget of the Police Department
- Int. No. 382                      Authorizing an agreement and amending the Budget for the Flower City Americorps Program
- Int. No. 388                      Authorizing an agreement with the United Negro College Fund, Inc.

Respectfully submitted,  
Willie J. Lightfoot (Absent)  
Mitch Gruber  
Jacklyn Ortiz (Absent)  
Adam C. McFadden  
Loretta C. Scott  
**PUBLIC SAFETY YOUTH & RECREATION COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-343  
Re:     Appropriation of Forfeiture Funds – GRANET Vehicle

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$60,000 from federal forfeited property revenues attributable to the Greater Rochester Area Narcotics Enforcement Team (GRANET), and amending the 2018-19 Budget of the Police Department to reflect this amount.

These funds will be used to purchase a cargo van with a prisoner transport vent adaptor kit to be used for GRANET investigations. The vehicle that GRANET currently uses is over 26 years old and has numerous mechanical issues that would be too expensive to fix considering the age. GRANET participates in joint investigations which includes Federal, State, and other local law enforcement agencies. The mission of GRANET is to achieve maximum coordination and cooperation among participating agencies; bring to bear their combined resources to investigate mid- and upper-level narcotics and illegal weapons offenses; and aggressively investigate career criminals in the Greater Rochester/Monroe County area, utilizing both State and Federal laws.

GRANET is a multi-jurisdictional team comprised of local and federal agencies. As a participant of the team, the City administers GRANET's equitable share of federal forfeiture funds, and keeps a separate accounting for these funds. The undesignated balance in GRANET's forfeiture fund after this transfer is estimated at \$268,900; however, these funds will be used in future fiscal years for GRANET's operating budget.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-343  
(Int. No. 376)

**Appropriating funds and amending the 2018-19 Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$60,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund the operations of the Greater Rochester Area Narcotics Enforcement Team.



Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-344

Re: Agreement – New York State Division of Criminal Justice Services, Motor Vehicle Theft and Insurance Fraud Prevention Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$49,600 for the Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant, and amending the 2018-19 Budget of the Police Department by \$23,000 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime in the amount of \$43,500 to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides \$4,100 for an alarm system and \$2,000 to train police officers in specialized anti-theft techniques and technology. This grant does not cover fringe benefits which are estimated at \$14,300.

The previous MVTIFP award was authorized by Ordinance No. 2017-365. The term of this agreement is January 1, 2019 through December 31, 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-344  
(Int. No. 377)

**Authorizing an agreement and funding for the Motor Vehicle Theft and Insurance Fraud Prevention program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of grant funds from the Motor Vehicle Theft and Insurance Fraud Prevention program in the amount of \$49,600. The term of this agreement shall be January 1, 2019 through December 31, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$23,000, which amount is hereby appropriated from funds to be received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-345

Re: Agreement – Monroe County, STOP DWI Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of \$126,600 for the 2019 STOP DWI Program, and amending the 2018-19 Budget of the Police Department (\$45,000) and Undistributed Expenses (\$12,200) to reflect a portion of this grant.

The grant funds will be used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2019 calendar year. Supported activities include expenses for STOP DWI overtime details and associated fringe costs, supplies, equipment, training, breathalyzer calibration, and underage alcohol enforcement.

The term of this grant is January 1, 2019 through December 31, 2019. The previous STOP DWI grant was authorized via Ordinance 2017-312. No matching funds are required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-345  
(Int. No. 378)

**Authorizing an intermunicipal agreement and funding for the STOP DWI Program**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for the receipt and use of New York State funding for the 2019 STOP DWI Program in the amount of \$126,600. The term of the agreement shall be January 1, 2019 through December 31, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 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 the sum of \$45,000 and the Budget of Undistributed Expenses by \$12,200 received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-346  
Re: Inter-Municipal Agreement – Rochester City School District, Maintenance of Play Apparatus and Fields in Parks

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the Rochester City School District for cooperative maintenance of shared fields, play apparatus, and other play amenities. This agreement will have a term of five years, with one five-year renewal period. There are no funds associated with this agreement.

For the past 25 years, the Rochester City School District and the City of Rochester have cooperatively provided routine maintenance services for designated areas within 16 Rochester parks adjacent to District facilities.

<u>Park</u>	<u>Adjacent School</u>	<u>Address</u>
Adams Street Park	School No. 3	85 Adams Street
Baden Park	School No. 22 (formerly No. 6)	595 Upper Falls Blvd.
Clinton Baden Park	School No. 9	485 N. Clinton Ave.
Cobbs Hill Park	School No. 15 – Children’s School of Rochester	85 Hillside Ave.
Don Samuel Torres Park	School No. 20	70 Oakman Street
Edgerton Park	Jefferson Campus	400 Dewey Ave.
Field Street Park	School No. 35	194 Field Street
Flint Street Park	School No. 19	271 Flint Street
Frost Avenue Park	Wilson Foundation Academy	200 Genesee Street
Humboldt Park	School No. 28	450 Humboldt Street
Jefferson Terrace Park	School No. 4	Jefferson Ave & Dr. Samuel McCree Way
Orchard Street Park	School No. 17	130 Orchard Street
South Ave Park	School No. 12	999 South Ave.
Verona Street Park	School No. 5	130 Jay Street
Webster Avenue Park	School No. 33	939 Bay Street
West High Field	Wilson Commencement Academy	200 Arnett Blvd.

Services include lawn care, field maintenance, snow removal, and routine repairs and replacement of play equipment and are provided by each entity’s operations staff. Significant capital improvement projects undertaken at these sites are not included in this agreement and will be planned collaboratively.

Maps of the parks are attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-346  
(Int. No. 379)

**Agreement with the City School District for sharing the maintenance of play apparatus and fields in parks**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District for the cooperative maintenance of fields, play apparatus, and other play amenities in designated areas that are adjacent to District facilities within the following 16 Rochester parks:

<b>Park</b>	<b>Adjacent School</b>
Adams Street Park	School No. 3
Baden Park	School No. 22 (former No. 6)
Clinton Baden Park	School No. 9
Cobbs Hill Park	School No. 15 – Children’s School of Rochester
Don Samuel Torres Park	School No. 20
Edgerton Park	Jefferson Campus
Field Street Park	School No. 35
Flint Street Park	School No. 19
Frost Avenue Park	Wilson Foundation Academy
Humboldt Park	School No. 28
Jefferson Terrace Park	School No. 4
Orchard Street Park	School No. 17
South Ave Park	School No. 12
Verona Street Park	School No. 5
Webster Avenue Park	School No. 33
West High Field	Wilson Commencement Academy

Section 2. The term of this agreement shall be 5 years, with one five-year renewal option.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-347  
Re: Grant Agreement – 2018 State Homeland Security Program (SHSP)

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services (NYS DHSES) for the receipt and use of \$167,500 from the 2018 State Homeland Security Program (SHSP) grant and amending the 2018-19 Budgets of the Fire Department by \$15,000 and Undistributed Expenses by \$5,000 for related personnel expenses. The remaining non-personnel expenses will be funded directly from a Special Revenue Fund specific to this grant.

This grant is provided to support building, sustainment and delivery of core capabilities for achieving preparedness and resilience in the event of terrorist attacks, severe weather and other significant events in the Rochester/Monroe County region. Grantees are required to build capabilities that relate to the prevention of, protection from, or response to significant events. The program period is September 1, 2018 through August 31, 2021, and no matching funds are required.

The 2018 allocation will be used for equipment, such as: rescue task force personal protective gear, search and rescue equipment (\$62,000). Funding will also support overtime back-fill for building collapse training and Community Emergency Response Training (CERT) (\$61,250), registrations and travel for building collapse training (\$23,000); and fringe benefits for all personnel expenses included in the funding allocation (\$21,250).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-347  
(Int. No. 380)

**Authorizing a grant agreement for the 2018 State Homeland Security 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 Division of Homeland Security and Emergency Services for the receipt and use of a \$167,500 grant from the 2018 State Homeland Security Program. Said funds are hereby appropriated to support preparedness and resilience in the event of terrorist attacks, severe weather and other emergency events.

Section 2. The term of the agreement shall be from September 1, 2018 through August 31, 2021.

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

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Fire Department by the sum of \$15,000 and to the Budget of Undistributed Expenses by \$5,000, which amount is hereby appropriated from the Program grant authorized herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

#### TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-348

Re: Budget Amendment – 2018-19 Budget of the Police Department

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Police Department by a total of \$62,800 to reflect the receipt and use of the following funds:

1. \$5,000 from the United States Marshals Service for a joint law enforcement detail;
2. \$25,000 from the United States Department of Justice for a narcotics trafficking joint investigation;
3. \$18,400 from the Drug Enforcement Administration to reimburse for a member of the Rochester Police Department assigned to a joint task force designed to disrupt the illegal drug trade; and
4. \$14,400 from the NYS Office of Victim Services for counseling positions.

The United States Marshals Service is providing \$5,000 as part of a temporary, short-term joint law enforcement operation to investigate and/or arrest persons who have active arrest warrants and/or who are in potential violation of the Adam Walsh Act. The intent of this joint effort is to investigate and/or arrest local, state, and federal fugitives, to improve public safety, reduce violent crime, and reduce the number of fugitive non-compliant sex offenders. These funds do not include fringe benefits, which are estimated to be \$1,644.

The United States Department of Justice, United States Attorney, Organized Crime Drug Enforcement Task Forces is providing \$25,000 as part of a joint investigation targeting an organization involved in trafficking narcotics and violence in the City of Rochester. These funds do not include fringe benefits, which are estimated to be \$8,220.

The Drug Enforcement Administration (DEA) is providing \$18,400 in overtime reimbursement for a member of the Rochester Police Department to be assigned to a DEA Task Force designed to disrupt the illicit drug traffic in the Rochester Metropolitan area by immobilizing targeted violators and trafficking organizations. These funds do not include fringe benefits, which are estimated to be \$6,050.

Ordinance No. 2017-148 approved the receipt and use of a New York State Office of Victim Services grant that provides funding for salary expenses, including fringe benefits, for counseling positions in the Family and Victim Services Section of the Rochester Police Department. This legislation corrects the amount included in the 2018-19 budget to correspond with the ordinance.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-348  
(Int. No. 381)

#### **Amending the 2018-19 Budget of the Police Department**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$62,800, which amount is hereby appropriated from the following sources:

- a. \$5,000 from the United States Marshals Service for a joint law enforcement detail;
- b. \$25,000 from the United States Department of Justice for a narcotics trafficking joint investigation;
- c. \$18,400 from the Drug Enforcement Administration to reimburse for a member of the Rochester Police Department assigned to a joint task force designed to disrupt the illegal drug trade; and

- d. \$14,400 from the New York State Office of Victim Services for counseling positions.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-349

Re: Agreement - New York State Office of Children and Family Services, AmeriCorps grant

Council Priority: Jobs and Economic Development; Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation related to a grant from the New York State Office of Children and Family Services (NYS OCFS) for the Flower City AmeriCorps program. This legislation will:

1. Authorize the receipt and use of a \$423,016 grant award from the New York State Office of Children and Family Services (NYS OCFS) for the Flower City AmeriCorps program. The term of the first grant period will be from November 1, 2018 to February 28, 2020.
2. Amend the 2018-19 Budget of the following departments to reflect a partial grant period authorized herein:
 

Department of Recreation and Youth Services (DRYS)	\$ 66,700
Undistributed Expenses	<u>172,800</u>
Total	\$239,500

The total grant funding of \$423,016 is for the full grant period of November 1, 2018 to February 28, 2020, however the budget amendments are for the remaining eight months of the 2018-19 fiscal year. The remaining \$183,516 will be anticipated and included in future years' budgets, subject to approval by Council.

3. Amend the 2018-19 Budget by transferring a total of \$43,100 from Contingency to the following departments:
 

Department of Recreation and Youth Services (DRYS)	\$23,100
Rochester Public Library (RPL)	<u>20,000</u>
Total	\$43,100

The goal of the Flower City AmeriCorps program is to inspire and prepare the next wave of human service professionals by providing the skills, information, and experience needed for success, as they serve at local organizations working to mitigate the symptoms and existence of poverty in our community. The program is designed to focus on service delivery in poverty-stricken areas in Rochester. Members will engage individuals and families in youth development, health and wellness, economic opportunity, and community building programming.

Thirty AmeriCorps members will be selected (12 or more who are economically disadvantaged) to provide one year of service to positively impact their neighborhoods through placement in DRYS (4 Corps members), Neighborhood and Business Development (4 Corps members), Rochester Public Library (1 Corps member), and Office of Innovation and Strategic Initiatives (1 Corps member), and community organizations (20 Corps members).

AmeriCorps members are volunteers and, if serving full time (40 hours per week), will receive a \$13,732 annual "living allowance" and an education award of \$6,095 upon successful completion of the program. AmeriCorps members serving half time (20 hours per week) will receive a \$6,866 annual "living allowance" and an education award of \$3,047.50 upon successful completion of the program.

The program is projected to reach at least 235 individuals through employment readiness and job placement services, 50 through affordable housing services, 99 through school-based and afterschool educational programming, 200 families through the Raising a Reader program, 110 individuals through health care navigation services, 180 individuals through healthy living and healthy environment presentations, and 700 individuals through food justice and community garden programming. Oversight of the program will be performed by two DRYS staff.

The Flower City AmeriCorps grant was initially authorized on October 13, 2015 via Ordinance No. 2015-343 and last authorized on October 18, 2017 via Ordinance No. 2017-339.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-349  
 (Int. No. 382)

**Authorizing an agreement and amending the Budget for the Flower City AmeriCorps 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 Office of Children and Family Services for receipt and use of a grant award of \$423,016 and any additional future cost of living adjustments funds to operate the Flower City AmeriCorps program established by Ordinance No. 2015-353. The agreement shall have a term of November 1, 2018 through February 28, 2020.

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

Section 3. Ordinance No. 2018-157, the 2018-19 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 Youth Services (the "Department") by the sum of \$66,700 and the Budget of Undistributed Expenses by \$172,800 received under the grant agreement authorized herein.

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by transferring \$23,100 from Contingency to the Department and \$20,000 from Contingency to the Rochester Public Library.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-350  
Re: Agreement with United Negro College Fund for a College Fair

Transmitted herewith for Council approval is legislation establishing \$30,000 as annual compensation to support the Historically Black College Fair in partnership with the United Negro College Fund for the years 2018, 2019 and 2020. This year's Fair will be held in Rochester on October 24, 2018 and the dates for the 2019 and 2020 events are to be determined. The agreement shall be funded by the 2018-19 Budget for Undistributed Expenses for this year and subsequent years' budgets for Undistributed Expenses for the following two years, contingent upon approval of the latter budgets.

This Fair is open to the public in an effort to increase awareness among city youth with regards to collegiate opportunities, specifically Historically Black Colleges and Universities (HBCUs). Over 100 HBCUs have been invited to participate in this event.

This event provides students the opportunity to interact with colleges and universities from around the country. At the college fair, youth will learn about HBCUs and have the opportunity to obtain admittance and scholarships that day.

This will be the fourth consecutive year that this event is held in Rochester and it has been extremely successful in its first three years.

	2015	2016	2017
Student Attendance	800	1200	1392
HBCUs Represented	27	31	27
Students Admitted On-Site	59	246	200
Scholarships Awarded On-Site	\$1.5 million	\$1.1 million	\$1.07 million

Sincerely,

Lovely A. Warren  
Mayor

Adam C. McFadden  
Vice President City Council

Ordinance No. 2018-350  
(Int. No. 388)

**Authorizing an agreement with United Negro College Fund, Inc.**

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 United Negro College Fund, Inc. for services related to an annual College Fair and Luncheon to provide information and increase access to higher education for youth in the City. The agreement shall have a term of three years. The maximum annual compensation for the agreement shall be \$30,000, which shall be funded for the first year from the 2018-19 Budget for Undistributed Expenses, with subsequent years funded by subsequent years' budgets for Undistributed Expenses, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By President Scott  
October 16, 2018

To the Council:

The **COMMITTEE OF THE WHOLE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 387                      Resolution confirming the appointment of the Director of the Emergency Communications Department

Respectfully submitted,

Molly Clifford  
Malik Evans (*Absent*)  
Mitch Gruber  
Willie J. Lightfoot (*Absent*)  
Jacklyn Ortiz (*Absent*)  
Michael A. Patterson  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
COMMITTEE OF THE WHOLE

Received filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Resolution No. 2018-22  
Confirmation of the Director, Emergency Communications Department

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Michael Cerretto as Director, Emergency Communications Department.

Michael Cerretto's resume is on file in the City Clerk's Office.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-22  
(Int. No. 387)

**Resolution confirming the appointment of the Director of the Emergency Communications Department**

WHEREAS, the Mayor has appointed Michael Cerretto to the position of Director of the Emergency Communications Department, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that he has the ability and qualifications to execute the duties and responsibilities of the office,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Michael Cerretto as Director of the Emergency Communications Department.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 8:17 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

November 20, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson – 8

Absent- Spaul- 1

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

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

**Recognition Ceremony**

**DES:**

\*Yolanda Arroniz-Vrooman

\*Edward L. Kelley

**RFD:**

\*Frederick A. Denunzio

**RPD:**

\*William J. Danno

\*Thomas A Motsay

\*Donna A. Roulin

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Clifford

RESOLVED, that the minutes of the Regular Meeting of October 16, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Quarterly Report Professional services agreements, Schedule of Revenues and Expenditures, and Delinquent Receivables for period ending September 30, 2018.- 4295-18

Quarterly Report NBD Loans & Grants for period ending September 30, 2018. - 4296-18

The Council submits Disclosure of Interest Forms from Councilmember Spaul on Int. No. 402.

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

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

**PUBLIC HEARINGS.**

Pursuant to law, public hearings were held on November 15, 2018 on the following matters:

Amending the Zoning Code by adding the Pediatric and Family Service Planned Development District No. 20 Int. No. 400  
No Comments

Amending the Zoning Map by changing the zoning classification of 1850-1900 South Avenue to Planned Development District No. 20-Pediatric and Family Service Int. No. 401  
No Comments

Authorizing changes in traffic flow on Doran Street Int. No. 406  
No Comments



REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Vice President McFadden  
November 20, 2018

To the Council:

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

- Int. No. 389                      Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 390                      Authorizing an amendatory agreement for an evaluation of the Fire Department’s fire suppression deployment model
- Int. No. 414                      Authorizing an agreement for expert witness services for the Law Department
- Int. No. 415                      Authorizing an agreement and funding for 2018 Step Jam

Respectfully submitted,  
Adam C. McFadden  
Molly Clifford  
Malik Evans  
Michael A. Patterson  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-351  
Re:            Cancellation or Refund of Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$7,800.

The current owner purchased and closed on the property located at 611 Bay Street on June 24, 2018 and at that time there were more than 83 open violations and the structure was scheduled for demolition. The new owner was unaware of the existing code violations. However, the structure has received extensive remodeling and has been de-converted from a three-family to a two-family dwelling. The fines will be referred to Municipal Codes Violations Bureau to initiate collection from the former owner.

If these cancellations are approved, total cancellations thus far for 2018-19 will be as follows:

	<u>Accounts</u>	
City Council	2	\$8,977.11
Administrative	<u>29</u>	<u>\$11,580.28</u>
Total	31	\$20,557.39

These cancellations represent 0.0079% of the tax receivables as of July 1, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-178

Ordinance No. 2018-351  
(Int. No. 389)

**Authorizing the cancellation or refund of erroneous taxes and charges**

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

Section 1. The City Treasurer is hereby authorized to cancel \$7,800 in taxes and charges for the property located at 611 Bay Street. At the time the current owner purchased the property, there were more than 83 open violations and the improvements were scheduled for demolition. The new owner was unaware of the existing code violations and the improvements have been extensively remodeled and the property has been deconverted from a three-family to a two-family dwelling. The fines will be referred to the Municipal Codes Violations Bureau to initiate collection from the former owner.

S.B.L. #: 107.45-1-9  
 Class: H  
 Address: 611 Bay Street  
 Tax year: 2018  
 Amount cancelled: \$7,800

Section 2. If full or partial payment of the afore-said taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-352  
 Amendatory Agreement – Fitch and Associates, LLC, Organizational Evaluation of the Rochester Fire Department Fire Suppression Deployment Model

Council Priority: Deficit Reduction and Long Term Financial Stability & Public Safety

Transmitted herewith for your approval is legislation amending the term of the agreement with Fitch and Associates, LLC (FITCH) for the organizational evaluation of the Rochester Fire Department fire suppression deployment model by extending it to April 30, 2019. The current agreement was authorized in April 2018 via ordinance 2018-108 and expires on October 31, 2018. The compensation amount and funding source for the agreement will remain unchanged.

The term extension will allow FITCH additional time to complete the data-driven analyses and return to Rochester to deliver in-person presentations to various stakeholders.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-352  
 (Int. No. 390)

**Authorizing an amendatory agreement for an evaluation of the Fire Department’s fire suppression deployment model**

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 Fitch & Associates, LLC to continue performing an organizational evaluation of the Rochester Fire Department fire suppression deployment model. The amendment shall extend the term until April 30, 2019.

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

Section 3. The ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-353  
 Agreement – Expert Witness Services

Transmitted herewith for your approval is legislation authorizing a professional services agreement with Crash Data Specialists LLC (CDS), to provide expert accident reconstruction services in support of the City’s defense of personal injury suits. The maximum amount of this agreement shall be \$15,000, to be funded from the 2018-2019 Budget of the Law Department.

Since 2015 CDS and its principal, Jon Northrup, have provided expert services to the Law Department by reconstructing accident scenes, obtaining “black box” information from accident vehicles, and providing reports, affidavits and testimony of the same. These services are provided promptly and at the reasonable cost of \$150.00 per hour. The Law Department originally entered into a PSA with CDS for an amount not to exceed \$10,000.00 in October 2016; this amount was later increased to \$20,000 maximum compensation as authorized by Ordinance No. 2017-60.

The Law Department anticipates that it may require an additional amount of up to \$15,000 for CDS expert services for pending and future lawsuits filed during the 2018-2019 fiscal year. The term of the agreement may extend until completion of those lawsuits.

A justification for not conducting a Request for Proposal process is attached.

Respectfully submitted,  
Lovely Warren  
Mayor

Attachment No. AR-179

Ordinance No. 2018-353  
(Int. No. 414)

**Authorizing an agreement for expert witness services for the Law Department**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Crash Data Specialists LLC in the amount of \$15,000 to provide expert witness services in conjunction with pending and future litigation. Said amount shall be funded from the 2018-19 Budget of the Law Department. The term of the agreement may extend until completion of the cases for which the expert’s services are requested.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-354  
Re: Agreement – Monroe County Broadcasting Company, Ltd., d/b/a WDKX, Step Jam Event

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$12,500 as maximum compensation for an agreement with Monroe County Broadcasting Company, Ltd., d/b/a WDKX, for the December 8, 2018 Step Jam event. This agreement will be financed from the 2018-19 Budget of the Bureau of Communications.

The Step Jam has been a positive youth and community event held at the Blue Cross Arena at the War Memorial for the last decade. It is a competition for county-wide step teams that fosters school spirit, community pride, and a sense of unity and belonging for participants. The event focuses on positive dance, step and music experiences for the entire family. Parents are given a chance to see their children showcase their talents and students get to interact in a positive way with City of Rochester police officers, school sentries, and Pathways to Peace personnel.

Schools reward students with free tickets to the event for doing well in school and keeping up attendance in school. Colleges have been known to attend the event to share their step teams’ experience and recruit future college-ready youth to their teams.

WDKX has been the champion of this event which continues to grow each year with more performers, spectators and community vendors. This event is also supported by the Rochester City School District. City Council approved funding in the same amount for last year’s event (2017-348).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-180

Ordinance No. 2018-354  
(Int. No. 415)

**Authorizing an agreement and funding for 2018 Step Jam**

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 Monroe County Broadcasting Company, Limited, d/b/a WDKX to present the Step Jam dance competition event to occur on or about December 8, 2018.

Section 2. The maximum compensation for the agreement shall be \$12,500 and shall be funded from the 2018-19 Budget of the Bureau of Communications.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson  
November 20, 2018

To the Council:

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

- Int. No. 391 Authorizing the sale of real estate
- Int. No. 392 Authorizing an amendatory loan agreement and appropriating funds for the Stadium Estates Phase II Affordable Housing Project
- Int. No. 393 Authorizing the exchange of real estate with the University of Rochester
- Int. No. 394 Amending Ordinance No. 2018-185 relating to appropriations for the Homebuyer Training Program
- Int. No. 395 Authorizing a loan agreement for residential development within the Inner Loop East Transformation project, **as amended**
- Int. No. 396 Authorizing an agreement for economic development services
- Int. No. 397 Authorizing an agreement for business assistance services
- Int. No. 398 Approving the appropriation of Rochester Urban Renewal Agency funds for public infrastructure improvements in the La Marketa North Clinton Avenue Urban Renewal District
- Int. No. 399 Authorizing the receipt and use of funds and a management agreement for the 2019 NY Statewide Preservation Conference
- Int. No. 416 Approving appointments to the City Planning Commission

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

- Int. No. 400 Amending the Zoning Code by adding the Pediatric and Family Service Planned Development District No. 20
- Int. No. 401 Amending the Zoning Map by changing the zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 – Pediatric and Family Service

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

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-391  
Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

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

The first thirty-six properties were sold to the respective highest bidder at a surplus auction. All purchasers will be required to rehabilitate the structures within 12 months of City Council approval.

The next property is a vacant lot sold by request for proposal to the adjacent owner. The purchaser will combine the lot with his existing lot to create a parking lot and expand his business within one year of Council approval.

The next two properties are vacant lots sold by negotiated sale to the adjacent owners. The purchasers will combine the lots with their existing properties.

The last three properties are unbuildable vacant lots, being sold for \$1.00 (as per City policy) to their adjacent owners who will combine the respective lots with their existing properties.

The first year projected tax revenue for these forty-two properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$58,366.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-181

Ordinance No. 2018-355  
(Int. No. 391)

#### Authorizing the sale of real estate

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

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

Address	SBL#	Lot Size	Use	Price	Purchaser
39 Admiral Pk	105.25-2-32	33 x 113	2 Family	\$7,500	Maximo DelValle
462 Avenue D	091.79-1-42	36 x 118	2 Family	14,000	HMS Capital, LLC
12 Burbank St	091.70-3-62	43 x 97	1 Family	2,800	Anthony Forbes
‡ 14 Burbank St	091.70-3-61	34 x 97	Vacant Lot		
164-164.5 Cady St	120.59-1-43	33 x 114	2 Family	4800	HMS Capital, LLC
190 Columbia Av	120.68-2-59	33 x 100	1 Family	6,000	Hope Griner
92 Cummings St	107.37-3-63	40 x 116	1 Family	17,900	Carlos Calderon
226 Curtis St	105.40-3-22	35 x 110	1 Family	25,500	Citta Properties LLC
96 Delamaine Dr	091.75-2-45	34 x 77	1 Family	13,500	Jane Kadysh
71 Diem St	121.81-1-4.2	26 x 80	1 Family	20,000	Musliha Ahmed
87 Dr Samuel McCree Way	120.60-1-28	40 x 117	1 Family	800	Dream Team 17 Properties, LLC
297 Driving Pk Av	090.82-2-44	31 x 82	1 Family	4,500	Luis Ferrer-Heredia
195 Fourth St	106.59-2-39.1	80 x 120	1 Family	17,500	Ramon Rivera, Jr.
41 Garnet St	106.36-2-39	38 x 120	1 Family	10,600	Jane Kadysh
126 Glide St	120.31-2-35	40 x 125	1 Family	2,500	Tien Tran
235 Grand Av	107.61-2-23	40 x 128	2 Family	19,000	Musliha Ahmed
61 Harris St	106.21-1-22	40 x 119	2 Family	2,200	Joseph Raskin
645 Hudson Av	106.33-1-17	48 x 110	3 Family	5,800	HMS Capital, LLC
940 Hudson Av	091.73-3-42	45 x 100	2 Family	3,200	Corey Provenzano
118 Iceland Pk	120.67-2-45	48 x 48	1 Family	10,400	Colleen D Oakley
112-114 Jefferson Av	120.36-1-69	40 x 124	2 Family	15,500	Dondre Collins
9 Kestrel St	105.33-1-34	42 x 143	1 Family	13,600	Joseph Raskin
69 Myrtle St	105.57-4-43	50 x 98	1 Family	7,400	Jose J Perez
168 Parkway	105.59-2-74	39 x 145	2 Family	4,800	Kenneth J. Boone
348 Ravenwood Av	120.71-4-64	40 x 142	1 Family	26,000	Citta Properties LLC
267 Ravine Ave	105.34-3-22	60 x 137	2 Family	33,000	Lunar Real Estate of Rochester, LLC
74 Requa St	091.46-1-54	50 x 120	1 Family	26,000	Maximo DelValle
200 Roycroft Dr	091.82-1-65	35 x 74	1 Family	12,800	Joseph Raskin
228 Saratoga Av	105.51-3-72	32 x 100	2 Family	4,000	Luis Ferrer-Heredia
48 Second St	106.59-2-82	40 x 120	1 Family	6,000	Teresita Thompson

188-190 Sixth St	106.52-2-83	40 x 120	2 Family	17,400	Lunar Real Estate of Rochester, LLC
170 Wilkins St	106.24-1-90	35 x 102	2 Family	5,200	Justin L. Birmingham
‡174 Wilkins St	106.24-1-89	35 x 102	Vacant Lot		
370 Wilkins St	106.25-1-15	43 x 102	1 Family	4,600	Kemar Gray
60 Wooden St	120.51-4-38	41 x 93	2 Family	6,600	Teriance Hunter
14 Woodford St	106.29-1-76	41 x 110	2 Family	1,000	Luis Ferrer-Heredia

‡ designates vacant parcels to be sold in conjunction with the preceding listed parcel.

Section 2. The Council hereby approves the negotiated sale of the following parcel of vacant land with proposal:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
1 LaSalle St	105.66-3-33.2	156 x 122	12,232	\$20,000	Charles Stagnitto, Jr.

Section 3. The Council hereby approves the negotiated sale of the following parcels of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
31 Hoeltzer St	106.39-2-15.1	51 x 82	4,286	\$425	Shamara Ferguson
65 Werner Pk	122.61-1-25	45 x 130	2,697	50	Frank Robert Koch

Section 4. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
100-102 Dengler St	120.35-1-20	47 x 37	2,077	Latoya Christina Scott
127 Lark St	090.81-1-62	35 x 100	3,500	Richard J. Londue
122 Woodward St	106.74-1-4	34 x 132	4,332	Grace F. Joseph

Section 5. 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 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-356  
Re: Stadium Estates Phase II – Amendatory Project Loan Agreement

Council Priority: Rebuilding and Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to funding for the Stadium Estates Phase II Affordable Rental Housing New Construction Project. This legislation will:

1. Authorize an Amendatory Project Loan Agreement with JOSANA Stadium II, LLC to increase the loan amount approved in Ordinance No. 2017-294 by \$65,000, to be funded as stated in sections 2 and 3 below, for a total of \$765,000 with a term of 30 years with annual interest-only payments of 2%, as recommended for approval by the Loan Review Committee on October 16, 2018.
2. Reappropriate to Project loan principal \$49,000 in unspent from the Improving the Housing Stock and General Property Conditions Objective, Housing Development Fund allocation (Affordable Housing Account) of the 2012-13 HOME Program identified in Section 2 of Ordinance No. 2012-293;
3. Appropriate to Project loan principal \$16,000 in HOME funds from the Affordable Housing Fund allocation of the Housing Development Fund in the Consolidated Community Development Plan / 2018-19 Annual Action Plan; and
4. Authorize the Mayor to adjust the interest rate and other terms and conditions of the loan agreement in order to conform to legal requirements for tax credits or for the project.

The City has committed \$765,000 to the development of Stadium Estates II affordable rental housing project. Of this amount, City Council appropriated \$700,000 for the project through Ordinance No. 2017-294. JOSANA Stadium II, LLC is the subsidiary that co-developers Charles Settlement House, Inc. (Scott Benjamin, President) and Rochester’s Cornerstone Group (Roger Brandt, President) formed for the Project in accordance with that ordinance.

Stadium Estates Phase II involves the construction of a community center and 46 family rental housing units on clustered sites in the JOSANA neighborhood. The project received Low Income Housing Tax Credits (LIHTC) and New York State Housing Trust Funds for its construction. All 46 units will be for households with 60% or less of the area median income (AMI); twenty-eight units (28) will be affordable to 50% AMI and eighteen (18)

units will be affordable at 60% AMI. All units will be made available for affordable homeownership through a lease to purchase program to be implemented at the end of the 15 year tax credit compliance period.

The project commenced construction in December 2017 and is scheduled for completion in February 2019. It will fulfill an obligation of 30% M/WBE contracts (for City and State funds) and will include workforce goals of 20% minority and 6.9% women workers. Thirty percent of new hires for the project will be Section 3 workers. The project is anticipated to support 90-100 construction jobs and two permanent jobs.

The co-developers are requesting additional funding from the City to help close a gap that resulted from encountering unexpected amounts of bedrock on many parcels, previously undiscovered contamination stemming from prior demolished structures, debris/unsuitable fill material found in the former demolition backfill areas, and the resulting need to import clean soil to the 31 project sites. These impacts contributed to a funding gap of approximately \$677,000. The remaining portion of the gap will be funded through an application to the Federal Home Loan Bank of New York's Affordable Housing Program and/or owner equity.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-356  
(Int. No. 392)

### **Authorizing an amendatory loan agreement and appropriating funds for the Stadium Estates Phase II Affordable Housing 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 for the Stadium Estates Phase II Affordable Housing Project (the "Project") to amend the terms of the loan agreement with JOSANA Stadium II, LLC authorized by Ordinance No. 2017-294 by increasing the loan amount by \$65,000 to a total of \$765,000. The amendatory amount of \$65,000 shall be funded from the appropriations made in Section 2 and 3 herein.

Section 2. Section 2 of Ordinance No. 2012-293 is hereby amended to reduce by \$49,000, to a total of \$1,000, the amount appropriated from the Improving the Housing Stock and General Property Conditions Objective, Housing Development Fund allocation (Affordable Housing Account) of the 2012-13 HOME Program, and said \$49,000 is hereby reappropriated to fund a portion of the additional Project loan principal authorized in Section 1 herein.

Section 3. The sum of \$16,000 is hereby appropriated from the Affordable Housing Fund allocation of the Housing Development Fund in the Consolidated Community Development Plan/2018-19 Annual Action Plan to fund a portion of the additional Project loan principal authorized in Section 1 herein.

Section 4. The other loan terms authorized in Ordinance No. 2017-294 shall remain unchanged, including a 30-year term following the completion of construction, an annual interest rate of 2%, interest payments only due during the loan term with loan principal due at the end of the loan term, and authorizing the Mayor to adjust the loan interest rate and other terms and condition if necessary to conform to legal and other requirements of the Project or its tax credits.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-357  
Re: Property Exchange- University of Rochester-Lands near Mt. Hope Cemetery

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a Property Exchange Agreement with the University of Rochester ( U of R) for property located adjacent to Mt. Hope Cemetery.

The City owns three parcels of land adjacent to the University of Rochester River Campus property where the University has had underground and surface facilities for many years. One parcel is known as 490 Elmwood Avenue (SBL No.: 135.60-1-7); the second parcel is a part of 670 Joseph C. Wilson Boulevard ( Part of SBL No.: 135.36-1-1.3 and the third is part of 1133 Mt. Hope Avenue- Mt. Hope Cemetery (Part of SBL No.: 136.37-1-1

The City has a continuing need for additional plot space in Mt. Hope Cemetery and is interested in the opportunities to expand the cemetery with lands that the U of R is not utilizing. The University has agreed to transfer to the City two parcels of University owned lands. One parcel is a part of 380-600 Joseph C. Wilson Boulevard (Part of SBL No.: 136.29-1-2); the second parcel is a part of 6 Harmon Place (Part of SBL No.: 121.78-1-16.2), in exchange for the three City parcels noted above.

If approved, the City would acquire two parcels of land owned by the University totaling 2.69 acres and the University would acquire three parcels of land owned by the City totaling 2.24 acres.

An independent appraisal of the properties as prepared by Bruckner, Tillett, Rossi, Cahill & Associates as of April, 2018, has valued the parcels subject to this exchange, equally at \$130,000.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-182

Ordinance No. 2018-357  
(Int. No. 393)

**Authorizing the exchange of real estate with the University of Rochester**

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

Section 1. The Council hereby authorizes an exchange of real estate with the University of Rochester whereby the City will convey to the University a fee interest in the City owned parcel at 490 Elmwood Avenue (SBL #135.60-1-7) that is described as Parcel 1 in the Legal Descriptions which are attached to and incorporated into this ordinance as Exhibit A, in a portion of the City owned parcel 1133 Mt. Hope Avenue (part of SBL No.136.37-1-1) described as Parcel 2, and in a portion of the City owned parcel at 670 Joseph C. Wilson Boulevard (part of SBL No. 135.36-1-1.003) described as Parcel 3, in return for the University conveying to the City a fee interest in a portion of the University owned parcel at 380-600 Joseph C. Wilson Boulevard (part of SBL No. 136.29-1-2) described herein as Parcel 4 and in a portion of the University owned parcel at 6 Harmon Place (part of SBL No. 121.78-1-16.002) described herein as Parcel 5.

Section 2. For the parcels to be acquired by the City, any taxes levied after the date of closing, while the City still owns such parcel, shall be cancelled.

Section 3. The Mayor is hereby authorized to enter into such agreements and to execute such documents as may be necessary to effectuate this real estate exchange. The agreements and/or documents shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

EXHIBIT A

LEGAL DESCRIPTIONS OF LANDS  
TO BE EXCHANGED BETWEEN  
THE CITY OF ROCHESTER AND  
THE UNIVERSITY OF ROCHESTER

**Parcel 1**  
490 Elmwood Avenue  
SBL No. 135.60-1-7  
City to University

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 26, formerly in the Town of Brighton, and situate on the northerly side of Elmwood Avenue and more particularly described as follows:

Beginning at the point of intersection of the northerly line of Elmwood Avenue (100' wide) with the southerly line of lands now or formerly of the City of Rochester also known as Mount Hope Cemetery (SBL No. 136.37-1-1), which point is N 86° 31' 17" E a distance of 980.13 feet from the southwest corner of Mount Hope Cemetery (SBL No. 136.37-1-1), from said point of beginning thence:

1. S 86° 31' 17" W, along the south line of lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), a distance of 285.75 feet to a point; thence
2. S 03° 18' 09" E, along the easterly line of lands now or formerly of the University of Rochester (SBL No. 135.60-1-3), a distance of 24.75 feet to a point; thence
3. S 18° 14' 22" E, along the easterly line of lands now or formerly of the University of Rochester (SBL No. 135.60-1-3), a distance of 33.21 feet to a point in the northerly line of Elmwood Avenue; thence
4. Easterly along the northerly line of Elmwood Avenue on a curve to the right, having a radius of 2,392.16 feet, a chord bearing of N 74° 56' 04" E, and a chord length of 283.13 feet, a distance of 283.30 feet, to the point and place of beginning.

Containing 7,439 sq. ft. or 0.171 ± ac.

Intending to describe a parcel designated as "Parcel 1" as shown on a map entitled "Lands now or formerly owned by City of Rochester and University of Rochester", dated February 16, 2018, prepared by RAVI Engineering & Land Surveying. Project #20-18-022A.

**Parcel 2**  
Part of 1133 Mt. Hope Avenue (Mount Hope Cemetery)  
Part of SBL No. 136.37-1-1  
City to University

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 26, formerly in the Town of Brighton, and situate on the northerly side of Elmwood Avenue, more particularly described as follows:

Beginning at a point being the southwest corner of Mount Hope Cemetery



(SBL No. 136.37-1-1) and the southeast corner of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2); from said point of beginning, thence:

1. N 86° 31' 17" E, along the southerly line of lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1) a distance of 980.13 feet to a point on the northerly line of Elmwood Avenue (100' wide); thence
2. Easterly along the northerly line of Elmwood Avenue on a curve to the right, having a radius of 2,392.16 feet, a chord bearing of N 79° 21' 29" E, and a chord length of 86.08, a distance of 86.08 feet to a point; thence
3. N 03° 28' 43" W, through lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1) a distance of 13.02 feet to a point; thence
4. S 86° 31' 17" W, through lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), and parallel to course No. 1, a distance of 982.50 feet to a point of curvature; thence
5. Northerly, through lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1) on a curve to the right, having a radius of 69.00 feet, a chord bearing of N 46° 00' 33" W, and a chord length of 101.70, feet a distance of 114.33 feet, to a point; thence
6. N 01° 27' 38" E, through lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), a distance of 52.00 feet to a point; thence
7. N 10° 09' 58" E, through lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), a distance of 63.00 feet to a point on the east line of lands now or formerly of the University of Rochester (SBL No. 135.52-1-1); thence
8. Southerly along the east line of lands now or formerly of the University of Rochester (SBL No. 135.52-1-1), on a curve to the left, having a radius of 11,509.20 feet, a chord bearing of S 26° 27' 37" W and a chord length of 42.46 feet, a distance of 42.47 feet to a point of curvature; thence
9. Southerly, along the east line of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2), on a curve to the left, having a radius of 563.33 feet, a chord bearing of S 02° 33' 06" W, and a chord length of 118.36 feet, a distance of 118.58 feet to a point; thence
10. S 03° 28' 43" E, along the east line of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2), a distance of 57.22 feet to the point and place of beginning.

Containing 28,027 sq. ft. or 0.643 ± ac.

Intending to describe a parcel designated as "Parcel 2" as shown on a map entitled "Lands now or formerly owned by City of Rochester", dated February 16, 2018, prepared by RAVI Engineering & Land Surveying. Project #20-18-022A.

### Parcel 3

Part of 670 Joseph C. Wilson Boulevard  
Part of SBL No. 135.36-1-1.003  
City to University

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, more particularly described as follows:

Beginning at a point on the southerly line of Joseph C. Wilson Boulevard at the northeasterly corner of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2); thence

1. S 88° 21' 20" E, along the southerly line of Joseph C. Wilson Boulevard, a distance of 123.00 feet to a point; thence
2. S 25° 57' 32" W, along the boundary line of Joseph C. Wilson Boulevard and the westerly line of lands now or formerly of the University of Rochester (SBL No. 136.29-1-4 and SBL No. 136.29-1-3), a distance of 604.14 feet to a point; thence
3. S 42° 40' 53" W, along the westerly line of lands now or formerly of the University of Rochester (SBL No. 135.44-1-2), a distance of 200.00 feet to a point; thence
4. N 28° 31' 12" E, along the easterly line of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2), a distance of 36.28 feet to a point; thence
5. N 20° 34' 45" E, continuing along the easterly line of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2), a distance of 656.08 feet to a point; thence
6. N 31° 27' 02" E, continuing along the easterly line of lands now or formerly of the University of Rochester (SBL No. 135.51-1-2), a distance of 55.86 feet to the point and place of beginning.

Containing 62,384 sq. ft. or 1.432 ± ac.

Being and intending to describe a portion of the lands conveyed to the City of Rochester by deed recorded in Liber 6656 of Deeds at page 213.

Intending to describe a parcel designated as "Parcel 3" as shown on a map entitled "Lands now or formerly owned by City of Rochester", dated February 16, 2018, prepared by RAVI Engineering & Land Surveying. Project #20-18-022A.

**Parcel 4**

Part of 380-600 Joseph C. Wilson Boulevard  
Part of SBL No. 136.29-1-2  
University to City

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being part of Great Lots 19, 20 and 21, and more particularly described as follows:

Beginning at a point in the easterly property line of lands conveyed to the University of Rochester, by deeds recorded in Liber 3687 of Deeds, page 241 and Liber 3636 of Deeds, page 535 (SBL No. 136.29-1-2) and also being the westerly line of lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), which point is the following courses and distances from the intersection of the southerly line of McLean Street and the easterly line of Joseph C. Wilson Boulevard:

- a. Easterly along the southerly line of McLean Street a distance of 218.7 feet to a point; thence
- b. Southerly along the easterly line of lands now or formerly of the University of Rochester (SBL No. 136.29-1-2) and the westerly line of lands now or formerly of the City of Rochester (SBL No. 121.78-1-25) a distance of 322.7 feet to an iron pin; thence
- c. S 02° 32' 07" E a distance of 7.08 feet to a point; thence
- d. S 02° 32' 07" E a distance of 441.43 feet to the point and place of beginning;

From said point and place of beginning, thence:

1. S 33° 32' 43" W, along the westerly line of lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1), a distance of 545.15 feet to a point; thence
2. S 40° 23' 14" W, along the westerly line of lands now or formerly of the City of Rochester (Mount Hope Cemetery)(SBL No. 136.37-1-1) a distance of 281.61 feet to a point; thence.
3. N 31° 24' 22" E, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 404.14 feet to a point; thence
4. N 56° 27' 17" W, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 201.07 feet to a point; thence
5. N 33° 32' 43" E, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 199.21 feet to a point; thence
6. N 75° 53' 08" E, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 111.00 feet to a point; thence
7. N 90° 00' 00" E, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 125.00 feet to a point; thence
8. N 15° 57' 04" E, through lands now or formerly of the University of Rochester (SBL No. 136.29-1-2), a distance of 311.43 feet to a point; thence
9. S 02° 32' 07" E, along the westerly line of lands now or formerly of the City of Rochester (Mount Hope Cemetery), a distance of 280.00 feet to the point and place of beginning.

Containing 103,832 sq. ft. or 2.383 ± ac.

Intending to describe a parcel designated as "Parcel 4" as shown on a map entitled "Lands now or formerly owned by University of Rochester", dated February 16, 2018, prepared by RAVI Engineering & Land Surveying. Project #20-18-022A.

**Parcel 5**

Part of 6 Harmon Place  
Part of SBL No. 121.78-1-16.002  
University to City

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being part of Great Lots 18 and 19 and more particularly described as follows:

Beginning at a point on the easterly line of Harmon Place which is S 06° 20' 56" E, a distance of 161.01 feet from the intersection of the southerly line of McLean Street and the easterly line of Harmon Place; from said point and place of beginning, thence:

1. S 06° 20' 56" E, along the easterly line of Harmon Place, a distance of 98.89 feet to a point; thence
2. N 86° 46' 41" E, along the northerly line of lands conveyed to the City of Rochester by deed recorded in Liber 10826 of Deeds at page 174 (SBL No. 121.78-1-23.001), a distance of 17.13 feet to a point; thence

3. S 03° 13' 19" E, along the northerly line of lands conveyed to the City of Rochester by deed recorded in Liber 10826 of Deeds at page 174 (SBL No. 121.78-1-23.001), a distance of 2.00 feet to a point; thence
4. N 86° 46' 41" E, along the northerly line of lands conveyed to the City of Rochester by deed recorded in Liber 10826 of Deeds at page 174 (SBL No. 121.78-1-23.001), a distance of 114.54 feet to the southwest corner of lands conveyed to the University of Rochester by deed recorded in Liber 11851 of Deeds at page 612 (SBL No. 121.78-1-22.001); thence
5. N 03° 16' 35" W, along the westerly line of said lands conveyed to the University of Rochester by deed recorded in Liber 11851 of Deeds at page 612 (SBL No. 121.78-1-22.001) and the westerly line of lands conveyed to the University of Rochester by deed recorded in Liber 11500 of Deeds at page 636 (SBL No. 121.78-1-21), a distance of 100.74 feet to a point; thence
6. S 86° 46' 41" W, through lands conveyed to the University of Rochester by deeds recorded in Liber 6691 of Deeds at page 162 and Liber 11852 of Deeds at page 612 (SBL No. 121.78-1-16.002), a distance of 136.97 feet to the point and place of beginning.

Containing 13,492 sq. ft. or 0.310 ± ac.

Being and intending to describe a portion of the lands conveyed to the University of Rochester by deeds recorded in Liber 6691 of Deeds at page 162 and Liber 11852 of Deeds at page 612 (SBL No. 121.78-1-16.002).

Intending to describe a parcel designated as "Parcel 5" as shown on a map entitled "Lands now or formerly owned by University of Rochester", dated February 16, 2018, prepared by RAVI Engineering & Land Surveying. Project #20-18-022A.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2018-358  
Amend Ordinance 2018-185 Home Buyer Training Program

Transmitted herewith for your approval is legislation amending Ordinance No 2018-185 to appropriate additional funds in the amount of \$5,000 from the Homebuyer Training allocation of the Homeownership Fund of the 2009-10 HOME Program for the Homebuyer Training Program. The additional funds will be added to previously authorized appropriations of \$50,000 2018-19 HOME Funds and \$40,000 of City Development Funds (CDF), for an aggregate appropriation of \$95,000.

Related agreements with four Home Buyer Training service providers, originally authorized by Ordinance No 2015-184, provide funds for pre- and post-purchase training required for all recipients of City of Rochester home purchase closing cost grants. The proposed additional appropriation will allow 10 additional households to receive services. The four organizations providing services are:

- Neighborhood Housing Services of Rochester Inc. DBA NeighborWorks Rochester. (Principal: Joanne Panarisi-Bottone)
- The Home Store at the Urban League of Rochester, NY, Inc. (Principal: William G. Clark)
- Consumer Credit Counseling Service of Rochester, Inc. (Principal: Jason Tracy)
- The Housing Council at PathStone, Inc. (Principal: Susan Boss)

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-358  
(Int. No. 394)

**Amending Ordinance No. 2018-185 relating to appropriations for the Homebuyer Training Program**

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

Section 1. Ordinance No. 2018-185, appropriating funds and authorizing amendatory agreements for the Homebuyer Training Program, is hereby amended to read in its entirety as follows:

Section 1. The following amounts are hereby appropriated for the Homebuyer Training Program (Program) from the Consolidated Community Development Plan/2018-19 Annual Action Plan (the Action Plan):

- a. \$50,000 from the HOME fund portion of the Homeownership Promotion Fund - Homebuyer Training allocation; and
- b. \$40,000 from the City Development Fund portion of the Homeownership Promotion Fund - Homebuyer Training allocation.

Both appropriations shall be contingent upon the adoption of the 2018-19 Action Plan.

Section 2. The amount of \$5,000 is hereby appropriated for the Program from the Homebuyer Training allocation of the Homeownership Fund of the 2009-10 HOME Program.

Section 23. Ordinance No. 2015-184, as amended by Ordinance Nos. 2015-256, 2016-149, 2017-223 is hereby further amended by adding the funds appropriated in Section 1 and 2 herein to the prior aggregate appropriations for the Program implementation agreements entered into with the following organizations for terms of one year with the option to extend for one additional year:

Neighborhood Housing Services of Rochester Inc. d/b/a NeighborWorks Rochester

The Home Store, Urban League of Rochester, N.Y., Inc.

Consumer Credit Counseling Service of Rochester, Inc.

The Housing Council at PathStone, Inc.

Section 34. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and implementing organizations shall enter into agreements for the Program only with organizations that are in compliance with federal regulations.

Section 45. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 56. This ordinance shall take effect immediately.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-359  
Re: Inner Loop East Site 4, FiveTwentyFive East Broad LLC

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

Transmitted herewith for your approval is legislation appropriating funds and authorizing a loan agreement with FiveTwentyFive East Broad LLC (the "Developer"). The Developer is an affiliate of Konar Holding Corporation, located at 75 Thruway Park Drive, West Henrietta, New York 14586 with principals Howard Konar and Rachel Guttenberg. The loan amount is One Million Five Hundred Thousand Dollars (\$1,500,000) and will provide gap funding to assist the Developer with the development of property located at 15 Manhattan Square Drive, 47 Savannah Street, and 525 East Broad Street.

This project is part of the larger development of Sites 4 and 5 of the former Inner Loop East. When completed, the Developer's project will offer 5 buildings comprising 237 residential units and approximately 18,000 square feet of commercial space.

The loan will be financed from the Housing Revolving Loan Fund (HRLF). \$5,294.54 from 2016-2017 Cash Capital, \$719,994 from 2017-2018 Cash Capital, and \$322,852 from 2018-2019 Cash Capital will be appropriated into the HRLF, and \$451,859.46 will be financed from funds already in the HRLF. It will be used as construction and permanent financing for costs associated only with the residential component of the project. The loan term is fifteen years and the interest rate is 1%.

As a condition of the loan, seventy (70) residential units shall be rented to households with incomes at or below 80% of the Area Median Income (AMI), and an additional eight (8) units shall be rented to households with incomes at or below 60% AMI. Attachments A, B, and C show the actual rent and income level for each unit type. All units include 1 parking space per bedroom.

This project is also subject to the City's Minority and Women-Owned Business Enterprises (MWBE) and workforce goals. The Developer anticipates the creation of four (4) full-time-equivalent (FTE) jobs and one (1) part-time job resulting from the residential component of this project in its first three years of operation. An additional thirty (30) jobs are expected to result from the project's commercial tenants, the number of which will be FTE and which will be part-time is to be determined.

The estimated sources and uses of funds for the project are as follows:

<b>Sources</b>		<b>Uses</b>	
M&T Bank Loan	\$28,400,000	Land Acquisition	\$1,975,365
City of Rochester Loan	1,500,000	Hard Costs	38,018,501
Developer Equity	<u>14,320,042</u>	Soft Costs: Construction	2,161,545
<b>Total</b>	<b>\$44,220,042</b>	Soft Costs: Financing	<u>2,064,631</u>
		<b>Total</b>	<b>\$44,220,042</b>

The City's Loan Review Committee approved this request for financial assistance at their October 16, 2018 meeting. In accordance with the requirements of the State Environmental Quality Review Act, a negative declaration was issued on August 14, 2017.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-183

**Authorizing a loan agreement for residential development within the Inner Loop East Transformation project**

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

Section 1. The sum of \$1,048,140.54, comprised of \$5,294.54 from 2016-17 Cash Capital, \$719,994 from 2017-18 Cash Capital, and \$322,852 from 2018-19 Cash Capital, is hereby appropriated to the Housing Revolving Loan Fund (“HRLF”).

Section 2. The sum of \$1,500,000 from the HRLF, comprised of the amount appropriated to the HRLF in Section 1 herein and \$451,859.46 of existing HRLF moneys, is hereby appropriated as principal for the loan authorized in Section 3 herein.

Section 3. The Mayor is hereby authorized to enter into a loan agreement in the amount of \$1,500,000 with FiveTwentyFive East Broad LLC or an affiliated partnership or housing development fund corporation formed for the purpose (the “Developer”) to finance the residential component of a mixed residential and commercial project to be developed at 15 Manhattan Square Drive, 47 Savannah Street, and 525 East Broad Street (the “Project”) as part of the Inner Loop East Transformation project.

Section 4. The Project shall consist of five buildings comprising approximately 237 residential units and approximately 18,000 square feet of commercial space. Approximately ~~747~~ residential units shall be rented to households with incomes that are less than or equal to 80% of the Area Median Income (“AMI”) and an additional 68 units shall be rented to households with incomes less than or equal to 60% AMI.

Section 5. The loan agreement shall have a term of 15 years, an interest rate of 1%, and shall be used as construction and permanent financing for costs associated only with the residential component of the Project.

Section 6. The loan 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 documents as may be necessary to effectuate the loan that is authorized herein.

Section 7. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes –President Scott, Councilmember Clifford, Evans, Lightfoot, McFadden, Ortiz, Patterson – 7.

Nays – Councilmember Gruber -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-360

Re: Agreement – Greater Rochester Enterprise, Inc., Economic Development Services

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with Greater Rochester Enterprise, Inc. (GRE) (Matt Hurlbutt, CEO) to provide services related to business attraction and retention in the City of Rochester. The agreement will be financed with \$40,000 from the City’s 2018 – 19 budget of Neighborhood and Business Development (NBD), and will have a term of one year.

This past year, GRE has worked with 39 organizations who considered locating and/or expanding to the city of Rochester during a shorter agreement term of eight months. Live Tiles which projects to bring up to 500 new jobs to the city of Rochester was a significant win.

GRE collaborates with NBD, government leaders, businesses, universities, and not-for-profit organizations through a team approach to economic development in the city and the Greater Rochester/Finger Lakes region and NBD has a seat on the board. GRE acts as an ambassador to promote the City, and connect businesses to City resources. List of accomplishments is attached.

The agreement include the following goals:

- Work with the Rochester region’s economic development partners to attract businesses located outside the region to the city of Rochester.
- Deliver at least 15 out-of-region business attraction opportunities that include sites located within the city of Rochester, and City’s Science and Industrials parks.
- Include and actively promote the City of Rochester prominently in all marketing content it develops to promote the Greater Rochester Finger Lakes region, including but not limited to [www.RochesterBiz.com](http://www.RochesterBiz.com), quarterly newsletters, presentations delivered to local business groups, and capstone presentations delivered to out-of-region companies.

The most recent annual agreement was authorized by City Council on October 17, 2017 via ordinance 2017-323.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-360  
(Int. No. 396)

**Authorizing an agreement for economic development 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 Greater Rochester Enterprise, Inc. to provide economic development services for attracting and retaining businesses in the City of Rochester for a term of one year. The maximum compensation for the agreement shall be \$40,000, which shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-361  
Re: Agreement – NextCorps Inc., Economic Development Services

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for an agreement with NextCorps, Inc. (James S. Senall, CEO) (formerly High Tech Rochester) to provide services related to assisting businesses within the city of Rochester. The agreement will be financed from the City's 2018 – 19 budget of Neighborhood and Business Development (NBD), and will have a term of one year.

NextCorps is a non-profit organization whose mission is to be a catalyst for entrepreneurship and innovation-based economic development. This is accomplished by applying business expertise and network connections to assist in the formation and growth of business in the Greater Rochester and Finger Lakes Region. Nextcorp provides assistance through technology commercialization for early stage organizations, business incubation for high growth potential startups, and access to venture capital for high technology. Also, they provide services to existing manufacturing companies. NBD and NextCorps work closely together, and NBD has a seat on the NextCorps board. A report of specific accomplishments is attached.

The agreement will include the following expectations, among others:

- Work with Rochester businesses to retain 20 positions, create 15 positions, and produce a minimum \$2 million investment.
- Host two collaborative business outreach event to entrepreneurs where City programs, services and opportunities to grow within the city of Rochester may be presented.
- Serve 20 manufacturing companies through the Manufacturing Extension Partnership program (MEP) within the city.

The most recent annual agreement was authorized by City Council on October 17, 2017 via Ordinance No. 2017-324.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-185

Ordinance No. 2018-361  
(Int. No. 397)

**Authorizing an agreement for business assistance 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 Nextcorps, Inc. to provide services relating to assisting businesses within the City of Rochester for a term of one year. The maximum compensation for the agreement shall be \$20,000, which shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-362  
Public Infrastructure Improvements: La Marketa Urban Renewal District Public Plaza

Council Priorities: Creating and Sustaining a Culture of Vibrancy; Public Safety.

Transmitted herewith for your approval is legislation appropriating \$276,710 in Rochester Urban Renewal Agency funds for public infrastructure improvements within the La Marketa Urban Renewal District.

The La Marketa Urban Renewal District is located along the east side of North Clinton Avenue between Sullivan Street and Hoeltzer Street. It is a vital part of the North Clinton Avenue corridor between Upper Falls Boulevard and Avenue D. It is characterized by deteriorated and vacant commercial structures resulting from years of declining neighborhood population, aging buildings, and crime and drug use. Presently, it is made up of City-owned vacant parcels in the 800 block of North Clinton Avenue and is adjacent to the planned new housing development called Pueblo Nuevo.

The funds will be used to design and develop an outdoor plaza space to support economic development on North Clinton Avenue. The plaza will be available for community use for programs and events. The plan is to develop a vibrant central plaza in the neighborhood that celebrates the Latino and mixed heritage of the residents. It is the community's desire to have a public gathering space as an important community asset that will benefit the community by ongoing programming of public and culturally relevant events and services. Additionally, it is anticipated that it would provide lower cost, entry level opportunities for small businesses to develop and thrive out of food trucks and other less permanent retail structures.

A cost estimate to complete the design and construction of the La Marketa plaza is approximately \$1.5 million. The funds will be used to pay for design services and construction of the public plaza at La Marketa. A companion RURA item is submitted with this transmittal.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-362  
(Int. No. 398)

**Approving the appropriation of Rochester Urban Renewal Agency funds for public infrastructure improvements in the La Marketa North Clinton Avenue Urban Renewal District**

WHEREAS, in 2004 (by Ordinance Nos. 2004-199 and 2004-200) the City established the La Marketa North Clinton Avenue Urban Renewal District ("District") along the east side of North Clinton Avenue between Sullivan and Hoeltzer streets;

WHEREAS, at the same time in Ordinance No. 2004-198, the City approved an Urban Renewal Plan for the District ("Plan") that includes as part of its purpose "to provide a major new commercial/retail facility integrated with a lively and colorful plaza to serve as a gathering place and shopping center for this mixed ethnic neighborhood";

WHEREAS, City officials, in conjunction with neighborhood and merchants associations, residents, store owners and other District stakeholders, have developed a proposal to accomplish the purpose of the Plan by installing within the District infrastructure improvements to include a parking lot, a public open space with a performance platform, restroom facilities, benches, and site utilities required for retail, restaurant and other commercial uses (collectively, the "Project");

WHEREAS, in October (Ordinance No. 2018-327), the Council appropriated \$317,817.36 in Community Development Block Grant funds toward a portion of the costs of the Project;

WHEREAS, Subsection 554(17) of the New York State General Municipal Law authorizes the Rochester Urban Renewal Agency to convey to the City money that the Agency holds in connection with a particular urban renewal program, subject to the prior approval of Council, upon such terms and conditions as are consistent with the purposes of the City's urban renewal program; and

WHEREAS, the Agency is considering appropriating \$276,710.40 of its funds to the Project.

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

Section 1. The Council hereby approves the Rochester Urban Renewal Agency's appropriation of \$276,710.40 to fund the Project in order to effectuate the Urban Renewal Plan for the La Marketa North Clinton Avenue Urban Renewal District.

Section 2. The Mayor is hereby authorized to enter into such agreements and to execute such documents as may be necessary to effectuate the conveyance and use of the Agency's appropriation to fund the Project.

Section 3. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-363  
Agreement - Landmark Society of Western New York, Inc. - FY2014 Recaptured Funds Certified Local Government (CLG) Grant

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the FY2014 Recaptured Funds Certified Local Government (CLG) Grant from New York State Parks, Recreation, and Historic Preservation (NYS OPRHP) to sponsor the 2019 NY Statewide Preservation Conference in Rochester.

This legislation will:

- 1) Authorize the receipt and use of a \$14,000 grant from the State Historic Preservation Office (SHPO);
- 2) Establish \$14,000 as maximum compensation for an agreement with the Landmark Society of Western New York, Inc. (LSWNY) to manage the grant.

The Landmark Society of Western New York, Inc., in partnership with Preservation League of New York State, (NYS OPRHP), will present the New York Statewide Preservation Conference in Rochester, New York. This conference is the only event of its kind in New York and is a multi-day gathering for anyone involved in preservation and community revitalization. The Conference will offer educational and training opportunities for CLG staff and commissioners, including a pre-Conference training. A CLG grant will support the execution of this educational event and will be critical to encouraging CLG communities to attend, as it will allow Conference organizers to provide 50 scholarships to staff and Preservation Board members from New York State CLG communities.

CLG grant support will allow Conference organizers to provide high quality educational sessions in professional settings, led by dynamic, diverse, and respected speakers. Of the \$14,000 awarded, \$4750 will assist in offsetting the rental and associated costs of the Conference venues. \$4500 will fund a Keynote Speaker and honoraria for additional speakers. Finally, the remaining \$4750 will fund 50 scholarships for CLG communities from around the state.

The City of Rochester will sub-contract with LSWNY to administer the grant funding. The lead Landmark staff person managing the project will be Conference Coordinator and Preservation Planner, Caitlin Meives. Caitlin has organized the Conference for the past nine years and has extensive experience managing grant projects and contracting with municipal officials to complete grant-funded projects.

LSWNY is uniquely qualified to oversee this work and to manage this grant, as it is one of the oldest and most active preservation organizations in the nation. LSWNY is a not-for-profit membership organization dedicated to protecting the unique architectural heritage of our region and promoting preservation and planning practices that foster healthy, livable and sustainable communities. A justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-186

Ordinance No. 2018-363  
(Int. No. 399)

**Authorizing the receipt and use of funds and a management agreement for the 2019 NY Statewide Preservation Conference**

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

Section 1. The Council hereby authorizes the receipt and use of \$14,000 in FY2014 Recaptured Funds Certified Local Government Grant funds (the "Grant") from the State Historic Preservation Office of the New York State Office of Parks, Recreation and Historic Preservation for the City to sponsor the 2019 NY Statewide Preservation Conference ("Conference").

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$14,000 with The Landmark Society of Western New York, Inc. to manage the Grant in support of the Conference. Said amount shall be funded from the funds authorized in Section 1 herein, which are hereby appropriated for that purpose. The term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-364  
Ordinance No. 2018-365

Re: Pediatric and Family Service Planned Development District #20

Transmitted herewith for your approval is legislation amending the City Zoning Text and Map to rezone a 15.07 acre portion of Institutional Planned Development #9 – Rochester Psychiatric Center (IPD #9) to Planned Development District #20 Pediatric and Family Service (PD #20) consisting of one parcel, 1850-1900 South Avenue, owned by Al Sigl Community of Agencies (represented by Tom O'Connor). This legislation will:

- 1) Amend the Zoning Text by adding PD #20 Pediatric and Family Service Planned Development District regulations to Chapter 120, the Zoning Code, and approving the Development Concept Plan/Site Plan; and



- 2) Amend the Zoning Map by rezoning 1850-1900 South Avenue from IPD #9 – Rochester Psychiatric Center to PD #20 Pediatric and Family Service.

The proposed Pediatric and Family Service PD will serve to facilitate construction of a 30,500 sf, single story, Golisano Autism Center, a 37,000 sf, two story, URMC Pediatric Behavioral Health and Wellness building, and a 248 space surface parking lot. The proposed Pediatric and Family Service PD, is a campus that will provide specialized services.

The Golisano Autism Center is a one of kind collaboration of health and human service agencies that provide a comprehensive range of services in a common location to individuals and families affected by autism spectrum disorder and those with similar needs. The services provided may include, but are not limited to, speech and occupational therapy, support and social skills groups, pre-school and school age classrooms, vocational training, life skills development, and other opportunities.

In addition, the Golisano Pediatric Behavioral Health and Wellness Center, operated by the University of Rochester Medical Center, will also be located on the campus, and will address the needs of children and families suffering from severe depression, anxiety and many other mental health concerns by providing outpatient support and treatment.

Collectively these agencies, and other health and human service organizations will provide educational, recreation and fitness, therapeutic, medical, diagnostic, and other support services, activities and programs. These services are proposed to co-exist on a secure campus that will emphasize the safety, security and privacy of those served.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal has been classified as unlisted. The Manager of Zoning as lead agency, has issued a negative declaration.

The Planning Commission held two informational meetings. The first meeting was held on September 10, 2018. Only the applicants (6) spoke in support of the PD, and no one spoke in opposition. The Planning Commission requested revisions and additional information be presented prior to issuing a recommendation.

The second meeting was held on October 15, 2018. Eleven people spoke in support of the PD including the applicants, and no one spoke in opposition. By a vote of 6-0-0, the Commission recommended approval.

A public hearing is required for the Zoning Text and Map Amendment. The regulations would take effect immediately upon Council approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-364  
(Int. No. 400)

#### **Amending the Zoning Code by adding the Pediatric and Family Service Planned Development District No. 20**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by adding the Planned Development District No. 20 — Pediatric and Family Service and approving the text and concept plan for the district to read in its entirety as follows:

#### **Planned Development District No. 20 Pediatric and Family Service District**

- A. Purpose. The purpose of Planned Development District No. 20 (PD #20), Pediatric and Family Service District, is to offer a world-class, regional destination focused on a wide-range of innovative social service agencies and educational and behavioral programs designed specifically for individuals and their families living with the daily challenges of autism spectrum disorder, mental health, and behavioral and psychiatric needs; all in one location.

By collocating agencies which specialize in the provision of such social, educational, and behavioral services, PD #20 permits the development of an internal campus environment sensitive to the mobility, sensory, and mental health needs of the children and adults it is intended to serve. PD #20 creates a defined area for the integrated development and delivery of programs and support services consistent with the vision of the Al Sigl Community of Agencies, which is a collaborative community network of organizations, to serve and support children and adults with disabilities and special needs. Agencies within PD #20 may include, but are not limited to, the following:

- (1) The Golisano Autism Center. The Center is a one-of-a-kind collaboration of health and human service agencies providing speech and occupational therapy, support and social skills groups, pre-school and school age classrooms, vocational training, life skills development, and other opportunities, services and programs.
- (2) The Golisano Pediatric Behavioral Health and Wellness Center, operated by the University of Rochester Medical Center (URMC). URMCM will address the needs of individuals suffering from mild to severe depression, anxiety, psychosis, substance abuse, ADHD, PTSD, autism spectrum disorder, and other mental health, medical, emotional and behavioral conditions. URMCM offers education, recreation and fitness, therapeutic, medical, diagnostic, and other support services, activities and programs.

- B. Intent. The intent of PD #20 is to establish a campus that offers access to comprehensive, high-quality support and services which meet the complex needs of the individuals who are served, during moments of crisis as well as part of a regular routine throughout their lifetime, as needs and services change. Development within PD #20 shall support the achievement of the following objectives:

- (1) Provide a unique array of services that co-exist on a secure campus, emphasizing the safety, security and privacy of all individuals

served and their families.

- (2) Foster a protective environment for individuals from infant to adulthood that have been diagnosed with autism spectrum disorder, mild to severe mental health, anxiety, chemical dependency, and emotional disturbances, in a setting that offers all services on a single campus.
- (3) Establish a continuum of care that will span a lifetime and offer a full array of coordinated program options for infants, toddlers, youth, teens and adults including, behavioral and primary care support; respite; community habilitation; social skills; recreational and therapeutic services; and, a housing and employment liaison.
- (4) Design a campus which prioritizes security, privacy and accessibility to address the challenges of the populations served ranging from mobility impairment, flight risks due to unexpected stress or stimuli, and mental health and similar crisis situations.
- (5) Create a comfortable setting within a controlled environment to eliminate or mitigate anxiety triggered by interactions with unfamiliar or unpredictable external situations and settings.
- (6) Create a new Intensive Outpatient Service to provide youth with a higher level of care than traditional outpatient services, allowing them to continue receiving schooling and educational services. This new program offers an option that is an alternative to hospitalization.
- (7) Implement a design philosophy focused on creating a campus environment (building placement, internal and external building design, use of exterior spaces, and convenient parking and circulation), that addresses the needs of the users, rather than vice versa.
- (8) Preserve and protect the existing natural, gentle slope of the land from South Avenue to the low point along the district's east property line by placing the building and building parking away from the public right-of-way, and maintaining stormwater management areas and facilities at the rear of the site. The design and location of buildings and parking shall be mindful and sensitive to the needs of the population served and the desire to reduce environmental distractions from inside the building; eliminate unnecessary external stimuli once on the campus; provide safe and convenient parking proximate to building entrances; and, provide adequate circulation and drop-off areas for buses accessing the site throughout the day. An effort shall be made to maintain as much of the existing vegetation along the South Avenue frontage as possible.

C. Boundaries. PD #20 is 15.07 acres bound by the public rights-of-way on South Avenue (west) and Science Parkway (south). The northern boundary abuts land owned by the State of New York, and the eastern boundary abuts private property within the Rochester Science Parkway (PD #7). Knab Troutman Road, a private drive, acts as a natural barrier between the northern and southern portions of PD #20, as follows:

- (1) The southern 8 +/- acres of the site is bounded by South Avenue (west), Knab Troutman Road (north), private land within Science Parkway (east), and Science Parkway (south). This portion of the property includes a two-story structure that is currently occupied by a health and human services agency, which will remain. The remainder of the land area is vacant and is the location of the Golisano Autism Center and the URMC Pediatric Behavioral Health and Wellness Center.
- (2) The northern 7 +/- acres of the site is bounded by Knab Troutman Road (south and east), and by New York State land (north and west). This portion of the property includes a vacant, multi-story structure known as the Walters Building. Development or redevelopment of this area shall also be subject to these requirements and standards set forth herein.

D. Permitted Uses. Permitted uses include the following, and similar uses:

- (1) Medical Offices and Health Care Clinics, such as doctor and dental offices and practices, outpatient services, and the like.
- (2) Schools, Educational Facilities, Training Facilities, and the like, serving individuals and their families.
- (3) Day Care Centers.
- (4) Residential Care Facilities.
- (5) Respite Care.
- (6) Community Centers.
- (7) Support services associated with and subordinate to a permitted use, such as but not limited to offices, retail, restaurant facilities, bookstores and gift shops, pharmacies, and the like.

E. Bulk, space and yard requirements.

- (1) Maximum lot coverage: 65%.
- (2) Maximum building height: 4 stories or 60 feet.
- (3) Minimum front yard requirements:
  - (a) South Avenue:
    - [1] Principal buildings: 30 feet.
  - (b) Science Parkway:

[2] Principal buildings: 30 feet.

F. Building Characteristics. The provisions of § 120-158 City-wide design standards and of § 120-159 Nonresidential and mixed-use building standards shall not apply to PD #20. Design standards are as set forth below:

- (1) General. The following design standards apply to new construction, including additions to existing structures, and to substantial repair or rehabilitation of the exterior facade of an existing structure. In the case of repair or rehabilitation, only those standards that relate to the specific repair or rehabilitation activities conducted shall apply. It is intended that a basic design compatibility and architectural harmony will result among the buildings in the district.
- (2) Façades. The primary façade shall be along South Avenue.
  - (a) Primary building facades shall not contain blank wall areas that exceed 25 linear feet.
  - (b) Primary building facades that are 100 linear feet or more shall include an architectural pattern with two or more of the following elements: color change, texture change, material change, or a wall articulation change such as a reveal, recess, offset, or pilaster.
  - (c) Building entrances. The main entrance shall have a direct pedestrian connection to the public right-of-way.
  - (d) Building materials.
    - [1] All principal buildings shall be constructed or clad with durable, quality materials, including but not limited to brick, natural or synthetic stone, integrally colored stucco, metal panel, and hardboard siding.
    - [2] Exterior building material shall not include plain concrete block, glass block, vinyl siding, or corrugated metal.
- (3) Windows and transparency.
  - (a) All windows shall be clear or lightly tinted.
  - (b) Primary facades shall provide areas of transparency not less than 20% of the entire wall area.
  - (c) The percentage of transparency required on buildings may be reduced to 10% of the wall area if a Landscaping Improvement Plan is approved by the Manager of Zoning.
- (4) All roof-mounted and ground-mounted mechanical equipment shall be screened from view from any street. Roof screens, if necessary, shall be compatible with the building palette.
- (5) Roofs.
  - (a) Roofs may be pitched or flat.
  - (b) Green roof, blue roof, and white roof designs are permitted.
  - (c) Reflective surfaces that produce glare are prohibited, except for solar panels or white roofs, intended to radiate absorbed or nonreflected solar energy, and reduce heat transfer to the building.

G. Accessory Uses and Structures.

- (1) Accessory structures and uses are permitted in the side and rear yard, including, without limitation, storage structures, as well as decks, patios, terraces, and the like.
- (2) Fences.
  - (a) Chain-link fence is prohibited.
  - (b) Fences not more than sixty-percent solid may be located in the front yard.
  - (c) Fences shall be setback a minimum of 10 feet from the South Avenue property line.
  - (d) Maximum height.
    - [1] Front Yard: 6 feet.
    - [2] Side and Rear Yards: 8 feet.

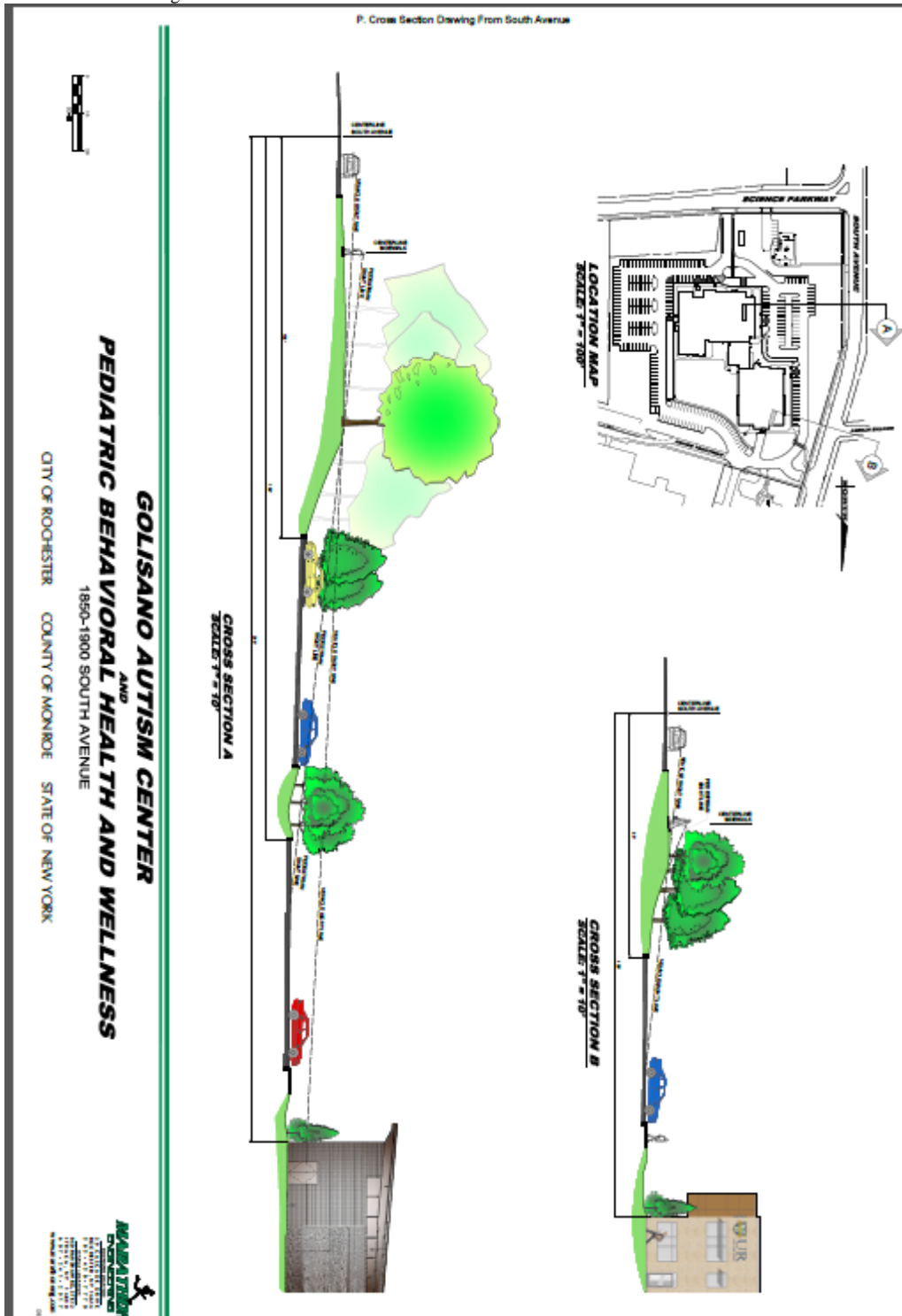
H. Dumpsters and refuse collection areas.

- (1) Dumpsters. Dumpsters must be located within an enclosure and shall be completely screened from view from any public street. The enclosure shall be at least as tall as the dumpster. This provision shall apply to all dumpsters, including those used for the collection and storage of recyclable materials.

- (2) Dumpsters are prohibited in the front yard.
  - (3) Refuse collection areas shall be located so as to provide clear and convenient access to refuse collection vehicles.
- I. Site Lighting. All campus lighting shall conform to the provisions of § 120-170 Lighting.
- J. Off-Street Parking. The provisions of § 120-173 Off-street parking shall not apply to PD #20 except for 120-173F(3) relating to parking lot design standards. The off-street parking requirements are as set forth below:
- (1) Parking Location.
    - (a) Parking for uses within PD #20 may be located anywhere within the district, as well as outside the district provided that a shuttle service is provided.
    - (b) Minimum setback, excluding driveways and drive aisles:
      - [1] South Avenue: 45 feet.
      - [2] Science Parkway: 20 feet.
  - (2) Surface.
    - (a) Parking areas shall be constructed in such a manner so as to provide an all-weather, durable and dustless surface. Individual stalls shall be clearly identified by markings four to six inches in width.
    - (b) Parking surfaces shall be graded and drained to dispose of all surface water accumulation in the area without shedding additional water onto an adjoining property or right-of-way.
- K. Off-street Loading. The provisions of § 120-172 Off-street loading shall not apply to PD #20. Off-street loading requirements are as set forth below.
- (1) Location of required loading spaces. Loading shall only be located in the side or rear yard.
  - (2) Required spaces. Loading spaces shall be provided in sufficient number and of sufficient size so that no loading and unloading operations infringe upon any dedicated street or sidewalk.
  - (3) All maneuvering, loading and unloading operations shall take place wholly within the site.
- L. Landscaping. The provisions of § 120-169, Landscaping, buffers and screening shall apply to PD #20.
- M. Signage.
- (1) One sign per principal use shall be permitted on each façade, not to exceed 10% of the façade in question.
  - (2) Signs may be located anywhere on the façade.
  - (3) One detached sign shall be permitted per street frontage not to exceed 50 square feet and posted no higher than six feet in height from the finished grade of the lot.
  - (4) Onsite information signs, window signs, and wayfinding signs may be installed without limit.
  - (5) Internally illuminated signs are permitted.
  - (6) Rooftop or roof mounted signs are prohibited.
- N. Personal wireless telecommunication facilities (PWTF).
- (1) Antennas are permitted on all buildings, provided that the antennas and related support structures do not extend more than 20 feet above the roofline of such buildings.
  - (2) Telecommunication towers are prohibited in this district.
  - (3) FAA standards. All antennas and support structures shall comply with FAA regulations.
  - (4) Other Provisions. The provisions of § 120-143 Personal wireless telecommunication facilities C(1) relating to height; D(3) relating to discontinuance of use; and F relating to exceptions and explanatory notes; shall apply to PD #20.
- O. Additional Regulations.
- (1) The provisions of § 120-146 Residential care facilities shall not apply to PD #20.
  - (2) Development and redevelopment in PD #20 are subject to Requirements Applying to All Districts (Article XX), except as herein modified.
  - (3) The general height and yard exceptions set forth in Article XXIII shall apply to PD #20.

- (4) Planned Development District #20 is subject to the requirements set forth in Article XVII of the City Zoning Code regarding establishment, development and modification of planned development districts.

P. Cross Section Drawing From South Avenue



Q. Development Concept Plan



Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-365  
(Int. No. 401)

**Amending the Zoning Map by changing the zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 — Pediatric and Family Service**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing the zoning classification of the following property from Institutional Planned Development #9 — Rochester Psychiatric Center to Planned Development District No. 20 — Pediatric and Family Service:

<b>Address</b>	<b>SBL #</b>
1850-1900 South Avenue	136.70-1-60

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

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-23  
Re: Appointments – City Planning Commission

Transmitted herewith for your approval is legislation confirming the appointment of three full-time members and one alternate to the City Planning Commission. The current terms expired on May 31, 2018; therefore the new, two-year terms will expire on May 31, 2020.

New full-time members:

<u>Name</u>	<u>Address</u>
Tonya Nichol Dickerson	39 Maxwell Avenue, 14619 (South)
JoeAnn A. Flagg	99 Parkdale Terrace, 14615 (NW)
Kaeri Carroll (currently an alternate)	71 Greenleaf Street, 14609 (East)

Resumes for all individuals are on file with the City Clerk.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-23  
(Int. No. 416)

**Approving appointments to the City Planning Commission**

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

Section 1. The Council hereby approves the appointment to the City Planning Commission of the following persons as regular members, each for a two-year term that shall expire May 31, 2020:

<u>Name</u>	<u>Address (City Council District)</u>
Tonya Nichol Dickerson	39 Maxwell Avenue, 14619 (South)
JoeAnn A. Flagg	99 Parkdale Terrace, 14615 (NW)
Kaeri Carroll	71 Greenleaf Street, 14609 (East)

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Evans  
November 20, 2018

To the Council:

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

- Int. No. 402                      Authorizing an amendatory agreement related to an interim labor arrangement for the Blue Cross Arena at the War Memorial
- Int. No. 403                      Authorizing receipt and use of reimbursement funds from the Rochester Pure Waters District
- Int. No. 404                      Authorizing an amendatory agreement for development of a Climate Adaptation Plan
- Int. No. 405                      Authorizing an agreement for the City of Rochester Clean Energy Communities Program

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

- Int. No. 406                      Authorizing changes in traffic flow on Doran Street

Respectfully submitted,  
Malik Evans  
Mitch Gruber (Absent)  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-366  
Re: Amendatory Agreement – Rochester Riverside Convention Center

Transmitted herewith for your approval is legislation approving an amendatory agreement with Rochester Riverside Convention Center for professional services related to interim labor arrangements for the Blue Cross Arena/War Memorial. The original agreement established a maximum compensation of \$7,500. This amendment will increase the funding by \$7,600 for a total of \$15,100. The increased cost of this amendment will be funded through 2018-2019 operating funds of the Department of Environmental Services.

The increase is to pay for the necessary staffing required to maintain full operation at the Blue Cross Arena/War Memorial during the transitional time between management entities.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-366  
(Int. No. 402)

**Authorizing an amendatory agreement related to an interim labor arrangement for the Blue Cross Arena at the War Memorial**

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 Rochester Riverside Convention Center for interim labor management for the Blue Cross Arena at the War Memorial. The amendment shall increase the maximum compensation of the existing agreement by \$7,600 to a total amount of \$15,100. The amendatory compensation amount shall be funded from the 2018-19 Budget of the Department of Environmental Services. The term of the original agreement may be extended for up to one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-367  
Re: Appropriation – Rochester Pure Waters District, Street Improvement Projects

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$750,000 in anticipated reimbursements from the Rochester Pure Waters District (RPWD) to fund eligible portions of sewer costs on street improvement projects in accordance with the agreement authorized between the City and RPWD via Ordinance No. 2010-438.

Street improvements can require ancillary repairs to the sewer system including adjustments, repairs, replacements, and improvements to the sewer system manholes and catch basins. In the agreement referenced above, RPWD assumed responsibility for these maintenance costs and agreed to reimburse the City annually for the work.

The new street improvement projects eligible for the RPWD reimbursement appropriated herein include, but are not limited to, the following projects:

- 2019 Preventive Maintenance Northwest Highway Group #5
- Carter Street and North Street Milling and Resurfacing
- Monroe Avenue and South Avenue Milling and Resurfacing
- Linden and Oakland Streets Rehabilitation Project
- Magee Avenue and Raines Park Improvement Project
- Residential Curb Ramps – Culver Road East to City Line
- Residential Curb Ramps – Culver Road West to North Goodman Street
- Sager Drive Reconstruction Project
- Cottage and Magnolia Streets Rehabilitation Project
- Scottsville Road and Elmwood Avenue Improvement Project



Construction is planned to begin during the 2019 construction season. The sewer improvements will result in the creation and/or retention of the equivalent of 8.2 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-367  
(Int. No. 403)

**Authorizing receipt and use of reimbursement funds from the Rochester Pure Waters District**

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

Section 1. The Mayor is hereby authorized to accept and use reimbursement funds of \$750,000 from the Rochester Pure Waters District for sewer improvements associated with the City’s street improvement program in accordance with the agreement authorized by Ordinance No. 2010-438.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-368  
Re: Amendatory Agreement – Highland Planning, LLC. - Climate Adaptation Plan

Transmitted herewith for your approval is legislation related to additional services in support of advancing activities associated with the development of climate resiliency planning for the City of Rochester.

This legislation will authorize an amendatory agreement with Highland Planning, LLC, Rochester, NY for \$80,000 to assist in the development of a Climate Adaptation Plan for the City of Rochester.

In October 2017 City Council authorized an agreement with Highland Planning, LLC (Ordinance 2017-337) which established \$70,000 as maximum compensation for the development of a Climate Vulnerability Assessment (CVA) for the City. This project was funded from \$35,000 in New York State Department of Environmental Conservation (NYSDEC) Climate Smart Communities grant funding and \$35,000 in 2016-2017 Cash Capital.

Subsequently, the City has obtained additional NYSDEC Climate Smart Communities grant funding to prepare a Climate Adaptation Plan (CAP). Under this proposed amendatory agreement, Highland Planning, LLC will continue to work with the City’s Office of Energy and Sustainability to move on to the next step in resiliency planning by preparing a CAP that builds on key findings from the CVA. The CAP will guide decision-making supporting resiliency and climate adaptation strategies that will prepare the City and community for future climate change impacts.

The amendatory agreement will be funded from \$45,000 in NYSDEC Climate Smart Communities funding (Ordinance 2018-99) and \$35,000 in 2018-2019 Cash Capital.

It is anticipated that the Climate Adaptation Plan will be completed in January 2021, within the term of the original agreement. The original expiration was January 8, 2020 with an extension to January 8, 2021 if needed.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-368  
(Int. No. 404)

**Authorizing an amendatory agreement for development of a Climate Adaptation Plan**

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 Highland Planning, LLC to assist in the development of a Climate Adaptation Plan. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2017-337, by \$80,000 to a total amount of \$150,000. The amendatory compensation amount shall be funded from \$45,000 in New York State Department of Environmental Conservation Climate Smart Communities grant funding authorized in Ordinance No. 2018-99 and from \$35,000 in 2018-19 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-369  
Re: Professional Services Agreement Greater Rochester Housing Partnership, Inc

Council Priority: Rebuilding & Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the implementation of the City of Rochester Clean Energy Communities (CEC) Program. This legislation will authorize a professional services agreement in the amount of \$20,000 with Greater Rochester Housing Partnership, Inc. (GRHP), Rochester NY, as part of the HOME Rochester development of a model sustainable home.

In May 2017, the City applied for and was subsequently awarded grant funding through the NYSERDA Clean Energy Communities (CEC) Program. The NYSERDA CEC grant funds will be used to implement energy-efficiency related actions outlined in the City’s Climate Action Plan (CAP), including development and implementation of projects to inform and educate the public on energy efficiency. No City matching funds are required for this grant program.

The City is partnering on the development of the sustainable model home with Greater Rochester Housing Partnership, Inc. (GRHP) as the administrator of the HOME Rochester program. Under this agreement, GRHP will rehabilitate a city home at 188 Jerold St. under the HOME Rochester program utilizing energy upgrades that will create a sustainable, near net-zero-energy home which meets the Energy Star 3.1 rating. These upgrades include a 4.5 Watt solar PV system, heat pump system, a heat pump hot water heater, energy efficient windows, R-70 blown-in attic insulation, and enhanced exterior and basement insulation.

This home will serve as a model for future housing rehabilitation projects and will help to educate the community on the benefits of utilizing energy efficient technology in homes. GRHP will work with the City, to educate residents on the benefits of sustainable home technologies.

The cost of the agreement will be financed from \$20,000 in New York State Energy Research and Development Authority (NYSERDA) grant funds appropriated in February 2018 via Ordinance No. 2018-44.

The agreement will have an initial term of one year with provisions for renewal for an additional one-year period based on mutual written agreement. The sustainable model home is expected to be completed by September 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-188

Ordinance No. 2018-369  
(Int. No. 405)

**Authorizing an agreement for the City of Rochester Clean Energy Communities Program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Greater Rochester Housing Partnership, Inc. in the maximum amount of \$20,000 related to the implementation of the City of Rochester Clean Energy Communities Program (Program). Said amount shall be funded from \$20,000 in New York State Energy Research and Development Authority grant funds appropriated in Ordinance No. 2018-44.

Section 2. The term of the agreement shall be one year with the option to renew for one additional year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-370  
Re: Authorizing a Traffic Flow Change Doran Street

Transmitted herewith for your approval is legislation authorizing a change in the direction of traffic flow on Doran Street, between South Plymouth Avenue and Edith Street, from one-way eastbound traffic to one-way westbound traffic, and on Doran Street between Edith Street and Exchange Street, from one-way eastbound traffic to one-way westbound traffic, except bikes.

The Doran Street westbound one-way change is requested by the Rochester Police Department as a crime prevention technique. Reversing the direction of traffic flow will make it less convenient for illicit activity to be conducted on the street. In the short block between Edith and Exchange streets, an eastbound “contraflow” bike lane will be installed to facilitate bicycle travel on the new Bicycle Boulevard which connects the 19<sup>th</sup> Ward with the Genesee Riverway Trail. The change was requested as a public safety measure from the Rochester Police Department and, as such, no petition is required.

The change to westbound one-way traffic, and the contraflow bike lane, was reviewed and endorsed by the City’s Traffic Control Board at its September 18, 2018 meeting.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-189

Ordinance No. 2018-370  
(Int. No. 406)

**Authorizing changes in traffic flow on Doran Street**

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

Section 1. The Council hereby approves a change in the direction of the traffic flow on Doran Street between South Plymouth Avenue and Edith Street from one-way eastbound to one-way westbound traffic.

Section 2. The Council hereby approves a change in the direction of the traffic flow on Doran Street between Edith Street and Exchange Street from one-way eastbound to one-way westbound traffic, except for a bicycle lane that shall provide for eastbound bicycle traffic.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
November 20, 2018

To the Council:

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

- Int. No. 407            Amending the Budget for the Rochester Police Locust Club interest arbitration award
- Int. No. 408            Authorizing an intermunicipal agreement for the Pathways to Peace program
- Int. No. 409            Authorizing an intermunicipal agreement with the School District for traffic and crowd control services
- Int. No. 410            Authorizing agreements for the 2018 Justice Assistance Grant program
- Int. No. 411            Authorizing grant agreements and funding for the Rochester Police Department violence prevention and community policing programs
- Int. No. 412            Amending Ordinance No. 2012-351 relating to standardization of the Glock pistol for use by the Police Department
- Int. No. 413            Appropriating funds and amending the 2018-19 Budget for wire taps for long term investigations
- Int. No. 417            Authorizing an agreement and funding for an outdoor fitness court

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber (Absent)  
Jacklyn Ortiz  
Adam C. McFadden  
Loretta C. Scott  
PUBLIC SAFETY YOUTH & RECREATION COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-371  
Re: Budget Amendment – Rochester Police Locust Club Interest Arbitration Award

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2018-19 Budget by transferring a total of \$7,807,000 from Contingency to the following budgets to reflect the impact of an Interest Arbitration Award for the Rochester Police Locust Club:

1. \$7,252,000 to the Police Department; and
2. \$555,000 to Undistributed to cover the cost of related employee benefits.

On June 19, 2018, when the 2018-19 Budget was adopted by City Council, salary and wage rates had not yet been established for uniformed employees represented by the Rochester Police Locust Club, Inc. The collective bargaining agreement had expired June 30, 2016. After multiple negotiation sessions, the union ultimately filed for impasse in August of 2017. Attempts to settle the contract with the assistance of a Public Employee Relations Board (PERB)-appointed mediator were unsuccessful, which led to the dispute advancing to an Interest Arbitration proceeding for final resolution of the impasse.

On June 6, August 7, 8 and 23, 2018, representatives of both the City and Locust Club appeared before the Interest Arbitration Panel, which reviewed contracts, proposals, exhibits, and listened to arguments and positions advanced by both parties. The Panel also met in Executive Session on August 23, 2018. Subsequently, the Panel issued an Interest Arbitration Award covering the period from July 1, 2016 through June 30, 2019.

A Summary of Award was issued on September 10, 2018 which resulted in the following wage adjustments:

July 1, 2016	4.0%
July 1, 2017	2.0%
July 1, 2018	3.5%

In addition to base wage adjustments, an increase in shift differential of 20 cents per hour was added to incentivize personnel to work evening shifts and longevity payments were increased for personnel with more than 15 years of service to incentivize retention efforts. Both of these changes were effective 7/1/2018. In addition to the financial portion of the award, greater flexibility was afforded to the City in personnel assignments, transfers, and recruitment backgrounding efforts. A fully detailed Opinion and Award shall be issued at a later date which will contain contract language and the factual and analytical basis for the determinations reached by the Panel.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-371  
(Int. No. 407)

#### **Amending the Budget for the Rochester Police Locust Club interest arbitration award**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by transferring the total sum of \$7,807,000 from Contingency and transferring \$7,252,000 of that amount to the Budget of the Police Department and \$555,000 of that amount to Undistributed Expense in order to fund salary and wage increases for Police Department personnel resulting from the Locust Club interest arbitration award.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-372

Re: Inter-Municipal Agreement - Rochester City School District's Utilization of Pathways to Peace

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the Rochester City School District (RCSD) for the receipt and use of \$10,000 and amending the 2018-19 Budget of the Department of Recreation and Youth Services (DRYS) by the funds authorized herein to provide Pathways to Peace (PTP) staff support at District athletic and special events. The term of the agreement will be from September 19, 2018 to June 30, 2019, with a maximum compensation of \$10,000.

Under this agreement, the District will reimburse the City for PTP staff expenses for the following services:

1. Emergencies Before or After Athletic Event – at the District's request, PTP will respond to emergency situations to assist in preventing and mitigating the risk of violence among students and conduct ongoing outreach with the schools to identify and address risks.
2. School District Special Events - At the District's request, PTP will monitor entry points at special events and activities and will identify potentially violent individuals. PTP will monitor actions of youth at the events, work with District staff and, if applicable, the Rochester Police Department to intervene and prevent violence.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-372  
(Int. No. 408)

**Authorizing an intermunicipal agreement for the Pathways to Peace program**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement for the receipt and use of \$10,000 from the Rochester City School District (RCSD) in return for providing Department of Recreation and Youth Services' Pathways to Peace staff support at RCSD athletic and special events. The term of the agreement shall be from September 19, 2018 through June 30, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 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 Youth Services by the sum of \$10,000, which amount is hereby appropriated from funds to be received under the agreement and for the purpose authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-373  
Re: Agreement – Rochester City School District, Traffic and Crowd Control Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an Intermunicipal Agreement with the Rochester City School District (RCSD) for the receipt and use of \$50,000 for reimbursement of the cost of traffic and crowd control services provided by the Rochester Police Department, and amending the 2018-19 Budget of the Police Department by \$25,700 to reflect a portion of these funds.

RCSD has requested assignment of Police Officers on a reimbursable overtime basis for traffic and crowd control, or an event sponsored in part or in full by RCSD, such as football games, basketball games, graduation ceremonies, proms, and school dances. The agreement will provide for reimbursement by RCSD of the cost of these services, up to a maximum of \$50,000 during fiscal year 2018-19.

The term of the agreement is July 1, 2018 through June 30, 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-373  
(Int. No. 409)

**Authorizing an intermunicipal agreement with the School District for traffic and crowd control 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 intermunicipal agreement with the Rochester City School District ("RCSD") in the maximum amount of \$50,000 for the reimbursement of traffic and crowd control services provided by the Rochester Police Department at events sponsored by the RCSD. The term of the agreement shall be from July 1, 2018 through June 30, 2019. The anticipated reimbursements under the agreement are hereby appropriated for the costs of providing such traffic and crowd control purposes.

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

Section 3. Ordinance No. 2018-157, the 2018-19 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 \$25,700 to reflect the receipt of a portion of the reimbursement funds appropriated in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-374  
Re: Agreement – US Department of Justice, 2018 Justice Assistance Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the 2018 Justice Assistance Grant. This legislation will:

1. Authorize an agreement with the US Department of Justice for the receipt and use of the 2018 Justice Assistance Grant in the amount of \$164,213; and
2. Authorize an agreement with the County of Monroe for the distribution and use of \$71,679 of the grant for support of the "Operation Nightwatch" program. The term of this agreement is October 1, 2017 through September 30, 2021.

The County intends to use its share of this grant to support "Operation Nightwatch," a program of the Probation Department which follows up on probationers' evening curfews.

The City's share (\$92,534) will be used to fund salaries (\$61,597) and fringe (\$25,906) for two part-time Counseling Specialists in the Police Department's Family and Victims Services Section. These funds were anticipated and included in the 2018-19 Budget of the Police Department. Additionally, funds in the amount of \$5,031 are allocated toward reaching compliance in crime reporting to standards established by the National Incident-Based Reporting System (NIBRS); this is a requirement in this year's award process.

The term of this grant is October 1, 2017 through September 30, 2021. No matching funds are required.

RPD has received this grant for over 10 years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-374  
(Int. No. 410)

**Authorizing agreements for the 2018 Justice Assistance Grant program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Justice for the receipt and use of funding from the 2018 Justice Assistance Grant program in the amount of \$164,213, and said amount is hereby appropriated for this purpose. The term of the agreement shall be October 1, 2017 through September 30, 2021.

Section 2. The Mayor is hereby further authorized to enter into an intermunicipal agreement with the County of Monroe in the maximum amount of \$71,679 to fund the Monroe County Probation Department's Operation Nightwatch program. Said amount shall be funded from the amount appropriated in Section 1 herein. The term of the agreement shall be October 1, 2017 through September 30, 2021.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-375  
Re: Grant Agreements – New York State Division of Criminal Justice Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing agreements with the New York State Division of Criminal Justice Services (DCJS) for the receipt and use of two grants described below, and amending the 2018-19 Budget of the Police Department by \$20,000 to reflect these grants.

New York State Senate Grant/Funke, January 1, 2019 – December 31, 2019

This \$5,000 grant, facilitated by Senator Rich Funke, will be used for police overtime details to intensify investigations in the Goodman Section to decrease the incidence of violence in that area. Fringe benefits, in the amount of \$1,644, are not included in this grant.

New York State Senate Grant/Ranzenhofer, October 1, 2018 – September 30, 2019

This award, not to exceed \$15,000, was secured by Senator Michael H. Ranzenhofer to provide overtime for police operational activities including walking beats, bike patrols, anti-violence operations, and community policing in the Genesee Section to address and decrease the incidence of violence. Fringe benefits, in the amount of \$4,932, are not included in this grant.

No match is required for these grants. The City has received these grants since 2015.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Authorizing grant agreements and funding for the Rochester Police Department violence prevention and community policing programs**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services (DCJS) for receipt and use of funds in the amount of \$5,000 to intensify the Rochester Police Department’s investigations in the City’s Goodman Section in order to decrease the incidence of violence in that area. The term of the agreement shall be January 1, 2019 through December 31, 2019.

Section 2. The Mayor is hereby authorized to enter into an agreement with the DCJS for receipt and use of funds in the amount of \$15,000 for Police Department operational activities to address and decrease violence in the City’s Genesee Section. The term of the agreement shall be October 1, 2018 through September 30, 2019.

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

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$20,000, which amount is hereby appropriated from funds to be received under the grant agreements and for the purposes authorized herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-376  
Re: Amendment – Ordinance No. 2012-351

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending Ordinance No. 2012-351, Standardization of the Glock Pistol for use by the Rochester Police Department.

In August, 2012 RPD standardized the Glock 21-4 for patrol officers and either the Glock 21-4 or the compact Glock 30SF for plain clothes officers and administrative staff due to the reliability, trigger system, ease of cleaning, magazine size, parts and accessory availability, training, and proven dependability. RPD is amending the Ordinance to include other models of Glock handguns due to the periodic upgrades in technology.

Therefore, Ordinance 2012-351 is hereby amended as follows:

- “WHEREAS, as a result of said evaluation, the City wishes to standardize the Glock 21-4 and Glock 21, 30SF, and 17, or any other Glock models in the future that the Rochester Chief of Police determines will best meet the needs of the department, as the firearms for use by the Rochester Police Department.”
- Section 1 is amended to “Based on information submitted by the Mayor and Rochester Police Department, the Council standardizes the Glock 21-4 and Glock 21, 30SF, and 17, or any other Glock models in the future that the Rochester Chief of Police determines will best meet the needs of the department, as the firearms for use by the Rochester Police Department for the following reasons:...”
- Section 2 is amended to “For reasons of safety, efficiency, economy and performance, the Council hereby standardizes upon and directs the purchase of the Glock 21-4 and 30SF firearms manufactured by Glock Ges.m.b.H. as the firearms for use by the Rochester Police Department.”

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-376  
(Int. No. 412)

**Amending Ordinance No. 2012-351 relating to standardization of the Glock pistol for use by the Police Department**

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

Section 1. The third prefatory clause and Sections 1 and 2 of Ordinance No. 2012-351, standardization of the Glock pistol for use by the Rochester Police Department, are hereby amended to read in their entirety as follows:

WHEREAS, as a result of said evaluation, the City wishes to standardize the Glock 21-4 and Glock 21, 30SF, and 17, or any other Glock models in the future that the Rochester Chief of Police determines will best meet the needs of the Department, as the firearms for use by the Rochester Police Department.

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

Section 1. Based on information submitted by the Mayor and Rochester Police Department, the Council standardizes ~~Glock 21-4 and Glock 21, 30SF, and 17, or any other Glock models in the future that the Rochester Chief of Police determines will best meet the needs of the Department~~ as the firearms for use by the Rochester Police Department for the following reasons:

- Reliability – The Glocks did not malfunction during testing while the other firearms did. The Glocks are reliable in all types of weather, including the cold and rain.
- Trigger System – The Glocks have a Double Action Only trigger system making it easier for officers to get accustomed to them. The Beretta has a Double Action/Single Action trigger system causing some issues in training.
- Ease of Cleaning – The Glocks are quick and easy to disassemble, clean, lubricate and reassemble.
- Magazine – The magazines of the Glocks hold more rounds than the comparable Berettas.
- Parts/Accessory availability – Due to the popularity of the Glocks, replacement parts and accessories are easily obtained.
- Training – Training accessories, such as simunition conversion kits and training rounds, exist for the Glocks that are not available for the Beretta, offering a more thorough and cost effective training option.
- Proven Dependability - Seventy percent (70%) of agencies throughout the Country use the Glocks.

Section 2. For reasons of safety, efficiency, economy and performance, the Council hereby standardizes upon and directs the purchase of ~~the Glock 21-4 and 30SF~~ firearms manufactured by Glock Ges.m.b.H as the firearms for use by the Rochester Police Department.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-377  
Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$20,000 from federal forfeiture funds generated by the Rochester Police Department and amending the 2018-19 Budget of the Police Department by this amount.

These funds will be used to pay for electronic wire taps for long term investigations. These investigations are usually associated with major drug cases, many of which include homicides.

This appropriation will result in a balance of approximately \$949,280 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-377  
(Int. No. 413)

**Appropriating funds and amending the 2018-19 Budget for wire taps for long term investigations**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$20,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund electronic wire taps for long term investigations.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-378  
Grant Agreement, Fitness Court

Transmitted herewith for your approval is legislation related to the acquisition and installation of an outdoor Fitness Court. This legislation will:



1. Authorize the receipt and use of a \$100,000 grant from MVP Health Care for the acquisition and installation of the Fitness Court;
2. Amend the 2018-19 Cash Capital Budget of the Department of Recreation and Youth Services to reflect the grant award.

The National Fitness Campaign, LLC has selected the City of Rochester as a "2019 Healthy City" which allows for the acquisition of the Fitness Court at a reduced rate with the additional MVP grant funds. The Fitness Court is a 32 foot by 35 foot outdoor bodyweight circuit training system with the capacity for up to 28 users at one time. The Fitness Court will be free and open to the public, and is anticipated to be installed in Spring 2019 at a location along the Genesee River waterfront to be determined.

See attached design rendering.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-190

Ordinance No. 2018-378  
(Int. No. 417)

**Authorizing an agreement and funding for an outdoor fitness court**

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 MVP Health Care, Inc. for the receipt and use of funds in the amount of \$100,000 for the acquisition and installation of a public outdoor fitness court. The term of the agreement shall be one year.

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

Section 3. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of Cash Capital by the sum of \$100,000, which is hereby appropriated from the funds to be received under the agreement and for the purpose authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 7:56 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*

ROCHESTER CITY COUNCIL

REGULAR MEETING

December 18, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 9

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

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

**Special Recognition:**

Councilmember Lightfoot

**Retirement:**

**DES:**

- \*Betty A. Justice
- \*Daniel Ophardt
- \*Johnnie Paige

**I.T.:**

- \*Dale Sauro

**RFD:**

- \*William O. Maerder
- \*Patrick Marrapese

**RPD:**

- \*Michael Diehl

**RPL:**

- \*Donna E. Widera

\*Did not attend

**APPROVAL OF THE MINUTES**

By Councilmember Evans

RESOLVED, that the minutes of the Regular Meeting of November 20, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges. -4297-18

The Council submits Disclosure of Interest Forms from Councilmember Gruber on Int. No. 429 and Councilmember Ortiz on Int. No. 424 and Int. No. 425.

**REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON**

By Vice President McFadden  
December 18, 2018

To the Council:

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

- Int. No. 418 Authorizing an amendatory agreement with Ostroff Associates, Inc. for state lobbying services
- Int. No. 419 Authorizing an agreement for dental insurance
- Int. No. 420 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$18,795,000 Bonds of said City to finance the costs of improvements to specified City School District schools
- Int. No. 421 Authorizing an amendatory agreement for organizational design and strategic planning services
- Int. No. 422 Resolution establishing the maximum number of Commissioners of Deeds
- Int. No. 455 Authorizing administrative tax cancellations and refunds of \$1,000 or less for 2019
- Int. No. 457 Resolution approving appointments to the Board of Assessment Review

Respectfully submitted,  
 Adam C. McFadden  
 Molly Clifford  
 Malik Evans  
 Michael A. Patterson  
 Loretta C. Scott  
 FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-379  
 Amendatory Agreement – Ostroff Associates, Inc., State Lobbying Services

Transmitted herewith for your approval is legislation establishing \$41,000 as maximum annual compensation for an amendatory agreement with Ostroff Associates, Inc. (Principal: Richard Ostroff) to continue coordination of the City of Rochester’s State advocacy for high-level projects, such as the redevelopment of the Genesee River waterfront. The term of the agreement will be for one year, with the option to renew for up to two additional one-year periods. The original agreement was authorized in December, 2017 (Ordinance No. 2017-380) for \$25,000; this amendment brings the maximum compensation to a total of \$148,000. The amendatory agreement will be funded from the 2018-19 Budget of Undistributed Expenses. The renewals, if exercised, will be funded from future Budgets of Undistributed, contingent upon their approval.

Ostroff Associates, Inc. will continue to provide the following services:

- Coordinate the City of Rochester’s State advocacy for high-level projects, such as the redevelopment of the Genesee River waterfront;
- Meet with state agencies on behalf of the City of Rochester to advocate for such projects; and
- Assist in the tracking of legislation and other State government news affecting the City of Rochester.

Of the \$41,000 annual cost, no more than \$1,000 will be for reimbursable expenses, including travel.

Ostroff Associates, Inc. was selected through a request for proposals process in December, 2017 as described in the attached summary.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-191

Ordinance No. 2018-379  
 (Int. No. 418)

**Authorizing an amendatory agreement with Ostroff Associates, Inc. for state lobbying 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 amendatory professional services agreement with Ostroff Associates, Inc. to continue coordination of the City’s state advocacy for high-level projects. The amendment shall extend the term of the original agreement, authorized by Ordinance No. 2017-380, for one year with the option for up to two additional one-year renewals and increase the maximum compensation from \$25,000 to an annual amount of \$41,000 for the one year extension and renewal periods. The amendatory agreement shall be funded from the 2018-19 Budget of Undistributed Expenses and the renewals, if exercised, from future Budgets of Undistributed Expenses, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-380  
Agreement – Guardian Dental Plan Administration Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$90,000 as maximum compensation for an agreement with The Guardian Life Insurance Company of America (Deanna M. Mulligan, President and Chief Executive Officer, New York NY) for administration of the Dental Insurance Plan for all City employees. The agreement shall be in effect for one year (1/1/19 – 12/31/19), with an option for two one-year renewals, and will be funded from the 2018-19 (\$45,000) and 2019-20 (\$45,000) Budgets for Undistributed Expenses, contingent upon approval of future budget. The optional renewals will be funded from the 2019-20 (\$45,000), 2020-21 (\$90,000) and 2021-22 (\$45,000) Budgets for Undistributed Expenses, contingent upon approval of said future budgets.

Guardian has provided a variety of dental benefits for City employees on both a fully-insured and self-insured basis since 2005. This recommendation provides the designation of Guardian as plan administrator for one self-funded collective dental plan that is offered to all benefit-eligible City employees.

Guardian was selected through a Request for Proposal process described in the attached summary.

An annual maximum benefit per participant limits the City’s self-insurance liability with regard to large claims.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-192

Ordinance No. 2018-380  
(Int. No. 419)

**Authorizing an agreement for dental insurance**

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 Guardian Life Insurance Company of America for administration of dental insurance plans for all benefit-eligible City employees. The agreement shall have a term of one year with two optional one-year renewals. The maximum annual compensation shall be \$90,000, funding for the first year shall be from the 2018-19 Budget of Undistributed Expenses (\$45,000) and 2019-20 Budget for Undistributed Expenses (\$45,000), contingent upon approval. Funding for the renewal years, if exercised, shall be from future Budgets of Undistributed Expenses, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-381  
Capital Improvement Program – City School District

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

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

1. Authorize \$18,795,000 as debt to be authorized for the 2018-19 fiscal year for the RCSD; and
2. Authorize the issuance of bonds for \$18,795,000 and the appropriation of the proceeds thereof for capital improvements to existing school buildings in the District.

By City Council Policy, borrowing in any fiscal year may not exceed the principal on outstanding debt redeemed for that year. During fiscal year 2018-19 the RCSD will liquidate \$18,796,896 in principal. *Attachment A* is a projection of the School District debt to be repaid over the current and next four fiscal years.

For cities with dependent school districts, the NY State Constitutional Debt Limit is established at 9.0% of the 5-year average full valuation. As specified in the City Charter, Rochester splits this limit into 5.5% for the City and 3.5% for the School District. This split provides the District with a remaining borrowing capacity of \$62,214,517 (*Attachment B*).

In accordance with the City Council Policy adopted April 20, 2016, bonding for schools in the CIP will not include schools in a current phase of the Facilities Modernization Program unless for reasons of health and safety. In addition, RCSD's required cash capital allocation of \$10 million shall be in accordance with New York State Finance law.

*Attachment C* is a letter from the School District detailing the planned uses of the new bonds. The office of Management and Budget's review of the district's 2018-19 cash capital allocation confirmed compliance with the policy. A copy of the Board of Education Resolution approving the capital plan is forthcoming.

In addition, the Policy of April 2016 requires the City of Rochester's Engineering and Architecture staff to review the RCSD's request and for the District to provide school closings. *Attachment D* is a memorandum from the Assistant City Engineer confirming said E&A review.

The New York State Education Department, by letter dated November 13, 2018 has confirmed the RCSD has met the Maintenance of Effort (MOE) requirement for 2018-19. When the City issues this debt the repayments will be structured to the extent possible to continue meeting the MOE requirements, while remaining within the constraints of Local Finance Law.

Respectfully submitted,  
Lovely Warren  
Mayor

Attachment No. AR-193

Ordinance No. 2018-381  
(Int. No. 420)

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

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance \$18,795,000 of the costs of the City School District 2018-19 Capital Improvement Program, including the costs of the design, renovation and improvement of the City School District schools indicated on the attached Exhibit A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$18,795,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$18,795,000 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 \$18,795,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto. The principal of the Bonds authorized by this Ordinance does not exceed the principal of the Bonds being redeemed on behalf of the School District during the City's 2018-19 Fiscal Year. The proceeds of the Bonds authorized herein shall not be applied to any School District facility in the current phase of the School District Facilities Modernization Program.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$18,795,000. 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(a)(1) of the Law, is twenty five (25) years.

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

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Exhibit A  
**2018-19 CONSTRUCTION PROJECTS**

School Name	Project Description	Budget
School #9 / Dr. Martin Luther King Jr./Clinton- Baden Rec Center	Develop community spaces and provide secure entrance to building. Parking lot sidewalk reconstruction and doorway reconstruction for HC accessibility. Stairwell heating unit replacement. Replace pneumatic smoke dampers with electronic actuated dampers.	\$ 670,000
School #19 / Dr. Charles T. Lunsford	Flint Street Rec Center renovations for the City. This work is scheduled for 2020.	1,850,000
School #25 / Nathaniel Hawthorne	Reconstruct playground. Concrete sidewalk and exterior classroom stair replacement work. Parking lot construction and partial main lot reconstruction. Roof replacement and roof drains reconstruction. Electrical upgrades to add more receptacles. Replace windows, blinds, security screens. Rebuild and replace deteriorated structure and ornamentation at south entry. Develop hybrid kitchen.	3,760,000
School #33 / John James Audubon	Replace roof.	2,160,000
School #41 / Kodak Park	Relocate main office to create secure entrance. Renovate existing office space to a classroom. Cafeteria reconstruction/kitchen enlargement, and add toilets in adjacent area.	1,800,000
School #44 / Lincoln Park	Partial roof replacement and drain reconstruction. Masonry repairs. Fire alarm replacement. Add automatic transfer switch. Gym floor replacement.	1,930,000
School #52 Frank Fowler Dow	Masonry renovations to tower, parapets, and elevator shaft. Install new louvers, screens and door at bell tower. Selective slate roof replacement and yankee gutter reconstruction. Develop hybrid kitchen. Install cafeteria acoustics and construct accessible toilets. Install lockdown security hardware on classroom doors and rekey the building. Replace PA system.	1,625,000
School #57 / Early Childhood School of Rochester	Repair masonry step cracks and repaint under windows. Add security screens to windows.	290,000
Franklin	Sidewalk replacement. Masonry restoration on west wall of gym and window sills. Reconstruct toilets. Gym rooftop unit replacement/ relocation to balconies.	1,730,000
Wilson Foundation	Floor slab replacement. Valve replacement, VAV upgrades, replace building heat pumps, and replace domestic HW. Masonry wall cap and waterproofing.	1,740,000
District Wide - 45, 52, ECEC	Fire alarm replacement project at School #52. Fire alarm device upgrades at Early Childhood Education Center. Fire alarm device upgrades at School #45.	1,240,000
<b>Total 2018-19 RCSD CIP Bond Request</b>		<b>\$18,795,000</b>

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Re: Ordinance No. 2018-382  
 Amendatory Agreement – Baker Tilly, Organizational Design and Strategic Planning Services

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing maximum compensation for an amendatory agreement with Baker Tilly Virchow Krause, LLP (referred to as Baker Tilly; principal: Alan D. Whitman) of Philadelphia, PA. The original agreement was authorized after a request for proposal process in May 2018 in the amount of \$121,145 (Ordinance No. 2018-115). This agreement will increase the maximum compensation by \$41,986 to a total of \$163,131. This agreement will be funded from the 2018-19 Budget of Undistributed Expenses. The term of the agreement remains one year.

The original scope of this contract involved the development of a strategic vision for the City, as well as an analysis of the City’s organizational structure, providing recommendations for implementation to improve service delivery. Initial engagement and analysis by Baker Tilly has identified a need to expand the current contract scope to allow for an in-depth study of the operations and structure of the Information Technology (IT) department and how they relate to other City department operations.

The expanded formal analysis of the City’s IT department will identify strengths, weaknesses, and opportunities in the IT department’s project management and service delivery. The study will also evaluate the City’s IT governance, as well as project prioritization and alignment of IT service delivery relative to City objectives. The overall goal is to improve how the IT department provides both daily operational support to City departments, as well as enhance the department’s ability to provide project management services for large software implementations. Any proposed structural changes will be accompanied by analyses that will quantify the potential for financial savings and service improvement.

Baker Tilly has experience working with more than 1,000 state and local governments in analyzing, advising, and implementing policy and program solutions and specializes in public sector organizational operational assessments. The overall contract will continue to be led by Russel A. Hissom, a firm partner and CPA with over thirty years of experience in enterprise risk advisory and internal audit services, business process control and improvement, performance management, and operations reviews. The IT portion of the analysis will be carried out by three consultants with decades of experience working with public and private sector technology departments in reforming and optimizing their governance, internal structure, service delivery processes, and project management frameworks.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-382  
(Int. No. 421)

**Authorizing an amendatory agreement for organizational design and strategic planning 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 amendatory professional services agreement with Baker Tilly Virchow Krause, LLP to provide additional organizational design and strategic planning services. The amendment shall increase the maximum compensation of the original agreement, which was authorized by Ordinance No. 2018-115, by \$41,986 to a total of \$163,131. The amendatory compensation amount shall be funded from the 2018-19 Budget of Undistributed Expenses.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes –President Scott, Councilmember Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson – 7.

Nays – Councilmember Clifford, Spaul -2.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2018-24  
Re: Commissioners of Deeds

Transmitted herewith for your approval is legislation related to the appointment of Commissioners of Deeds. The proposed legislation establishes the number of Commissioners of Deeds at no more than 250 per year during calendar years 2019 and 2020. Since Fiscal Year 2004-05, not more than 175 have been issued per year, so the 250 annual maximum is expected to be sufficient to meet demand.

Respectfully submitted,  
Loretta C. Scott  
President

Resolution No. 2018-24  
(Int. No. 422)

**Resolution establishing the maximum number of Commissioners of Deeds**

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. During calendar years 2019 and 2020, there shall be appointed no more than 250 Commissioners of Deeds annually.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-383

Re: Authorization – 2019 Administrative Tax Cancellations and Refunds

Transmitted herewith for your approval is legislation authorizing the Director of Finance to cancel or refund certain erroneous *ad valorem* taxes, charges and fees up to \$1,000 per account during the 2019 calendar year.

Each year, approximately 63,000 tax bills are issued by the City. In 2017-18 these bills contained a total of \$242,844,025.06 in City and School taxes, charges and fees, and delinquencies. Of that amount, taxes and charges totaling \$1,690,135.56, or 0.70 % of the total billed amount, were subsequently determined to be erroneous and were canceled. These cancellations involved 197 accounts or 0.31 % of the total number.

Pursuant to Section 556 of the New York State Real Property Tax Law, the City Council is required to approve all cancellations. Under the provisions of Chapter 383 of the Laws of 1984, however, it may delegate to the Director of Finance the authority to approve such cancellations, under certain conditions. Additionally, under Chapter 515 of the Laws of 1997, the State allows administrative cancellations of up to \$2,500 per account.

Delegation of this authority was initially approved by the Council in March 1987. Annual authorization is required. In December 2017, Council re-authorized the Director of Finance to cancel up to \$1,000 per account during 2018 (Ord. No. 2017-378). Such delegation reduces the amount of time required to correct a taxpayer’s account and, in some instances, to issue a refund.

The following conditions will continue to apply:

1. A report summarizing all cancellations approved by the Director of Finance during any month will be submitted to the Council by the fifteenth day of the subsequent month; and
2. The total cancellations approved by the Director for any fiscal year will not exceed the amount of the tax reserve (provision for uncollected or delinquent amounts) established by the Council for that year.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-383  
(Int. No. 455)

**Authorizing administrative tax cancellations and refunds of \$1,000 or less for 2019**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Director of Finance is hereby authorized to approve the cancellation of real property taxes and/or charges or fees added to those taxes subject to the following conditions:

- a. The amount to be cancelled for any year for any particular account shall be \$1,000 or less.
- b. A report summarizing all cancellations approved by the Director during any month shall be submitted to the City Council by the 15th day of the subsequent month.
- c. The total amount of cancellations approved by the Director for any fiscal year shall not exceed the amount of the tax reserve (provisions for uncollected or delinquent amounts) established by the City Council for that year.

Section 2. This ordinance shall be in effect for calendar year 2019.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2018-25

Re: Appointment - Board Of Assessment Review

Transmitted herewith for your approval is legislation to approve the appointments of the following individuals to the Board of Assessment Review:

**Permanent Panel Members (5-year term)**  
Gary Thomas, 1 Bly Street, Rochester, NY 14620  
Susan Sanford, 76 Bond Street, Rochester, NY 14620



Temporary Panel Members (1-year term)

Carmen Diamond, 342 Birr Street Street, Rochester, NY 14613  
Carlos Mercado, 12 Vick Park A, Rochester, NY 14607  
Gerard Roberts, 32 Berkeley Street, Rochester, NY 14607  
LaShay Harris, 323 Aldine Street, Rochester, NY 14619  
Kaitlin Skelton, 273 Meigs Street, Apt 1, Rochester, NY 14607\*  
Mark Ballou, 409 Park Avenue, Rochester, NY 14607\*

Resumes of the above appointees are on file with the City Clerk and all reappointments have maintained perfect attendance when scheduled to serve. Appointees listed with an asterisk are first time appointments to the Board of Assessment and Review.

Gary Thomas is being appointed as a permanent panel member in order to finish Michael Galtizdorfer’s term which expires 9/30/19. Mr. Galtizdorfer moved out of the City. Mr. Thomas has served as a 1 year – temporary member and maintained perfect attendance in that capacity.

Respectfully submitted,  
Loretta C. Scott  
President

Resolution No. 2018-25  
(Int. No. 457)

**Resolution approving appointments to the Board of Assessment Review**

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the appointment of

Gary Thomas  
1 Bly Street  
Rochester, NY 14620

to the Board of Assessment Review for the remainder of a term that will expire on September 30, 2019.

Section 2. The Council hereby approves the appointment of

Susan Sanford  
76 Bond Street  
Rochester, NY 14620

to the Board of Assessment Review for a term that will expire on September 30, 2023.

Section 3. The Council hereby approves the appointments of

Carmen Diamond  
342 Birr Street  
Rochester, New York 14613

and

Carlos Mercado  
12 Vick Park A  
Rochester, New York 14607

and

Gerald Roberts  
32 Berkeley Street  
Rochester, New York 14607

and

LaShay Harris  
323 Aldine Street  
Rochester, NY 14619

and

Kaitlin Skelton  
273 Meigs Street, Apt 1  
Rochester, NY 14607

and

Mark Ballou  
409 Park Avenue  
Rochester, NY 14620

to the Board of Assessment Review for a term that will expire on September 30, 2019.

Section 4. This resolution shall take effect immediately.

Adopted unanimously.

By Councilmember Patterson  
December 18, 2018

To the Council:

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 423                    Authorizing the sale of real estate
- Int. No. 424                    Authorizing credit bid agreement with the Rochester Land Bank Corporation
- Int. No. 425                    Authorizing a shared services agreement with the Rochester Land Bank Corporation
- Int. No. 426                    Authorizing a lease agreement for storage at The Port Terminal Building
- Int. No. 427                    Authorizing an amendatory lease agreement for space in the Port Terminal Building
- Int. No. 428                    Authorizing agreements to support housing quality improvement and enforcement relating to Phase II of the Cities for Responsible Investment and Strategic Enforcement program
- Int. No. 429                    Authorizing appropriations and amendatory agreement for application intake services for the City’s housing repair programs
- Int. No. 430                    Authorizing receipt and use of grant funds and agreements for housing repair programs, as amended
- Int. No. 431                    Authorizing receipt and use of grant funds and agreements for the Brownfield Cleanup Revolving Loan Fund Program
- Int. No. 432                    Authorizing the assumption of debt, amending of loan agreements and payments in lieu of taxes for the St. Bernard’s affordable senior rental development
- Int. No. 433                    Authorizing an amendatory agreement for planning services for the Bull’s Head Revitalization Project
- Int. No. 434                    Resolution approving appointments to the City Planning Commission
- Int. No. 456                    Local Law extending the Residential-Commercial Urban Exemption Program

Respectfully submitted,  
Michael A. Patterson  
Willie J. Lightfoot  
Jacklyn Ortiz (Absent)  
Adam C. McFadden  
Loretta C. Scott  
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-384  
Re:        Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation approving the sale of eleven properties. City records have been checked to ensure that purchasers (except those buying unbuildable vacant lots) do not own other properties with code violations or delinquent taxes, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first eight properties were sold to the respective highest bidder at a surplus auction. All purchasers will be required to rehabilitate the structures within 12 months of City Council approval.

The next property is a parking lot sold by negotiated sale to the owner of the property next door known as the Pelican’s Nest, who will use it to expand his business.

The next property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lots with her existing property to use for additional greenspace.

The last property is an unbuildable vacant lot, being sold for \$1.00 (as per City policy) to the adjacent owner who will combine the lot with his existing property.

The first year projected tax revenue for these twelve properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$11,281.

All City taxes and other charges, except water charges against properties being sold by the City, will be canceled on the first day of the month following adoption of the ordinance because either the City has agreed to convey the properties free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-194

Ordinance No. 2018-384  
 (Int. No. 423)

**Authorizing the sale of real estate**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the sale of the following parcels of improved property by regular auction:

Address	SBL#	Lot Size	Price	Purchaser
177 Berlin St	106.24-1-38	42 x 107	\$ 3,900	Terence Brown
‡ 171 Berlin St	106.24-1-37	45 x 107		
35 Delmar St	105.49-1-23	40 x 125	\$ 8,800	BSD Syndicate LLC
75 Iceland Pk	120.67-2-53	36 x 48	\$ 3,400	Corey Provenzano
‡ 65 Iceland Pk	120.67-2-52	36 x 48		
533 Jefferson Av	120.59-2-89.2	35 x 132	\$ 2,500	Leticia Astacio
331 Sherman St	105.50-1-10	43 x 120	\$ 7,200	Maximo DeValle
137 Thurston Rd	120.64-1-14	41 x 120	\$29,000	Radnage Property LLC

‡ indicates vacant lot sold in conjunction with the structure listed above it

Section 2. The Council hereby approves the negotiated sale with proposal of the following parcel of land improved with a parking lot:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
550 River St	047.63-1-3.4	30 x 164	4,948	\$35,000	T&S Holding Corp.

Section 3. The Council hereby approves the negotiated sale of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
618 Mt Read Blvd	105.70-2-89	40 x 126	5,050	\$450	Cassandra Megan Zimmerman

Section 4. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
37-39 Clairmount St	106.36-1-3	39 x 99	3,828	Emilio Rivera

Section 5. 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 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-385  
Authorizing a Credit Bid Agreement

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester Land Bank Corporation (the "Land Bank") for the purchase of tax foreclosed properties through the use of the credit bid for a term of five (5) years, to commence January 1, 2019, with an option to renew for an additional five (5) year term.

In November 2012, pursuant to Ordinance No. 2012-416, the Rochester City Council approved the formation of the Land Bank. Article 16 of the Not-for-Profit Corporation Law (the "Land Bank Act") empowers the Land Bank to acquire real property by utilizing a "preferred bid" at a tax foreclosure auction, whereby properties shall be sold to the land bank for the amount of the City's opening bid, regardless of any bids by any other third parties. The Land Bank Act further provides for use of a "credit bid", which shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the City and the Land Bank.

The standard terms of sale at the tax foreclosure auction require payment of an immediate deposit for each property purchased, and full payment of the balance of the purchase price within two business days of the auction. The agreement proposed herein will exempt the Land Bank from placing a deposit, and will establish that full bid price must be paid to the City by the Land Bank at some time prior to the end of the fiscal year in which the property is acquired. Extensions may be granted at the discretion of the City Treasurer.

City Council previously authorized the Credit Bid Agreement via Ordinance No. 2014-62 at its March 25, 2014 meeting.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-385  
(Int. No. 424)

**Authorizing credit bid agreement with the Rochester Land Bank Corporation**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a credit bid agreement with the Rochester Land Bank Corporation ("Land Bank") setting forth the terms and conditions on which the Land Bank shall be authorized to purchase properties being sold pursuant to a tax foreclosure auction initiated by the City. Said agreement shall also provide for the terms of payment for properties that the Land Bank purchases.

Section 2. The credit bid agreement shall have a term of five years, with an option to extend the term an additional 5 years.

Section 3. The agreement shall contain such other terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes –President Scott, Councilmember Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8.

Nays – None - 0.

Councilmember Ortiz abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-386  
Agreement with Rochester Land Bank Corporation for Shared Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing the Mayor to enter into an agreement with the Rochester Land Bank Corporation (Land Bank) for shared services for a term of five (5) years, to commence January 1, 2019, with an option to renew for an additional five (5) year term.

In November 2012, pursuant to Ordinance No. 2012-416, Rochester City Council approved the formation of the Rochester Land Bank Corporation (the "Land Bank") by the City under Section 1603(a) of Article 16 of the Not-for-Profit Corporation Law ("the Land Bank Act"). The Land Bank operates as a legal corporation without a separate staffing structure. As provided in Ordinance No. 2012-416, the Land Bank is managed by a seven member board made up of one appointee by the Mayor, one appointee by the President of City Council and five City officials who serve ex-officio, currently the City Treasurer, the Director of Development Services, the Manager of Housing, the Director of Buildings and Zoning and the Chief of Staff of City Council.

Since 2013 the Land Bank has continued to submit grant applications to the NYS Office of the Attorney General (the "OAG") and has been awarded grant funds under the Community Revitalization Initiative Program. As a prerequisite to execution of future grant agreements between the Land Bank and the OAG, the Land Bank must demonstrate that it has the capacity to accomplish the project goals. The cooperative agreement to be authorized by this legislation will enable the Land Bank to demonstrate such capacity to the OAG, and will provide required support for continued operation of the Land Bank.

The Shared Services Agreement will provide for the following City support at no cost to the Land Bank, except to the extent that these services are specifically reimbursable by the OAG under a Community Revitalization Initiative Program grant:

- Shared staffing.
- Shared use of office space, supplies, materials and equipment.
- Property maintenance equivalent to that provided for City-owned real estate.
- Legal services for the Land Bank including arbitration services to resolve disputes.
- Marketing and promotion assistance.
- Information technology, including telephonic services, inventory maintenance, internet support and electronic record keeping.
- Financial services.
- Appraisal services and technical assistance of real estate staff.
- Environmental costs required prior to disposing of the property.
- Demolition services.
- Payment of charges attributable to the property during the period of the Land Bank ownership.
- Liability insurance for Land Bank activities and casualty insurance for real property owned by the Land Bank.

City Council previously authorized the Shared Services Agreement via Ordinance No. 2014-38 at its February 27, 2014 meeting and, as amended, via Ordinance No. 2015-5 at its January 20, 2015 meeting.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-386  
(Int. No. 425)

#### **Authorizing a shared services agreement with the Rochester Land Bank Corporation**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a shared services agreement with the Rochester Land Bank Corporation ("Land Bank") for the City to provide staff assistance, office space, supplies, financial services, insurance, legal services, administrative support, property maintenance, appraisal services, demolition services, and other types of assistance to the Land Bank. Said agreement shall also provide for cooperation between the City and the Land Bank in carrying out the mission of the Land Bank and the development strategies and policies of the City.

Section 2. The agreement shall have a term of five years with the option to extend the term an additional 5 years.

Section 3. The agreement shall contain such other terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately

Passed by the following vote:

Ayes –President Scott, Councilmember Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8.

Nays – None - 0.

Councilmember Ortiz abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-387  
Re: Lease Agreement - California Rollin II-Storage

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation approving a lease agreement between the City of Rochester and Thomas Beaman Jr., d/b/a California Rollin II, 166 Gordon Drive, Rochester, NY 14626), for the use of 400 SF of space for storage at 1000 North River St (a portion of Suite 109), which is part of The Port of Rochester. The term of the lease will be five (5) years with one additional 5 year renewal. The monthly rental amount will be \$233 calculated at an annual rate of \$7 per square foot which was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi Inc. as of February 2018.

California Rollin II’s restaurant lease was approved at the May 2018 City Council meeting via ordinance number 2018-120. California Rollin II requested this additional space (Suite 109) for off season dry storage of materials and equipment related specifically to its operation of its business as a restaurant and bar in the leased premises of Suites 104,105 and 106.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-195

Ordinance No. 2018-387  
(Int. No. 426)

**Authorizing a lease agreement for storage at The Port Terminal Building**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

WHEREAS, the City of Rochester has received a proposal for the lease of 400 square feet of space in Suite 109 of the Port Terminal Building located at 1000 North River Street;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed lease; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 5 years with one optional five-year renewal term, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Thomas Beaman Jr. doing business as California Rollin, II for use of 400 square feet of space in Suite 109 of the Port Terminal Building. The agreement shall have a term of 5 years with one optional five-year renewal term. The monthly rental amount shall be \$233.

Section 2. The lease agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-388  
Re: Lease Amendment - The Jetty1000 N River Street, Port Terminal Building

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease amendment between the City and Jetty, LLC. (Craig Ristuccia, Principal, 36 Stutson St, 14612) dba The Jetty at the Port for the use of premises located at the Port Terminal Building, 1000 N. River Street, Suite 203 totaling 7,003 square feet.

The current lease authorized in March 2016 through Ordinance No. 2016-67 has a term of April 1, 2016 through March 31, 2021 with one 5 year extension. The monthly rental is currently \$5,835 (\$10 per square foot), which was established through an independent appraisal prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc. as of November 2015. Under the terms of the current agreement, the Jetty shall operate a minimum of 7 months (April 1<sup>st</sup> – October 31<sup>st</sup>) of each year with the option to close for 5 months (November 1<sup>st</sup> – March 31<sup>st</sup>) during which time no rent is charged.

The lease is being amended to allow up to three (3) optional 5 year extensions with monthly rental rates established by a new appraisal. The amended lease also adds the option (at the tenant’s prerogative) to remain open during the 5 months commencing November 1<sup>st</sup> and pay a 50% reduced rental amount. These terms are consistent with the other restaurants in the building.

The tenant has made a significant capital expenditure in 2018 to renovate their interior and patio space, and the extended renewal terms allow for amortization of those costs over a longer period of time. The option to remain open during the winter months for reduced rent is to encourage establishments in the Port to remain open with limited hours during the off-season.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-196

Ordinance No. 2018-388  
(Int. No. 427)

**Authorizing an amendatory lease agreement for space in the Port Terminal Building**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

WHEREAS, the City of Rochester has received an amendatory proposal for the lease of 7,003 square feet of space in Suite 203 of the Port Terminal Building located at 1000 North River Street;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed amendatory lease;

WHEREAS, the Council has previously formally reviewed the independent appraisal of the value of the lease prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc.;

WHEREAS, the Council affirmatively finds that the proposed amendatory lease authorized herein is in the public interest because it will allow for the continued operation of a casual restaurant at the Port Terminal Building and Jetty LLC has made significant capital expenditures to renovate the restaurant’s interior and patio space; and

WHEREAS, the Council affirmatively finds that the term of such proposed amendatory lease, which is 5 years with three optional five-year renewal terms, is reasonable and necessary in light of the lease’s intended purpose and that the public will benefit throughout that term.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory lease agreement with Jetty, LLC doing business as The Jetty at the Port (the “Jetty”) for use of 7,003 square feet of space in Suite 203 of the Port Terminal Building. The amendatory agreement shall allow up to three optional five-year renewal terms with monthly rental rates established by subsequent independent appraisal.

Section 2. The amendatory agreement shall provide that the Jetty shall operate a minimum of seven months from April 1<sup>st</sup> to October 31<sup>st</sup> with the option to close for five months from November 1<sup>st</sup> to March 31<sup>st</sup> during which time no rent shall be charged or the Jetty may elect to remain open from November 1<sup>st</sup> to March 31<sup>st</sup> and pay a 50% reduced monthly rental.

Section 3. The lease agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-389

Re: Grant Agreement – Enterprise – Cities for Responsible Investment and Strategic Enforcement (RISE), Phase II

Council Priority: Rebuilding and Strengthening Neighborhood Housing; Creating and Sustaining a Culture of Vibrancy; Public Safety

Transmitted herewith for your approval is legislation relating to Phase II of the New York State Attorney General’s Cities RISE program. Phase I of the RISE program, authorized by Ord. No. 2017-225, granted the City access to the BuildingBlocks software, which integrates a variety of data sets related to the various activities associated with vacant and/or potentially problem properties.

This legislation will authorize the receipt and use of a \$50,000 grant to offset the cost of a staff person who will be the NBD lead on the Land Management project and ultimately develop the application ask for Phase III of the Cities RISE program. This grant is the result of Settlement Agreements between financial institutions and the New York State Attorney General.

This legislation will also authorize a Grant Agreement with Enterprise Community Partners, Inc. (Laurel Blatchford, Acting CEO) to provide the following:

- a) Continuing technological and capacity building support through their consultant, Tolemi, CEO Andrew Kieve, for the identification and implementation of additional data sets into the BuildingBlocks platform;
- b) Learning, Experimentation and Change Management training through Harvard University and Hester Street; and
- c) Civic Engagement support through Hester Street to determine what code enforcement system and process enhancements the community would like to see.

The grant is being made as part of the funding activities that support Housing Quality Improvement and Enforcement Programs. This agreement will be in effect for a period of two years, from December 2018 – December 2020.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-389  
(Int. No. 428)

**Authorizing agreements to support housing quality improvement and enforcement relating to Phase II of the Cities for Responsible Investment and Strategic Enforcement program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a grant agreement with the New York State Office of the Attorney General (“OAG”) for the receipt and use of a grant in the amount of \$50,000 to implement Phase II of the OAG’s Cities for Responsible Investment and Strategic Enforcement (“RISE”) program. The agreement shall have a term of two years.

Section 2. The Mayor is hereby authorized to enter into a grant agreement with Enterprise Community Partners, Inc. to provide continuing technological and capacity building support and training for implementing and enhancing the BuildingBlocks data platform and the City’s engagement with the public on how to address vacant and potentially problem properties. This agreement shall have a term of two years.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-390

Re: Amendatory Agreements with Action for a Better Community, Inc. and PathStone Corporation

Council Priority: Creating and Sustaining a Culture of Vibrancy; Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the continuation of application intake services for the City’s housing repair programs. This legislation will:

- 1) Appropriate \$65,744 from the Housing Repair Programs-Application Intake Services allocation of the 2018-2019 Consolidated Community Development Plan;
- 2) Amend an agreement with PathStone Corporation, Stuart J. Mitchell, President & CEO, 400 East Avenue, Rochester, NY 14607. The amendatory agreement increases the maximum compensation by \$34,656 for a new total of \$136,338, to be funded from the allocation listed in Section 1, and will extend the term for an additional 7 months, expiring on June 30, 2019; and
- 3) Amend an agreement with Action for a Better Community, Inc., Jerome H. Underwood, President & CEO, 400 West Avenue, Rochester, NY 14611. The amendatory agreement increases the maximum compensation by \$31,088 for a new total of \$122,230, to be funded from the allocation listed in Section 1, and will extend the term of the agreement for an additional 7 months, expiring on June 30, 2019.

PathStone Corporation and Action for a Better Community, Inc. have been providing application intake services for the City’s housing repair programs since 2015. Both organizations have performed to the City’s satisfaction. We are proposing to extend the agreements for 7 months in order to align the new agreements with the City’s fiscal year.

The last request for proposal for these services was issued in September of 2016. The City will issue a new RFP for these services in the spring of 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor



**Authorizing appropriations and amendatory agreement for application intake services for the City’s housing repair programs**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby appropriates \$65,744 from the Housing Repair Programs-Application Intake Services fund of the Consolidated Community Development Plan/2018-19 Annual Action Plan to provide application intake services for the City’s housing repair programs.

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with PathStone Corporation for application intake services for the City’s housing repair programs. The amendments shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2016-366 and as amended by Ordinance No. 2017-355, by \$34,656 to a total amount of \$136,338, and shall extend the existing agreement’s term by 7 months. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 3. The Mayor is hereby authorized to enter into an amendatory agreement with Action for a Better Community, Incorporated for application intake services for the City’s housing repair programs. The amendments shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2016-366 and as amended by Ordinance No. 2017-355, by \$31,088 to a total amount of \$122,230, and shall extend the existing agreement’s term by 7 months. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 4. The amendatory agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes –President Scott, Councilmember Clifford, Evans, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 8.

Nays – None - 0.

Councilmember Gruber abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-391  
Funding Award - the NYS Affordable Housing Corporation

Council Priority: Creating and Sustaining a Culture of Vibrancy; Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the City’s application to the New York State Affordable Housing Corporation (NYS AHC). This legislation will:

- 1) Accept \$1,000,000 from the NYS AHC for the City’s use to operate the City’s housing repair programs;
- 2) Authorize an agreement with NYS AHC for the receipt and use of these funds; and
- 3) Appropriate \$1,000,000 listed in Section 1 for the City’s use to operate the program.

The program will offer financial assistance to eligible property owners for home improvement activities. Eligible property owners are owner-occupants that own a single-family residential property located in the project target areas. The household income of applicants cannot exceed 80% of the area median income as established by HUD. Property owners must be current with City of Rochester and County of Monroe property taxes and must also be current with mortgage payments (if applicable).

The City will match these funds with \$1 million of CDBG dollars approved by Ordinance No. 2018-232, and HUD Lead Hazard Control dollars approved by Ord. No. 2017-296. The program funds will be allocated in the following manner: to support areas where housing development projects are located, areas where the most gain can be achieved per the Housing Market Study, and to mitigate blight and hazards citywide. Typical work activities will include, but not be limited to: roof replacement, lead hazard control, minor electrical and plumbing work, and the correction of health and safety hazards.

Grant amounts are anticipated to average \$30,000 per property to be secured with a 5-year note and mortgage. With this additional funding we estimate that a total of 83 property owners will be served.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-391  
(Int. No. 430, as amended)

**Authorizing receipt and use of grant funds and agreements for housing repair programs**

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 Affordable Housing Corporation (“NYS-AHC”) for receipt and use of \$1,000,000 to operate the City’s housing repair programs, and that amount is hereby appropriated to said programs. The Mayor is hereby authorized to execute such other agreements and documents as may be necessary to effectuate the purposes of the NYS AHC agreement.

Section 2. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-392  
Re: Brownfield Cleanup Revolving Loan Fund

Council Priority – Jobs & Economic Development

Transmitted herewith for your approval is legislation related to the City’s Brownfield Cleanup Revolving Loan Fund (RLF). This legislation will authorize receipt and use of \$500,000 in additional United States Environmental Protection Agency (USEPA) grant funds and authorize the Mayor to enter into agreements as necessary for operation of the RLF.

In April 2018 the City applied for supplemental RLF grant funding from the USEPA, and in September 2018 the USEPA approved a \$500,000 grant award. The City has previously secured \$1,030,661 in RLF grant funding from the USEPA.

Under the City’s guidelines for the Revolving Loan Fund, financial resources are provided to businesses and real estate developers to cleanup brownfield sites as part of economic development expansion projects. Priority for funding is based on the extent to which the project meets the city’s overall economic development goals for job creation and retention, results in an increase in the tax base, and adds to the inventory of land available for commercial/industrial development. The RLF can also be used to support cleanup of former industrial sites for multi-family housing reuses.

Previously the City’s RLF has been used for the following projects:

Project Name	Amount/Type
1) Germanow-Simon	\$226,000 loan
2) 1025 Chili Avenue LLC	\$111,000 loan
3) Michelsen Mills	\$115,000 loan
4) College Town	\$163,000 sub-grant
5) Former Staub’s Cleaners	\$400,000 loan

RLF funds may be used for cleanup actions associated with removing, mitigating or preventing release of a hazardous substance or contaminant, including capping and removal of contaminated soils, drums, barrels, tanks or other containers of hazardous substances and containment or treatment of hazardous materials. The RLF provides funding for asbestos abatement and controlled demolition.

After the City receives loan application documentation, the USEPA reviews the borrower’s site information and determines site and borrower eligibility for the program. Cleanup work completed under the RLF must conform to New York State Department of Environmental Conservation (NYSDEC) or the New York State Department of Labor (NYSDOL) cleanup requirements. Loan recipients are required to enter into an appropriate brownfields cleanup agreement, stipulation agreement, or consent order with NYSDEC for any cleanup work that is RLF funded other than asbestos abatement and controlled demolition which are regulated by the NYSDOL.

The USEPA grant requires a 20% cost share, which will be funded with \$100,000 in CDBG, REDCO, in-kind services and loan closing costs.

The Department of Environmental Services (DES) and the Neighborhood and Business Development Department (NBD) jointly market and manage the fund. DES is responsible for reviewing eligibility under the USEPA requirements and applicable environmental law, reviewing the Analysis of Brownfield Cleanup Alternatives (ABCA) prepared by the loan applicant prior to selection of the remedy, and issuing a Decision Memorandum documenting the approved remedy. The loan applicant is responsible for publicizing the ABCA and making it available for public review. Neighborhood and Business Development is responsible for analyzing the public benefits of the proposed project, financial feasibility analysis and underwriting, issuing RLF loan commitments, and the disbursement of loan funds.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-392  
(Int. No. 431)

**Authorizing receipt and use of grant funds and agreements for the Brownfield Cleanup Revolving Loan Fund Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Environmental Protection Agency (USEPA) for receipt and use of \$500,000 in grant funds from the Brownfield Revolving Loan Fund to finance the City's Brownfield Cleanup Revolving Loan Fund Program (Program), and that amount is hereby appropriated to the Program. The Mayor is hereby authorized to execute such other agreements and documents as may be necessary to effectuate the Program authorized herein.

Section 2. The agreements shall contain such other terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-393

Re: St. Bernard's I & II Affordable Senior Rental – Assumption of Loans and Payment In Lieu of Taxes Agreement

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the existing St. Bernard's I & II affordable senior rental project (St. Bernard's) located at 2260 and 2280 Lake Avenue, which is being acquired by CB-Emmanuel Realty, LLC (Benathan Upshaw and R. Christopher Bramwell Jr, Principals; located in Queens Village, New York) or a new entity to be formed, in anticipation of the refinance and redevelopment of the project. This legislation will:

- 1) Authorize the assumption of two existing delinquent HOME-funded loans, one for each phase of the project; with current outstanding balances of \$680,000 (St Bernard's Associates, L.P. as borrower for St. Bernard's I) and \$200,000 (St. Bernard's II Associates, L.P. as borrower for St Bernard's II);
- 2) Authorize acceptance of payments totaling \$288,800 to partially reduce, by \$280,000, principal balances of the existing loans, and pay outstanding interest due in the amount of \$8,800;
- 3) Authorize Abeyance Agreements for each of the two loans, which will delay the City from exercising default remedies for a three year period so long as CB-Emmanuel Realty, LLC, or a new entity to be formed, secures funding necessary to refinance and rehabilitate the project and makes the \$288,800 payment to the City listed above;
- 4) Authorize property tax exemptions and a payment-in-lieu of taxes agreement for the St. Bernard's Project, which will provide a three (3) year exemption for an annual in-lieu payments equal to 10% of the project shelter rents (gross rents minus utility costs).

St. Bernard's Phases I and II (St. Bernard's) Senior Affordable Housing Development has provided affordable housing since 1998 and 2002, respectively, while being managed as one rental community of 147 apartments. CB-Emmanuel Realty, LLC (CB-Emmanuel) proposes to acquire the properties, along with existing delinquent debt that includes two loans from the City of Rochester, with the intent to refinance and rehabilitate the project within the next year, and to continue to provide affordable rental housing for seniors for the long term. Other holders of delinquent debt, including Community Preservation Corporation (CPC), New York State Homes and Community Renewal, and Unity Health Systems, are all in agreement that assumption at this time of the existing debt is warranted to maintain this affordable senior housing project.

St. Bernard's was originally constructed in the 19th century as a seminary and converted into a mixed-use senior complex over two phases using tax credits, conventional debt from CPC, and soft financing provided by the City and State. The City's contribution was one-million dollars, which was contributed to each phase separately with Ordinance No. 95-324 for \$800,000 and Ordinance No. 99-152 for \$200,000; and amended by Ordinance No. 2013-404. To date the project has paid \$120,000 towards the principal loan and there is \$8,800 in outstanding interest

The proposed payment of \$280,000 to the City of Rochester will reduce the outstanding loan principal balances to \$463,636 for St. Bernard's I and to \$136,364 for St. Bernard's II, resulting in combined remaining balance of \$600,000 owed to the City of Rochester. CB-Emmanuel, as borrower, would pay 1% interest annually on these outstanding loan balances until such time as they refinance the project. The City's existing loans would be repaid at refinance. However, it is anticipated that a new City loan of \$600,000 will be required to keep the units affordable. A request for authorization of a future loan would be submitted at such time as full funding commitments to proceed have been received.

The requested abeyance agreements will allow CB-Emmanuel to acquire the properties and related debt as they pursue funding sources sufficient to undertake the St. Bernard's project, while ensuring that the City of Rochester maintains its rights to exercise default remedies, should that become necessary. CB-Emmanuel's plans for St. Bernard's include renovations to the residential units, updated amenities and the new construction of an additional 14 rental units. The project is being refined and final details will be provided to the City of Rochester in advance of the project's refinancing.

The proposed payment-in-lieu-of-tax (PILOT) agreement is for three years and will allow the new owner of the project, CB-Emmanuel Realty, LLC, to secure approvals to refinance and rehabilitate the affordable senior rental project. A previous PILOT agreement for this project expired in 2017. A new PILOT, coterminous with the new financing, will be negotiated at the time the new financing is approved. The property taxes have been at full assessment and current since the 2017-18 fiscal year; however, full assessment of property taxes presents a financial burden to the project.

The project will continue the affordability requirements of this senior project. The PILOT was presented and approved by both the PILOT and Loan Review committees on December 6, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-197

**Authorizing the assumption of debt, amending of loan agreements and payments in lieu of taxes for the St. Bernard’s affordable senior rental development**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby authorizes the assumption of the following outstanding debts of the Phase I and Phase II developers of the St. Bernard’s affordable senior rental development (the “Project”) by CB-Emmanuel Realty, LLC or a new entity to be formed by the principals thereof (collectively, the “Redeveloper”):

- a. the outstanding principal and interest of the loan to St. Bernard’s Associates, L.P. for Phase I of the Project in the amount of \$800,000 as authorized by Ordinance Number 95-324 and as amended by Ordinance No. 2013-405 (“Phase I Loan”); and
- b. the outstanding principal and interest of the loan to St. Bernard’s II Associates, L.P. for Phase II of the Project in the amount of \$200,000 as authorized by Ordinance Number 99-152 (“Phase II Loan”).

provided that the Redeveloper makes an initial payment of \$288,800 to the City to reduce the outstanding principal and interest balances of the two loans, acquires the Project properties and commits to refinance and rehabilitate the Project so that it continues to provide affordable rental housing for seniors. The Redeveloper shall pay interest on both loans at the annual rate of 1% until such time as the Project is refinanced.

Section 2. The Mayor is hereby authorized to enter into abeyance agreements for each of the Phase I and Phase II loan agreements and for the Redeveloper’s assumption thereof, under which the City will refrain from exercising its default remedies for up to three years provided that the Redeveloper makes the initial \$288,800 payment provided for in Section 1 hereof and for so long as the Redeveloper diligently seeks the funding necessary to refinance and rehabilitate the Project.

Section 3. The Mayor is hereby authorized to enter into a payment in lieu of taxes agreement (PILOT agreement) for the Project with St. Bernard’s Associates, L.P., St. Bernard’s II Associates, L.P., the Redeveloper, and/or an affiliated partnership or housing development fund corporation formed for the Project. The PILOT agreement shall provide that the Project will be entitled to a real property tax exemption for up to 3 years, provided that the Project remains in use as affordable senior rental housing and provided that there are annual payments in lieu of taxes are made 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 4. The agreements authorized herein 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 documents as may be necessary to effectuate the agreements authorized herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-394  
Re: Agreement Amendment – Fisher Associates Bull’s Head Revitalization Project

Council Priorities: Rebuilding and Strengthening Neighborhood Housing; Jobs and Economic Development

Transmitted herewith for your approval is legislation amending an agreement with Fisher Associates, P.E., L.S., L.A., D.P.C., 180 Charlotte Street, Rochester, New York 14607 (CEO, Roseann Schmid, P.E.), to complete additional services related to the Bull’s Head Revitalization Project (Project).

City Council Ordinance No. 2015-324 authorized the City to enter into an agreement with Fisher Associates for consultant services related to the Bull’s Head Revitalization planning process with funding provided by a \$243,745 Brownfield Opportunity Area (BOA) grant administered by the New York State Department of State (Agreement). The Agreement was executed in May 2016. This amendment will add \$105,000 in funding for additional consultant services necessary to advance the Project, for a total of \$348,745.

As portions of the Bull’s Head BOA-funded planning process have been completed, certain areas of focus were identified which require additional work to be completed outside of the original scope of work of the Agreement. The additional work identified includes:

- 1) Additional Planning for the Bull’s Head Urban Renewal Plan;
- 2) Traffic Analysis for the Bull’s Head neighborhood; and
- 3) Environmental Review under the State Environmental Review Quality Act (SEQR) for the Bull’s Head Urban Renewal District and BOA.

The additional work will be funded by \$5,000 2016-17 Cash Capital and \$100,000 2018-19 Cash Capital. The three-year term of the Agreement, which includes an option to extend for an additional term of one year, will remain the same.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-394  
(Int. No. 433)

**Authorizing an amendatory agreement for planning services for the Bull’s Head Revitalization 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 Fisher Associates, P.E., L.S., L.A., D.P.C. to provide additional planning services related to the Bull’s Head Revitalization Project. The amendments shall increase the maximum compensation for the existing agreement authorized by Ordinance No. 2015-324 by \$105,000 to a total amount of \$348,745. The amendatory agreement amount shall be funded in the amounts of \$5,000 from 2016-17 Cash Capital and \$100,000 from 2018-19 Cash Capital.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL:  
Ladies and Gentlemen:

Resolution No. 2018-26  
Re: Appointments/Re-appointments - City Planning Commission

Transmitted herewith for your approval is legislation confirming the appointment of one new member to the City Planning Commission and the re-appointment of three current members and two alternates. The current terms expired on May 31, 2018; therefore, the new, two-year terms will expire on May 31, 2020.

Appointment of New Member:

<u>Name</u>	<u>Address</u>
Bradley J. Flower	10.5 Eagle Street, 14608 (SOUTH)

Re-appointment of Current Members:

<u>Name</u>	<u>Address</u>
David Watson	234 Aldine Street, 14619 (SOUTH)
Eugenio Marlin	25 Riverside Street, 14613 (NW)
Milton Pichardo	188 Ernst Street, 14621 (NE)

Re-appointment of Current Alternates:

<u>Name</u>	<u>Address</u>
Steven V. Rebholz	92 Westchester Avenue, 14609 (EAST)
Richard Mauser	91 Pinnacle Road, 14620 (EAST)

Resumes for all individuals are on file with the City Clerk.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2018-26  
(Int. No. 434)

**Resolution approving appointments to the City Planning Commission**

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the appointment to the City Planning Commission of the following person as a regular member for a term that shall expire May 31, 2018:

<u>Name</u>	<u>Address (City Council District)</u>
Bradley J. Flower	10.5 Eagle Street, 14608 (SOUTH)

Section 2. The Council hereby approves the re-appointments to the City Planning Commission of the following persons as regular members, each for a two-year term that shall expire May 31, 2020:

<u>Name</u>	<u>Address (City Council District)</u>
David Watson	234 Aldine Street, 14619 (SOUTH)
Eugenio Marlin	25 Riverside Street, 14613 (NW)
Milton Pichardo	188 Ernst Street, 14621 (NE)

Section 3. The Council hereby approves the re-appointments to the City Planning Commission of the following persons as alternate members, each for a two-year term that shall expire May 31, 2020:

<u>Name</u>	<u>Address (City Council District)</u>
Steven V. Rebholz	92 Westchester Avenue, 14609 (EAST)
Richard Mauser	91 Pinnacle Road, 14620 (EAST)

Section 4. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Law No. 1  
Re: Reauthorization of the Residential Commercial Urban Exemption Program

Council Priority: Creating and Sustaining a Culture of Vibrancy – Revitalize Downtown

Transmitted herewith for your approval is legislation reauthorizing the Residential Commercial Urban Exemption Program (CUE) under RPTL 485-a. CUE was originally authorized by City Council in March 2003 by Local Law No. 3, under New York State Real Property Tax Law. The program allows cities with populations of between 50,000 and 1,000,000 to provide tax exemptions for certain classes of mixed-use properties. Since 2003 CUE has been re-authorized four times with the last one being in December 2015 under Local Law No. 1 of 2016.

The objective of the program is to facilitate the conversion of underutilized office, retail, manufacturing, and warehouse buildings to promote downtown residential use. Under CUE, a non-residential property, upon conversion to mixed-use (residential-commercial), can be partially exempted from taxation and special ad valorem levies for a period of twelve years. The exemption is applied only to the increase in assessed value attributable to the conversion to mixed-use.

In years 1-8, the exemption applies to 100% of the increase in assessment attributable to the conversion to mixed-use; in the years that follow, the exemption is reduced by 20% each year, with full taxation applying in year 13 and beyond. CUE is restricted to mixed-use conversion projects located in the Center City District. To qualify for the exemption, property owners must invest at least \$250,000 in converting the property, and provide a minimum of 25% of the total developed space for use as rental housing.

Since its inception, 23 property owners have qualified for the CUE Program; five of which have expired and are now fully taxable. There are four applications pending with the renovations either proposed or currently in progress. The 23 projects that are currently or formerly enrolled have resulted in an investment of approximately \$69 Million and the creation of 375 market-rate and affordable housing units in the Center City. The value of these properties has increased by more than \$30 million. The four proposed or pending projects will create an additional 219 dwelling units at an estimated cost of \$32 million.

The current authorization for CUE expires in December 2018. If authorized, the extension will expire in December 2021.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AR-198

Local Law No. 1  
(Int. No. 456)

**Local Law extending the Residential-Commercial Urban Exemption Program**

BE IT ENACTED, by the Council of the City of Rochester as follows:

Section 1. Section 6-71.7 of the Charter of the City of Rochester, Residential-Commercial Urban Exemption Program, shall remain in effect for the 2019, 2020 and 2021 assessment rolls. Any property that is granted an exemption on one of those rolls shall remain eligible for the additional years of exemption on that property, provided the property continues to meet the requirements of New York State Real Property Tax Law Section 485-a.

Section 2. This local law shall take effect immediately.

Passed by the following vote:

Ayes –President Scott, Councilmember Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul – 8.

Nays – Councilmember Clifford -1.

By Councilmember Evans  
December 18, 2018

To the Council:

The **PARKS & PUBLIC WORKS COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 435 Authorizing an amendatory agreement with C & S Engineers, Inc. for the 2018 Preventive Maintenance Group No. 2 Project
- Int. No. 436 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$592,000 Bonds of said City to finance certain costs of the 2019 Annual Parking Garage Evaluation and Repair Program
- Int. No. 437 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$840,000 Bonds of said City to finance certain costs of the 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage
- Int. No. 438 Authorizing agreements for street light system improvements
- Int. No. 439 Authorizing appropriation and amendatory agreement for design services for the East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)
- Int. No. 440 Amending Ordinance No. 2017-143 authorizing an agreement to allow the placement of cellular wireless communications equipment on City-owned street light poles
- Int. No. 441 Authorizing an agreement extension with the New York State Department of Transportation for snow and ice control
- Int. No. 442 Authorizing an agreement for the Arconic Foundation Grant
- Int. No. 443 Authorizing receipt and use of grant funds and authorizing agreements for the Brownfield Opportunity Area Site Assessment Program
- Int. No. 444 Authorizing receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street
- Int. No. 445 Authorizing agreements for services related to hazardous materials management
- Int. No. 446 Authorizing an agreement for energy program support services
- Int. No. 447 Authorizing an agreement for hydraulic model support services
- Int. No. 448 Authorizing an agreement for the management of the Blue Cross Arena at the War Memorial and the Court Street Parking Lot and amending user fees

Respectfully submitted,  
Malik Evans  
Mitch Gruber  
Elaine M. Spaul  
Adam C. McFadden  
Loretta C. Scott  
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-395  
Amendatory Agreement – C&S Engineers, Inc., 2018 Preventive Maintenance Group 2 Project

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with C&S Engineers, Inc. (John Trimble, President & CEO), Rochester, NY for additional design services for this project. The original agreement for \$289,302 was authorized in January 2017 (Ordinance No. 2017-10). This amendment will increase maximum compensation by \$10,550 to a total of \$299,852. The term of the agreement is three (3) months after the two-year guarantee inspection that follows the completion and acceptance of the construction of the Project. The cost of the additional funds will be financed from 2016-17 Water Cash Capital.

Street improvements will include milling and resurfacing of the above streets, including repair of the existing pavement base where needed, adjustment or replacement of existing catch basin frames and grates and manhole frames and covers, adjustment of water valve and sewer castings, resetting or installing new granite curbs as needed, replacement of hazardous sidewalks, alteration or replacement of sidewalk curb ramps to bring into ADA compliance, installation of pavement markings, replacement of traffic loops, full restoration of all lawn areas affected by the project. These improvements will enhance the surface drainage and riding quality of the roadway, improve ADA accessibility, and expand the useful life of the pavement structure.

C&S Engineers, Inc. will add the replacement of 66 lead water services on Alexander Street and 5 lead water services on Scio Street into the contract drawings and contract book as an add alternate.

It is anticipated that construction will begin in spring of 2019 with scheduled completion in fall of 2019. The project will result in the creation and/or retention of the equivalent of 31.6 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AR-199

Ordinance No. 2018-395  
 (Int. No. 435)

**Authorizing an amendatory agreement with C & S Engineers, Inc. for the 2018 Preventive Maintenance Group No. 2 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 C & S Engineers, Inc. for additional design services for the 2018 Preventive Maintenance Group No. 2 Project. The amendment shall increase the maximum compensation of the original agreement, which was authorized by Ordinance No. 2017-10, by \$10,550 to a total amount of \$299,852. The amendatory compensation amount shall be funded from 2016-17 Cash Capital.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2018-396  
 Re: 2019 Annual Parking Garage Evaluation and Repair Program

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$592,000, and the appropriation of the proceeds thereof, to finance a portion of the cost of the 2019 Annual Parking Garage Evaluation and Repair Program.

Construction work for the 2019 Garage Repair Program includes concrete and structural steel repairs; deck waterproofing and sealing; expansion joint repairs; masonry repairs; mechanical, electrical and plumbing system repairs. The 2019 garage program consists of work at the following City-owned parking garages: Court Street, East End, High Falls, Sister Cities and Washington Square. This reflects separate funding for repairs of South Avenue Garage.

The estimated total cost of the project including contingency, design and resident project representation (RPR) services is \$1,247,000 and will be funded as follows:

	2018-19 Bonds issued herein (Parking debt)	2018-19 Parking Cash Capital:	Total:
Estimate:	\$ 0	\$200,000	\$ 200,000
Design/RPR services:			
Construction:	592,000	455,000	1,047,000
Total:	\$592,000	\$655,000	\$ 1,247,000

The construction contract for the program is scheduled to be bid and awarded in winter 2018-19, with construction beginning in spring 2019 and completion anticipated in spring 2020. It is estimated that the program will create and/or retain 13.6 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-396  
 (Int. No. 436)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$592,000 Bonds of said City to finance certain costs of the 2019 Annual Parking Garage Evaluation and Repair Program**



BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the 2019 Annual Parking Garage Evaluation and Repair Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,247,000. The plan of financing includes the issuance of \$592,000 bonds of the City to finance this appropriation, \$655,000 of 2018-19 parking 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 \$592,000 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 \$592,000. 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. 13. of the Law, is ten (10) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-397  
Re: 2019 Annual Parking Garage Evaluation and Repair Program - South Avenue Garage Repairs

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$840,000, and the appropriation of the proceeds thereof, to finance a portion of the cost of the 2019 Annual Parking Garage Evaluation and Repair Program - South Avenue Garage Repairs.

Construction work for the project includes concrete and structural steel repairs; deck waterproofing and sealing; expansion joint repairs; mechanical, electrical and plumbing system repairs. The estimated total cost of the project, including contingency, design and resident project representation (RPR) services is \$2,813,000 and will be funded as follows:

	2018-19 Bonds issued herein (Parking debt)	2018-19 Parking Cash Capital:	Total:
Estimate:	\$ 0	\$ 480,000	\$ 480,000
Design/RPR services:			
Construction:	840,000	1,493,000	2,333,000
Total:	\$840,000	\$1,973,000	\$ 2,813,000

The construction contracts for the project are scheduled to be bid and awarded in winter 2018-19, with construction beginning in spring 2019 and completion anticipated in spring 2020. It is estimated that the project will create and/or retain 30.6 full-time jobs.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-397  
 (Int. No. 437)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$840,000 Bonds of said City to finance certain costs of the 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,813,000. The plan of financing includes the issuance of \$840,000 bonds of the City to finance this appropriation, \$1,973,000 of 2018-19 parking 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 \$840,000 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 \$840,000. 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. 13. of the Law, is ten (10) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-398  
Re: Mt. Read Blvd. Rehabilitation NYSDOT Project Street Light System Improvements

Transmitted herewith for your approval is legislation related to a New York State Department of Transportation (NYSDOT) project for rehabilitating Mt. Read Blvd. from Buffalo Road to Lyell Avenue. This legislation will authorize the Mayor to enter into agreements with the NYSDOT to incorporate the construction and the City’s ongoing maintenance of new street lights and appurtenances within the limits of the project.

The NYSDOT is rehabilitating Mt. Read Blvd. from Buffalo Road. (Rte. 33) to Lyell Avenue (Rte. 31) in the City of Rochester. Section 10, Subdivision 24 of the New York State Highway Law provides, in part, that the Commissioner of Transportation shall have the power to provide at the expense of the State, for adjustment to a municipally owned utility when such work is necessary as a result of State highway work.

Construction will be performed by the NYSDOT’s contractor and is expected to take place during the 2019 construction season. The term of this agreement is for 6 months after the acceptance and completion of the project. Inspection and RPR will be provided by the NYSDOT.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-398  
(Int. No. 438)

**Authorizing agreements for street light system improvements**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to incorporate construction of new street lights and appurtenances within the limits of NYSDOT’s project rehabilitating Mt. Read Blvd. from Buffalo Road to Lyell Avenue. The term of the agreement shall continue to six months after the acceptance and completion of the project.

Section 2. The Mayor is hereby authorized to enter into an agreement with NYSDOT for the City’s ongoing maintenance of the street lights and appurtenances that are adjusted and maintained pursuant to the authorization in Section 1 herein.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-399  
Re: East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)

Transmitted herewith for your approval is legislation related to the East Henrietta Road Improvement Project from the South City Line to Stan Yale Drive. This legislation will:

1. Appropriate \$125,000 in anticipated reimbursements from Rochester Pure Waters District to finance additional design work for the project; and
2. Authorizing an amendatory agreement with Stantec Consulting Services, Inc. (Gord Johnston, President & Chief Executive Officer), Rochester, NY to provide additional services required to complete design of the project. The original agreement for \$250,000 was authorized in April 2016 (Ordinance No. 2016-113). This amendment will increase maximum compensation by \$125,000 to a total of \$375,000. The additional cost will be funded by Rochester Pure Waters District as appropriated in section 1.

The amendatory agreement will fund revisions to the design report environmental review; provide additional design and permitting required for a new stormwater outfall structure to the NYS Canal; revisions to plans and specifications, bid items and quantities; rebidding and bid analysis.

Construction is anticipated to begin in spring 2019, with completion in fall 2019.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-200

**Authorizing appropriation and amendatory agreement for design services for the East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The receipt and use of the sum of \$125,000 in anticipated reimbursements from the Rochester Pure Waters District that are provided pursuant to the agreement authorized by Ordinance No. 2010-438 is hereby authorized and appropriated to fund eligible portions of sewer costs incurred as part of the East Henrietta Road Improvements Project (South City Line to Stan Yale Drive), hereinafter, the "Project."

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with Stantec Consulting Services Inc. to provide additional services to complete the Project design. The amendments shall increase the maximum compensation of the existing agreement authorized by Ordinance No. 2016-113 by \$125,000 to a total amount of \$375,000. The amendatory agreement amount shall be funded from the appropriation in Section 1 above.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-400  
Amend Ordinance 2017-143 Mobilitie, LLC

Transmitted herewith for your approval is legislation amending the ordinance which authorized an agreement with Mobilitie, LLC (Mobilitie), a Nevada limited liability company which maintains its principal place of business at 660 Newport Center Drive, Suite 200, Newport Beach, California, (Christos Karmis, President/CEO) to allow for additional locations that are granted a permit from the Department of Environmental Services for this project. The original ordinance allowed 40 locations. This amendment permits any additional locations with a permit. All other terms and conditions remain the same.

The project allows Mobilitie to place small cell equipment on street light poles in the public right of way in the City of Rochester for an annual fee. Mobilitie is a leading provider of telecommunications facilities and equipment that provides a distributed network infrastructure to the wireless industry. Mobilitie maintains a Certificate of Public Convenience and Necessity from the Public Service Commission to operate in New York State as a facilities-based provider.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-201

Ordinance No. 2018-400  
(Int. No. 440)

**Amending Ordinance No. 2017-143 authorizing an agreement to allow the placement of cellular wireless communications equipment on City-owned street light poles**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Ordinance No. 2017-143, authorizing an agreement with Mobilitie, LLC to allow the placement of small cellular wireless communications equipment, is hereby amended in Section 1 to read in its entirety as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Mobilitie, LLC to allow the company to place small cellular wireless communications equipment (Equipment) on ~~approximately 15~~ City-owned street light poles at locations approved in a permit issued by the Department of Environmental Services for an annual fee. The agreement shall involve the placement of Equipment on up to 15 light poles initially and may be extended to up to 25 additional poles if approved by the City Engineer. and The agreement shall be subject to the following terms and conditions.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-401  
Agreement – NYS Snow & Ice Control Services

Transmitted herewith for your approval is legislation authorizing a one-year extension of an existing agreement with the New York State Department of Transportation (NYSDOT) for the provision by the City of snow and ice control services on the following State highways:

1. Lake Avenue, from Lyell Avenue to West Ridge Road; and
2. Plymouth Avenue, from Commercial Street to Troup Street.

The total length of these two streets is 2.7 miles. The City has provided these services since 1978 pursuant to periodic agreements. The most recent agreement was authorized by City Council in January 2018 (Ordinance No. 2018-16). This legislation will extend the agreement to June 30, 2021, as required by the NYSDOT.

The requirement for an agreement for snow control services on Plymouth Avenue will be eliminated in the future, when jurisdiction of the street is formally transferred from the State to the City.

The State will reimburse the City \$75,044.48 for snow and ice control performed during the 2018-19 winter season, which is \$1,724.24 more than the prior year.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-401  
(Int. No. 441)

**Authorizing an agreement extension with the New York State Department of Transportation for snow and ice control**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to extend an agreement with the New York State Department of Transportation for the provision by the City of snow and ice control services on the following State highways:

Lake Avenue: From Lyell Avenue to West Ridge Road; and  
Plymouth Avenue: From Commercial Street to Troup Street.

Section 2. The extended agreement shall continue until June 30, 2021, and shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. The State shall reimburse, and the City shall accept, \$75,044.48 as compensation under the agreement for snow and ice control during the 2018-19 winter season.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-402  
Re: Agreement - Arconic Foundation Grant

Council Priorities: Safer and More Vibrant Neighborhoods, Innovation and Efficiency

Transmitted herewith for your approval is legislation authorizing an agreement with the Arconic Foundation, the charitable arm of Arconic, Inc (formerly Aloca), with headquarters located at 1 Corporate Drive, Kingston, NY. The grant was extended to the City by invitation from Robin Hurtt, Human Resources Manager at the local Arconic office at 181 McKee Road, Rochester, NY. The grant will reimburse the City in the amount of \$10,000 for its efforts in promoting a culture of community volunteerism through its hosting of the annual Clean Sweep event.

The Arconic Foundation is an independently endowed foundation with assets of approximately \$320 million. The primary goal of the Arconic Foundation is to advance science, technology, engineering and math (STEM) education and training worldwide, with a special emphasis on engaging and creating access for underrepresented and underserved groups. The Arconic Foundation seeks partners who share its values of inclusion and diversity, respect for the individual, integrity, and a relentless focus on innovation and excellence.

This is a special one-time unrestricted grant which was offered to the City on November 2, 2018 as a result of the participation of employees of the Arconic Company in the City’s 2018 Clean Sweep event and the positive experience they enjoyed. The City will use the grant proceeds to promote community involvement for the annual Clean Sweep event, including local sponsorship of community gardens and participation in anti-littering campaigns.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-402  
(Int. No. 442)

**Authorizing an agreement for the Arconic Foundation Grant**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the Arconic Foundation, the charitable arm of Arconic Inc. for the receipt and use of a \$10,000 unrestricted grant which will be used to promote community involvement for the annual Clean Sweep event.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-403  
Re: Appropriation of EPA Grant Funds for Brownfield Assessments

Council Priorities: Deficit Reduction & Long-Term Financial Stability; Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation which will authorize the receipt and use of funds and appropriate \$200,000 of United States Environmental Protection Agency (USEPA) Brownfield Site Assessment Program grant funds awarded to the City for the purpose of financing environmental assessments located in four existing Brownfield Opportunity Areas (BOAs) in the City.

The BOA Site Assessment Program (BOA SAP) will provide funding for environmental site assessments for priority and strategic sites identified through the community-based BOA planning process. Four BOAs have been established in the City's Northeast, Northwest and Southwest quadrants, including: the 14621 BOA and the Bull's Head BOA, the Lyell, Lake and State Street (LYLAKS) BOA, and the Vacuum Oil-South River Corridor BOA.

The four BOA areas total 1,867 acres and include 425 brownfield properties. Under this program, consultants will complete Phase I Environmental Site Assessments, Phase II ESAs, soil vapor intrusion assessments, prepare environmental management plans, health and safety plans, and develop remedial cost estimates. Specific assessment activities will be based on project needs and site conditions. The grant funded assessments are an important first step in the process leading to the cleanup and the productive reuse of brownfield sites within the BOA's. No City match is required for assessments completed under this program.

A Request for Proposal will be developed and issued in spring 2019 for environmental consulting services to conduct the BOA SAP assessments. City Council authorization will be obtained to enter into new Professional Services Agreements with several recommended environmental consultants to implement the BOA SAP. The BOA SAP is anticipated to be initiated in the summer of 2019 and take approximately three years to complete.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-202

Ordinance No. 2018-403  
(Int. No. 443)

**Authorizing receipt and use of grant funds and authorizing agreements for the Brownfield Opportunity Area Site Assessment Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Environmental Protection Agency for receipt and use of \$200,000 to implement the Brownfield Opportunity Area Site Assessment Program, and said amount is hereby appropriated for that purpose. The Mayor is hereby authorized to execute such other agreements and documents as may be necessary to effectuate the Program authorized herein.

Section 2. The agreements shall contain such other terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-404  
Re: Appropriate EPA grant funds for the 121-123 Reynolds Street Brownfield Cleanup Project

Council Priorities: Deficit Reduction and Long-Term Financial Stability, Rebuilding & Strengthening Neighborhood Housing and Jobs and Economic Development

Transmitted herewith for your approval is legislation related to environmental cleanup at 121-123 Reynolds Street ("Site") in the City of Rochester. This legislation will authorize the receipt and use of funds and appropriate \$200,000 of United States Environmental Protection Agency (USEPA) Brownfield Cleanup grant funds awarded to the City for the purpose of financing a portion of the cleanup of the Site.

The Site is located in R-1 zone for low density residential, and the Site is currently classified vacant residential land (use code 311). The City acquired the 121-123 Reynolds Street parcel in 2010 through tax foreclosure. The Site was formerly two separate parcels that were used for residential and commercial purposes. Past commercial uses included a wagon shop, a blacksmith shop, a gasoline service station, and an auto repair shop.

Environmental investigation and interim remedial measures were completed by the City between 2011 and 2015 and included removing four abandoned underground storage tanks (USTs) and the removal and off-site disposal of a limited volume of petroleum-contaminated soils beneath and in proximity to the former USTs. The environmental work completed to date indicates additional environmental cleanup of petroleum-contaminated soil and groundwater is required. As a result of the petroleum impacts at the Site, the New York State Department of Environmental Conservation (NYSDEC) issued Spill file #1103833 for the Site in 2011, which currently has an open status.

In November 2017 the City submitted a cleanup grant application to the EPA for the Site, and in September 2018 the USEPA awarded the City of Rochester \$200,000 in grant funds to assist with the cleanup of the Site. There is a required 20% match for this grant which will be funded from FY 2016-17 Cash Capital of the Department of Environmental Services. It is anticipated that the cleanup will be performed under a Stipulation Agreement with the NYSDEC Region 8.

Future use of the Site is anticipated to consist of residential redevelopment with a two-family affordable housing unit to continue to fulfill the City's residential urban infill plan that was discontinued when petroleum impacts attributable to past operations were discovered at the Site.

A Request for Proposal for the environmental cleanup of the Site will be developed and issued in spring 2019, and City Council authorization will be obtained to enter into a new Professional Services Agreement with the selected environmental consultant. Cleanup is anticipated to be initiated in the summer or fall of 2019 and take approximately three years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-203

Ordinance No. 2018-404  
(Int. No. 444)

**Authorizing receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street**

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 Environmental Protection Agency for receipt and use of Brownfield Cleanup grant funds in the amount of \$200,000 to fund the environmental remediation of 121-123 Reynolds Street and that amount is hereby appropriated for said purpose.

Section 2. The agreement shall contain such other terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-405  
Re: Professional Services Agreements Hazardous Materials Services

Council Priority: Creating & Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing agreements with the following companies for the provision of various services related to hazardous materials management:

Firm Name	Address
Genesee Environmental, LLC	24 Industrial Park Circle Rochester, New York 14624
ME Holvey Consulting, LLC (WBE)	P.O. Box 1252 Pittsford, New York 14534
National Response Corporation (NRC)	1260 Scottsville Road Rochester, New York 14624
Nothnagle Drilling, Inc.	1821 Scottsville Mumford Road Scottsville, New York 14546
Sessler Environmental Services, LLC (SES)	30 Vantage Point Drive, Suite 4 Rochester, New York 14624
SUN Environmental Corp.	230 McKee Road P.O. Box 24398 Rochester, New York 14624
TREC Environmental, Inc.	1018 Washington Street Spencerport, New York 14559

The agreements will be financed from the annual budgets of the Department of Environmental Services and, if necessary, other departments using the services or from capital funds appropriated for specific environmental projects.

The City routinely has a need for various services related to the identification, disposal and remediation of hazardous materials. These services include:

1. Testing and characterization of wastes
2. Exploratory and geotechnical drilling services
3. Preparation, transportation and disposal of hazardous materials
4. Removal of wastes routinely generated at City facilities, discovered on properties and right-of-ways owned by the city, or identified by the Rochester Fire Department
5. Removal of underground storage tanks from development parcels
6. Installation, operation and maintenance of remedial systems
7. Emergency cleanup of spills
8. Indoor air quality assessment
9. Asbestos, lead, PCBs and mold abatement
10. Remediation of property contamination

Agreements for these services have been used with area environmental contractors since 1992, most recently in December 2014 (Ordinance No. 2014-389).

The firms were selected through a request for proposal process, which is described in the attached summary.

The services will be provided at specific unit prices. The selection of the specific company to provide the services will be based upon the type of services required and the ability of the firm to perform the services within the time specified by the City.

The term agreements will be for two (2) years, with the option to renew for two (2) additional one-year periods.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-204

Ordinance No. 2018-405  
(Int. No. 445)

**Authorizing agreements for services related to hazardous materials management**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into professional services agreements with the following consultants for services related to hazardous materials management as required by the City:

- Genesee Environmental LLC
- ME Holvey Consulting, LLC
- National Response Corporation
- Nothnagle Drilling, Inc.
- Sessler Environmental Services, LLC
- SUN Environmental Corp.
- TREC Environmental, Inc.

Section 2. The agreements shall extend for a term of two years with up to two optional renewals of 1 year each, and shall obligate the City to pay unit prices in an amount not to exceed the amount budgeted for each project, which shall be funded from the annual Budget of the Department of Environmental Services, or other Departments using these services, or from capital project appropriations.



Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-406

Re: Professional Services Agreement Energy Program Support Services

Transmitted herewith for your approval is legislation related to services in support of advancing energy projects and programs for the City of Rochester. This legislation will authorize a professional services agreement with PMD Energy and Environments, LLC (PMDEE). 4 Balsam Drive, Rochester, NY (Patrick M. Dishaw, P.E., President) to provide energy consulting services to the City.

Through funding from the New York Power Authority (NYPA) Five Cities Program, PMDEE President Patrick M. Dishaw has, for the past 14 months, provided direct support to the City of Rochester’s Office of Energy and Sustainability, providing technical consulting and owner representation services on projects involving LED lighting upgrades, photovoltaic system analysis and energy generation verification, utility billing/photovoltaic credit analysis, New York State Energy Research & Development Authority, RG&E, and National Grid incentive/rebate applications and payment processing, micro-scale hydroelectric and geothermal HVAC feasibility studies, electric vehicle DC fast charger project support, and management of the City’s facility energy usage database in Environmental Protection Agency’s (EPA) Portfolio Manager system. All of these projects are current or on-going activities. A full justification for not issuing a request for proposals is attached.

Although NYPA originally indicated that funding this service for the Five Cities Program would extend through the end of 2020, in October 2018 NYPA decided to discontinue funding at the end of this year. Execution of this agreement with PMDEE will allow the City to continue working on these existing energy projects, as well as complete future projects in a timely manner. Many of these projects provide significant energy usage and greenhouse gas emissions reductions as well as cost savings to the City, and help the City advance the goals of the Rochester Climate Action Plan.

Services utilized under this agreement will be financed from the annual budgets of the departments using the services or from funds appropriated for specific projects. Services will be requested by the City on an as-needed basis.

The agreement will have an initial term of one year, with provisions for renewal for two additional one-year periods based on mutual written agreement.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-205

Ordinance No. 2018-406  
(Int. No. 446)

**Authorizing an agreement for energy program support 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 PMD Energy and Environments, LLC for services in support of advancing energy projects and programs for the City on an as-needed basis. The agreement shall have a term of one year with the option for two one-year renewals and shall be financed from the annual budgets of the departments utilizing the services or from funds appropriated for specific projects. The compensation shall be limited to the funds available for this purpose.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-407

Re: Agreement – MRB Group, Engineering, Architecture & Surveying, D.P.C. Hydraulic Model Support Services.

Transmitted herewith for your approval is legislation establishing \$35,000 as maximum compensation for an agreement with MRB Group, Engineering, Architecture & Surveying, D.P.C. (Ryan T. Colvin, P.E., President) Rochester, NY to provide hydraulic model simulation support services. The term of this agreement will be for three years. The cost of this agreement will be funded from 2018-19 Cash Capital.

MRB Group will provide support services required to update the Water Bureau’s InfoWater hydraulic software model of the City’s water system and will also assist in programming the software to simulate various changes to the water system and resultant impacts on hydraulic and water quality parameters

such as fire flows, pressures and water age. The hydraulic model has been a vital tool used for optimizing pressures in the City’s south-west quadrant and will be used extensively when evaluating options for bringing Highland and Cobbs Hill Reservoirs into compliance with USEPA regulations for open reservoirs.

MRB Group has 15 years of experience in hydraulic and water quality modeling and 10 years working exclusively with the proprietary InfoWater software program, making it uniquely qualified for this work. Innovzye, the software developer, initially recommended MRB Group for this work three years ago and MRB Group recently completed a successful 3 year agreement with the Water Bureau for similar services. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-206

Ordinance No. 2018-407  
(Int. No. 447)

**Authorizing an agreement for hydraulic model support 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 MRB Group, Engineering, Architecture & Surveying, D.P.C. to provide hydraulic model simulation support services. The agreement shall have a term of three years and a maximum compensation of \$35,000, which amount shall be funded from 2018-19 Cash Capital.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-408  
Re: Blue Cross Arena- Operating Agreement

Council Priority: Deficit Reduction and Long Term Financial Stability

Transmitted herewith for your approval is legislation authorizing an agreement with Rochester Arena, LLC (RA) for the lease of the Blue Cross Arena at the War Memorial and amending Ordinance 2007-264 related to the user fee applied to tickets for events taking place at the arena on or after January 1, 2019.

The City entered into an interim agreement with RA to provide for continuity of arena operations while a long term arrangement was negotiated. The interim agreement expires 12/31/18.

RA is an affiliate of the Rochester Americans.

Under the terms of the proposed 15-year agreement, which will run from January 1, 2019 through December 31, 2033, RA will be responsible for all aspects of arena operations, including but not limited to concessions, ticketing, booking events, security, and negotiating and administering tenant agreements.

RA will pay all operating expenses, including reimbursing the City in full for all utilities, and will reimburse 50% of Police costs related to arena events. In return for the right to operate the arena, RA will pay rent to the City in the amount of \$60,000 per year.

The City will continue to receive revenues generated from the ticket user fee of \$.25 for tickets valued below \$6 and \$1.25 for tickets valued at \$6 or more. RA will increase the user fee by \$1.50 (for a total user fee of \$2.75) for tickets valued at \$6 or more, with the City receiving half the revenue generated by the increase and RA retaining the other half. The City will continue to receive the revenue from its current naming rights agreement, and will split the revenue with RA upon expiration of the current agreement. The City will continue to receive the hotel/motel tax.

RA will retain revenues generated from advertising, suite sales, and scoreboard sponsorship, and any other revenue generated from operations.

The City will retain responsibility for the structure and replacement of building systems, while RA will be responsible for routine maintenance and repairs.

Over the course of the agreement, RA and the City will each contribute \$3 million for capital improvements to the arena.

In addition, the agreement provides for RA to manage the Court Street Parking Lot (Lot 10) and pay \$100,000 annually to the City for the right to manage the lot. RA will be responsible for all operating expenses related to it and will retain all revenues generated from it, and will be responsible for all revenue control and gate access equipment. The City will be entitled to use up to 150 spaces in the lot during business hours at no cost for RPD, RFD, and certain IT employees working at the PSB, as well as up to 25 spaces outside business hours at no cost for such employees. The City will also provide paving and striping services as necessary to keep the lot in good condition.

The proposed agreement may also contain other terms and conditions as the Mayor deems appropriate, including provisions for the retention of certain events at the arena, including the Gus Macker Basketball tournament, the Distinguished Gentlemen event, and the Section 5 High School basketball playoff tournament. In addition, the City may continue to utilize the arena’s marquee to advertise certain City events, programs and services.

The proposed agreement is expected to reduce significantly the City subsidy of the arena.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-408  
(Int. No. 448)

**Authorizing an agreement for the management of the Blue Cross Arena at the War Memorial and the Court Street Parking Lot and amending user fees**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Rochester Arena, LLC (RA), for management of the Blue Cross Arena at the War Memorial (the Arena) and the Court Street Parking Lot (Lot 10) in accordance with provisions set forth in this ordinance. The term of the agreement shall be January 1, 2019 through December 31, 2033.

Section 2. RA shall be responsible for all operating expenses at the Arena and shall reimburse the City for all utilities, and 50% of police costs related to events at the Arena. In return for the right to operate the Arena, RA shall pay the City \$60,000 per year. The City shall retain responsibility for the structure and replacement of building systems and RA shall be responsible for routine maintenance and repairs. RA and the City shall each contribute \$1,000,000 for capital improvements to the Arena at years 4, 8, and 12 of the agreement.

Section 3. RA shall manage the Court Street Parking Lot (Lot 10) and in return for the right to manage Lot 10, shall pay \$100,000 annually to the City. RA shall be responsible for all operating expenses, including revenue control and gate access equipment and shall retain all revenues generated from Lot 10. The City shall be entitled to use up to 150 spaces during business hours and 25 spaces outside of business hours in Lot 10 for employees at no cost and the City shall provide paving and striping services necessary to keep Lot 10 in good condition.

Section 4. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. The Council hereby approves the establishment of an amendatory user fee of \$2.75 to be applied to all tickets with a face value of more than \$6.00 for events taking place at the Arena on or after January 1, 2019. The City shall retain \$2.00 and RA shall retain \$0.75 of the revenue generated for each ticket user fee. The current user fee established by Ordinance No. 2007-264 of \$0.25 applied to all tickets with a face value of \$6.00 or less shall remain the same.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
December 18, 2018

To the Council:

The **PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 449           Appropriating funds and amending the 2018-19 Budget for Project CLEAN
- Int. No. 450           Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction
- Int. No. 451           Authorizing an agreement for the ROCmusic program
- Int. No. 452           Authorizing agreements and funding for the Comprehensive Adolescent Pregnancy Prevention Program
- Int. No. 453           Authorizing an agreement for the Rochester City Soccer League

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber  
Jacklyn Ortiz (Absent)  
Adam C. McFadden  
Loretta C. Scott  
PUBLIC SAFETY YOUTH & RECREATION COMMITTEE  
Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-409  
Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$16,000 from federal forfeiture funds generated by the Rochester Police Department and amending the 2018-19 Budget of the Police Department (\$12,000) and Undistributed Expenses (\$4,000) for personnel and associated fringe costs, respectively, from the appropriation herein.

These federal forfeiture funds will be used to pay overtime and associated fringe benefits to collaborate with Ibero-American Development Corporation (IADC) on Project CLEAN (Community, Law Enforcement, and Assistance Network). The goal of Project CLEAN is to reduce the impact of the open-air heroin trade using strategies that include law enforcement, outreach and connections to substance abuse rehabilitation, and neighborhood revitalization.

The Police Department will conduct walking patrols in Clinton Section and engage in relationship building, conduct premise checks, and assess physical disorder in the neighborhoods.

The appropriations requested this month will result in a balance of approximately \$1,020,100 in the federal forfeiture Justice fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-409  
(Int. No. 449)

**Appropriating funds and amending the 2018-19 Budget for Project CLEAN**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$12,000 and the Budget of Undistributed Expenses by the sum of \$4,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund overtime and associated fringe benefits on Project CLEAN (Community, Law Enforcement, and Assistance Network).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-410  
Inter-Municipal Agreement - Monroe County, Firearms Instruction

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing the continuation of the inter-municipal agreement with Monroe County for the receipt and use of funding for the Firearms Instruction Program in the amount of \$55,675. The term of the agreement is January 1, 2019 through December 31, 2019.

The County provides reimbursement for a portion of the salary and benefits of Rochester Police Department firearms instructors to train officers in Monroe County police agencies. No budget amendment is needed as the positions and the associated funding were anticipated and included in the 2018-19 Budget of the Police Department.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-410  
(Int. No. 450)

**Authorizing an intermunicipal agreement with the County of Monroe for funding of firearms instruction**

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 County of Monroe for reimbursement for the 2019 Firearms Instruction Program in the amount of \$55,675. The term of the agreement shall be January 1, 2019 through December 31, 2019.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-411  
Re: Agreement – ROCmusic program

Council Priority: Creating and Sustaining a Culture of Vibrancy, Support the Creation of Effective Educational Systems.

Transmitted herewith for your approval is legislation establishing \$22,500 as maximum compensation for an agreement with Ronald Carlton Wilcox, d/b/a Carlton Wilcox LIVE, (Principal: Ronald Carlton Wilcox, Rochester, NY) for coordination and instruction of a ROCmusic program music production track. The cost of this agreement will be funded from the 2018-19 Budget of Communications and the term of the agreement will be for one year.

ROCmusic is an after-school and summer community-based music education program that offers tuition-free classical music instruction and instrument lessons at the David F. Gantt R-Center and the Edgerton R-Center. In the 2018-19 program year, ROCmusic is expanding to two additional sites, Frederick Douglass R-Center and Adams R-Center, and includes exploration of new musical genres throughout the program.

Under this agreement, the Consultant will provide music instruction for a music production track and a DJ/MC track within the ROCmusic program. Instruction will be delivered to up to 50 youth ages 10 and older tracks at the production studio at the Gantt R-Center, and will culminate in a showcase event.

The ROCmusic program was last authorized by City Council Ordinance No. 2018-246 adopted on July 25, 2018.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-411  
(Int. No. 451)

**Authorizing an agreement for the ROCmusic program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$22,500 with Ronald Carlton Wilcox doing business as Carlton Wilcox LIVE for coordination and instruction of a ROCmusic program music production track. Said amount shall be funded from the 2018-19 Budget of the Bureau of Communications and shall have a term of one year.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-412  
Re: Agreements – New York State Department of Health, Comprehensive Adolescent Pregnancy Prevention Grant

Transmitted herewith for your approval is legislation related to the Comprehensive Adolescent Pregnancy Prevention (CAPP) Grant program to address teen pregnancy. This legislation will:

1. Authorize an agreement with the New York State Department of Health (NYSDOH) for the receipt and use of \$598,407 for the January 1 through December 31, 2019 program period.
2. Establish \$273,815 as total maximum compensation for the following agreements, funded from the grant authorized herein, for a term of one year:

Baden Street Settlement / Metro Council for Teen Potential	\$83,242
Highland Family Planning	55,170
Society for the Protection and Care of Children	60,044
YWCA of Rochester and Monroe County	50,359
Christopher Communications	<u>25,000</u>
<b>TOTAL</b>	<b>\$273,815</b>

3. Authorize a no-funds inter-municipal memorandum of agreement with the Rochester City School District (RCSD) for the City’s implementation of evidence-based curricula delivery in RCSD schools and programs. The term of the agreement will be for one year, with two annual renewals contingent upon the approval of future grant program years.

The \$125,751 of grant funds apportioned to personnel costs and benefits for four full-time employees for January 1, 2019 through June 30, 2019, was anticipated and included in the 2018-19 Budgets of the Department of Recreation and Youth Services and Undistributed Expenses. The remaining \$143,981 apportioned to personnel costs and benefits for those grant-funded employees for July 1, 2019 through December 31, 2019, will be anticipated and included in the 2019-20 Budgets of the Department of Recreation and Youth Services and Undistributed Expenses, contingent upon approval. The remaining \$54,860 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel expenses such as educational supplies, printing, and office supplies, as well as indirect expenses.

The NYSDOH CAPP Grant program is for a five-year term, from January 1, 2017 through December 31, 2021. This will be year three of the five year grant. The grant was last authorized by City Council Ordinance No. 2017-364

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 the Rochester City School District
- Reduce adolescent pregnancy rates in the city of Rochester
- Improve high school graduation rates in the city of Rochester

The program will be locally promoted as RISE and will serve a total of 810 unduplicated youth and 200 parents each year.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Ordinance No. 2018-412  
 (Int. No. 452)

**Authorizing agreements and funding for the Comprehensive Adolescent Pregnancy Prevention Program**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health for the receipt and use of \$598,407 in funding for the Comprehensive Adolescent Pregnancy Prevention Program (the Program) for the January 1, 2019 to December 31, 2019 program period.

Section 2. The Mayor is hereby authorized to enter into professional service agreements to provide Program services with the following organizations up to the maximum amount specified therein for a term of one year:

<b>Organization</b>	<b>Amount</b>
Baden Street Settlement, Inc. /Metro Council for Teen Potential	\$83,242
Highland Family Planning	55,170
Society for the Protection and Care of Children	60,044
YWCA of Rochester and Monroe County, N.Y.	50,359
Christopher Communications (marketing & media)	25,000
<b>Total</b>	<b>\$273,815</b>

provided that, in the event that all funds for any listed provider are not expended, the Mayor is authorized to enter into amendatory agreements with one or more of the other above providers to use the unexpended funds to provide additional Program services.

Section 3. The provider agreements shall obligate the City to pay an aggregate amount not to exceed \$273,815, and said amount, or so much thereof as may be necessary, is hereby appropriated from the funds to be received from the New York State Department of Health under the grant agreement authorized in Section 1 herein.

Section 4. Funds from that grant agreement in the amount of \$54,860 are hereby appropriated to the Teenage Pregnancy Special Revenue Fund to pay for non-personnel and indirect expenses relating to the Program.

Section 5. The grant agreement and provider agreements shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 6. The Mayor is hereby authorized to enter into an intermunicipal agreement with the Rochester City School District (the "District") for the City's implementation of evidence-based curricula delivery in the District schools and programs. The term of the agreement shall be for one year with two optional one-year renewals contingent upon the approval of future grant program years.

Section 7. The intermunicipal agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 8. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2018-413  
Re: Agreement – Rochester City Soccer League

Council Priority: Creating and Sustaining a Culture of Vibrancy, Support the Creation of Effective Educational Systems.

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum annual compensation for an agreement with the Rochester City Soccer League (Nicole Hercules, Henrietta, NY) for coordination of indoor & outdoor youth soccer leagues. The term of the agreement will be for one year, with the option to renew for three additional one-year terms. The cost of the agreement will be funded from the 2018-19 and subsequent Budgets of the Department of Recreation and Youth Services (DRYS), contingent upon their approval.

Under this agreement, the Rochester City Soccer League will provide technical futsal/soccer instruction and coordinate winter and summer coed soccer leagues for up to 350 youth between the ages of 6-19. The Consultant will also provide life skills workshops, homework help, and local college tours.

The Rochester City Soccer League was selected for these services based on prior successful collaboration and their ability to serve a larger number of participants. Prior to this agreement, DRYS partnered with the Rochester City Soccer League to pilot soccer clinics and a 2018 spring/summer soccer league for 175 youth. Last season’s participants include three high school valedictorians, Division 1 college soccer players, and many others that are currently playing for Section V High School Teams. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AR-207

Ordinance No. 2018-413  
(Int. No. 453)

**Authorizing an agreement for the Rochester City Soccer League**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Rochester City Soccer League, or an organization formed for the purpose by the league’s principals, for coordination of indoor and outdoor youth soccer leagues. The agreement shall have a term of one year with the option to renew for three additional one-year terms. The maximum annual compensation for the agreement shall be \$20,000, which shall be funded from the 2018-19 Budget of the Department of Recreation and Youth Services (the “Department”) and the renewal terms, if exercised, from future Budgets of the Department, contingent upon their approval.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Spaul  
December 18, 2018

To the Council:

The **ARTS & CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 454                      Authorizing an agreement for ticket sales and box office management of City-produced events

Respectfully submitted,

Elaine Spaul  
Molly Clifford  
Michael A. Patterson  
Adam C. McFadden  
Loretta C. Scott  
ARTS & CULTURE COMMITTEE

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2018-414  
Agreement – Rochester Broadway Theatre League, Inc., (Principal: Arnie Rothschild) City-Produced Events Box Office and Ticket Sales Management Services

Council Priority: Creating and Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$17,800 as annual maximum compensation for an agreement with Rochester Broadway Theatre League (RBTL) for box office management services and on-site ticket sales during City-produced events. The cost of this agreement will be funded from the 2018-19 Budget of the Bureau of Communications. The term of this agreement will be for three years with the option of two, one-year renewals, for a maximum of five years, contingent upon approval of future budgets of the Bureau of Communications.

RBTL will provide on-site ticket sales and dedicated, licensed security personnel for such sales during City-produced events like Party in the Park at Dr. Martin Luther King, Jr., Park or other events and sites as determined by the City’s special events programming decisions. In addition to the on-site ticket sales, RBTL will also provide general box office management services for each event. This includes the creation of an online Ticketmaster outlet, printed tickets, and the production of weekly sales reports. Patrons will be able to purchase tickets in person at the Auditorium Theatre’s box office at 885 E. Main Street. At the end of each season, RBTL will provide the City with revenue from the ticket sales.

The City issued a Request for Qualifications for these services in October 2018. RBTL was the only responder. City Council passed an ordinance (2018-110) for the same amount for the 2018 events season with the City’s then-box office services provider, SMG.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2018-414  
(Int. No. 454)

**Authorizing an agreement for ticket sales and box office management of City-produced events**

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Broadway Theatre League, Inc. to provide ticket sales and box office management services for City-produced events. The agreement shall have a term of three years with two optional one-year renewals. The maximum annual compensation for the agreement shall be \$17,800, funding for the first year shall be from the 2018-19 Budget of the Bureau of Communications, and funding for each subsequent year shall be from the subsequent annual Budgets of the Bureau of Communications, contingent upon their approval.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:00 p.m.

HAZEL L. WASHINGTON  
City Clerk

\*\*\*\*\*



**ABBREVIATIONS**

Acq. - Acquire, Acquisition	L.L. - Local Law
Adj. - Adjourned	Lftd. - Lifted
Admin. - Administration, Administrative	Litig. - Litigation
Adpt. - Adopt, Adopted	Maint. - Maintenance
Amend. - Amendatory, Amending, Amendment	Max. - Maximum
Appl. - Application(s)	Mgr. - Manager
Approp. - Appropriate, Appropriating	Mkt. - Market
Approv. - Approving	Mun. - Municipal
Appt(s). - Appoint, Appointment(s)	Ofc. - Office
Assist. - Assistance	Off. - Official
Auth. - Authority, Authorize	Ord. - Ordinance
Bldg. - Building	Pav. - Pavement
CHDO - Community Housing Development Organization	Pk. - Park
Class. - Classification	Proj. - Project
Comm. - Commercial, Commission, Committee, Community	Pssd. - Passed
Comp. - Compensation	Pub. - Public
Constr. - Construction	Purch. - Purchase
Ctr. - Center	R.E. - Real Estate
Demon. - Demonstration	R.O.W. - Right-of-Way
Dev. - Development	Rec. - Recreation
Dist. - District	Rehab. - Rehabilitate, Rehabilitation
Est(s). - Estimate(s)	Rej. - Reject
Ext. - Extension	Renew. - Renewal
Facil. - Facilities	Resi. - Residential
FY - Fiscal Year	Reso. - Resolution
Gar. - Garage	Rev. - Revenue
Gov. - Government, Governmental	Roch. - Rochester
Hear. - Hearing	Svs. - Services
Incr. - Increase	Tbld. - Tabled
Indus. - Industrial	Tech. - Technology
Int. - Introductory	Tr. - Transmittal
L.I.O. - Local Improvement Ordinance	Var. - Various
	Wid. - Width
	Zon. - Zoning

**10-MINUTE WALK TO PARKS ACTION PLAN**

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

**103 WILDER, LLC**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**190 MURRAY ST ASSOCIATES, LLC**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**19TH WARD COMMUNITY ASSOCIATION OF ROCHESTER, NEW YORK, INC.**

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

**311 CALL CENTER PROGRAM**

Auth. agreement with Rel Comm, Inc. for 311 Computer Telephony Integration, Tr. letter, 7, Pssd., 7

Auth. amendatory agreement with Verint Americas Inc., Tr. letter, 199, Pssd., 200

**35 STATE PROPERTY, LLC**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

**475 EAST MAIN ST, LLC**

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

**49 STONE STREET AREAWAY ABANDONMENT**

Auth. reimbursement agreement for abandonment of areaway at 49 Stone Street, Tr. letter, 368, Pssd., 369

**49 STONE STREET LLC**

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

**49 STONE STREET REDEVELOPMENT PROJECT**

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

Amend. Ord. No. 2018-181 auth. loan agreement for 49 Stone Street

Redevelopment Project, Tr. letter, 359, Pssd., 360

**52 BROADWAY DEVELOPMENT PROJECT**

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

-A-

**ABBOTT'S FROZEN CUSTARD, INC.**

Auth. lease agreement with Abbott's Frozen Custard, Inc., Tr. letter, 385, Pssd., 385

**ACA PROGRAM.** See "Asset Control Area/HOME Rochester Program"

**ACTION FOR A BETTER COMMUNITY, INC.**

2018-7 - Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 35, Adpt., 36

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 153, Adpt., 153

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Auth. reimbursement agreement for abandonment of areaway at 49 Stone Street, Tr. letter, 368, Pssd., 369

Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

**ADAMS STREET R-CENTER**

Auth. agreement with Stantec Consulting Services, Inc. auth. resident project representation svcs. related to Adams Street R-Center renovations, Tr. letter, 51, Pssd., 51

**ADMIRAL PARK**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**AFFORDABLE HOUSING FUND**

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

**AGING IN PLACE HOME****MODIFICATION PROGRAM**

Auth. agreement and appropriation for Aging in Place Home Modification Program, Tr. letter, 246, Pssd., 247

**AHLUL BAYT SOCIETY OF ROCHESTER**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**AHMED, MUSLIHA**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**ALEXANDER STREET.** *See* "South Avenue/Alexander Street Open Space Special Assessment District"

**ALPHA STREET GROUP PROJECT**

Auth. agreement for resident project representation svcs. for Alpha Street Group Project, Tr. letter, 124, Pssd., 126

Bond Ord. of City of Roch., New York auth. issuance of \$1,762,000 Bonds of said City to finance reconstruction of certain portions of streets located in Alpha Street Group Project, Tr. letter, 124, Pssd., 127

Bond Ord. of City of Roch., New York auth. issuance of \$605,000 Bonds of said City to finance reconstruction of water svcs. along certain portions of streets included in Alpha Streets Group Project, Tr. letter, 124, Pssd., 127

**AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS**

Auth. agreement for pet spay and neuter svcs., Tr. letter, 27, Pssd., 28

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

**AMERICAN TAX FUNDING, LLC (ATF)**

Auth. bulk sale of delinquent tax liens, Tr. letter, 36, Pssd., 38

**AMERICORPS VISTA PROGRAM**

Auth. agreement relating to support of AmeriCorps VISTA Program, Tr. letter, 308, Pssd., 309

**ANALYTICAL SERVICES, INC.**

Auth. agreement for cryptosporidium and giardia laboratory svcs., Tr. letter, 182, Pssd., 183

**ANIMAL CONTROL GIFT FUNDS**

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

**ANIMAL HOSPITAL OF PITTSFORD, P.C.**

Auth. agreement for pet spay and neuter svcs., Tr. letter, 27, Pssd., 28

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

**ANIMAL POPULATION CONTROL PROGRAM**

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

**ANIMAL SERVICES**

Auth. agreement for pet spay and neuter svcs., Tr. letter, 27, Pssd., 28

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

Auth. acceptance of Petco Foundation grant for Animal Services, Tr. letter, 95, Pssd., 96

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

#### **AQUARIUS CAPITAL SOLUTIONS GROUP LLC**

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

#### **ARBOR AT THE PORT, LLC**

Auth. amend. lease agreement for Port Terminal Building, Tr. letter, 281, Pssd., 282

#### **ARBOR LOFT, LLC**

Auth. lease agreement with The Arbor Loft, LLC, Tr. letter, 79, Pssd., 79

#### **ARCADIS OF NEW YORK, INC.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

#### **ARCHITECTURAL SERVICES**

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

#### **ARCONIC FOUNDATION**

Auth. agreement for Arconic Foundation Grant, Tr. letter, 480, Pssd., 481

#### **ARNOLD PARK STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

#### **ARNOLD, CARESSA M.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

#### **ARTS & CULTURE COMMITTEE**

Reports of, 97, 194, 265, 345, 376, 490

#### **ARTWALK OF ROCHESTER, INC.**

Auth. agreement relating to ARTWalk Project, Tr. letter, 256, Pssd., 257

#### **ARTWALK PROJECT**

Auth. agreement relating to ARTWalk Project, Tr. letter, 256, Pssd., 257

#### **ASSESSMENTS**

L.I.O. - establishing cost of special svcs. for East Avenue/Alexander Street Entertainment Dist., Tr. letter, 79, Pub. hear., 62, Pssd., 80

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

L.I.O. - establishing cost of assessments related to High Falls Business Improvement District and auth. agreement, Tr. letter, 111, Pub. hear., 100, Pssd., 111

L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

Determining and certifying base proportions, current percentages, and base percentages for 2018 Assessment Roll, Tr. letter, 155, Pssd., 156

Confirming assessments, amounts and charges to be inserted in annual tax rolls for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 208

**ASSET CONTROL AREA/HOME ROCHESTER PROGRAM**

Auth. agreements for Asset Control Area/Home Rochester Program, Tr. letter, 39, Pssd., 40

**ASTACIO, LETICIA**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**AVENUE B**

Auth. sale of real estate, Tr. letter, 109, Pssd., 110

**AVENUE D**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

-B-

**BADEN STREET SETTLEMENT OF ROCHESTER, INC.**

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

**BADEN STREET SETTLEMENT OF ROCHESTER, INC./METRO COUNCIL FOR TEEN POTENTIAL**

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**BAIL CREDIT CARD SERVICES**

Auth. agreement with Government Payment Service, Inc., Tr. letter, 95, Pssd., 95

**BAKER TILLY VIRCHOW KRAUSE, LLP**

Auth. agreement for consulting svcs. and creation of Citywide Strategic Management Plan, Tr. letter, 154, Pssd., 155

Auth. amend. agreement for organizational design and strategic planning svcs., Tr. letter, 457, Pssd., 458

**BALDWIN STREET**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385

**BALLOU, MARK**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**BAMFORD, ANGELA**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**BANDS ON THE BRICKS CONCERT SERIES, 2018**

Auth. agreement with Eskay Concerts, Inc. for concert series management svcs., Tr. letter, 96, Pssd., 97

**BANK OF AMERICA, NATIONAL ASSOCIATION**

Auth. acceptance of real estate by donation, Tr. letter, 158, Pssd., 158

**BARAKAH MUSLIM CHARITY, INC.**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**BARTLETT STREET**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**BAUERSCHMIDT, GEORGE M.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**BAY STREET**

Auth. cancellation or refund of erroneous taxes and charges, Tr. letter, 420, Pssd., 421

**BEAMAN, JR. THOMAS, D/B/A CALIFORNIA ROLLIN, II**

Auth. lease agreement for space in Port Terminal Bldg., Tr. letter, 158, Pssd., 159

Auth. lease agreement for storage at Port Terminal Building, Tr. letter, 465, Pssd., 465

**BELLA WEDDINGS AND EVENTS.**  
*See "Knauf, Jenna, d/b/a Bella Weddings and Events"*

**BENGAL TERRACE**

Auth. cancellation or refund of erroneous taxes and charges, Tr. letter, 315, Pssd., 316

**BERGMANN ASSOCIATES,  
ARCHITECTS, ENGINEERS,  
LANDSCAPE ARCHITECTS &  
SURVEYORS, D.P.C.**

Auth. agreement to develop means for Highland Reservoir to comply with federal Long Term Enhanced Surface Treatment Rule, Tr. letter, 51, Pssd., 52

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Auth. amend. agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. regarding update of City's Comprehensive Plan, Tr. letter, 160, Pssd., 160

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement for planning and engineering svcs. for Vacuum Oil Brownfield Opportunity Area project, Tr. letter, 250, Pssd., 252

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

Auth. appropriations and agreement for 2018 Preventive Maintenance Northeast Group 1, Tr. letter, 404, Pssd., 405

**BERLIN STREET**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**BERNARD STREET**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385

**BILL GRAY'S INC.**

Auth. lease agreement with Bill Gray's Inc., Tr. letter, 110, Pssd., 111, Tr. letter, 355, Pssd., 356

**BIRCH CRESCENT**

Amend. Zoning Map for 4 and 8 Birch Crescent, Tr. letter, 159, Pub. hear., 148, Pssd., 160

**BIRMINGHAM, JUSTIN L.**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**BLUE CROSS ARENA AT THE  
WAR MEMORIAL**

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 150, Pssd., 151

Auth. agreement for interim management of Blue Cross Arena at the War Memorial, Tr. letter, 300, Pssd., 301

Auth. amend. agreement related to interim labor arrangement for Blue Cross Arena at the War Memorial, Tr. letter, 443, Pssd., 443

Auth. agreement for management of Blue Cross Arena at the War Memorial and Court Street Parking Lot and amend. user fees, Tr. letter, 485, Pssd., 486

**BLUE CROSS ARENA UPGRADES  
PROJECT**

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

**BOARD OF ASSESSMENT  
REVIEW**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**BOARD OF ETHICS**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

Reso. approv. appt. to Board of Ethics, Tr. letter, 276, Adpt., 276

**BOMB SQUAD INITIATIVE  
GRANT**

Auth. agreement for Bomb Squad Initiative grant, Tr. letter, 304, Pssd., 305

**BONDS AND NOTES**

Bond Ord. of City of Roch., New York auth. issuance of \$232,000 Bonds of said City to finance a portion of costs of Cooling Coil Replacement Project for Joseph A. Floreano Roch. Riverside Convention Center Project, Tr. letter, 12, Pssd., 13

Bond Ord. of City of Roch., New York auth. issuance of \$1,000,000 Bonds of said City to finance a portion of costs of Replacement of the Operable Partition Walls at Joseph A. Floreano Rochester Riverside Convention Center Project, Tr. letter, 13, Pssd., 15

Bond Ord. of City of Roch., New York auth. issuance of \$500,000 Bonds of said City to finance a portion of costs of City's 2018 Lead Service Line Replacement Program, Tr. letter, 15, Pssd., 16

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Cleaning and Cement Lining Project of Distribution System Water Main Renewal Program, Tr. letter, 16, Pssd., 17

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

Bond Ord. of City of Roch., New York auth. issuance of \$1,310,700 Bonds of said City to finance reconstruction of certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehab. Project, Tr. letter, 18, Pssd., 20

Bond Ord. of City of Roch., New York auth. issuance of \$334,000 Bonds of said City to finance reconstruction of

water lines along certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehab. Project, Tr. letter, 18, Pssd., 20

Bond Ord. of City of Roch., New York auth. issuance of \$1,241,000 Bonds of said City to finance certain costs of Southwest Quadrant 2018 Phase 1 Hazardous Sidewalk Replacement Program, Tr. letter, 88, Pssd., 90

Bond Ord. of City of Roch., New York auth. issuance of \$711,000 Bonds of said City to finance costs of 2018 Gardiner Firehouse Renovation Project, Tr. letter, 91, Pssd., 92

Bond Ord. of City of Roch., New York auth. issuance of \$1,762,000 Bonds of said City to finance reconstruction of certain portions of streets located in Alpha Street Group Project, Tr. letter, 124, Pssd., 127

Bond Ord. of City of Roch., New York auth. issuance of \$605,000 Bonds of said City to finance reconstruction of water svcs. along certain portions of streets included in Alpha Streets Group Project, Tr. letter, 124, Pssd., 127

Bond Ord. of City of Roch., New York auth. issuance of \$600,000 Bonds of said City to finance a portion of City's Conduit Modernization – Transmission System Cathodic Protection Project, Tr. letter, 135, Pssd., 137

Bond Ord. of City of Roch., New York auth. issuance of \$111,000 Bonds of said City to finance replacement of water mains, lines and valves along certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 168

Bond Ord. of City of Roch., New York auth. issuance of \$4,999,000 Bonds of said City to finance milling

and resurfacing of certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 167

Bond Ord. of City of Roch., New York auth. issuance of \$361,000 Bonds of said City to finance cost of design and replacement of the rooftop evaporative condenser system at City's Public Safety Bldg., Tr. letter, 170, Pssd., 171

Bond Ord. of City of Roch., New York auth. issuance of \$900,000 Bonds of said City to finance costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project, Tr. letter, 183, Pssd., 184

Amend. Bond Ord. No. 2017-41 to finance a portion of costs of Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project, Tr. letter, 257, Pssd., 259

Bond Ord. of City of Roch., New York auth. issuance of \$327,000 Bonds of said City to finance acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project, Tr. letter, 293, Pssd., 297

Bond Ord. of City of Roch., New York auth. issuance of \$2,222,000 Bonds of said City to finance costs of replacement of one Ladder Truck at Hudson Avenue Firehouse, one Engine Pumper at Emerson Street Firehouse and one Engine Pumper at Wisconsin Street Firehouse, Tr. letter, 302, Pssd., 303

Bond Ord. of City of Roch., New York auth. issuance of \$720,000 Bonds of said City to finance constr. and constr. inspection svcs. related to Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334

Bond Ord. of City of Roch., New York auth. issuance of \$398,000 Bonds of said City to finance costs of 2018 Gardiner Firehouse Renovation Project, Tr. letter, 334, Pssd., 335

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Bond Ord. of City of Roch., New York auth. issuance of \$250,000 Bonds of said City to finance a portion of costs of Rundel Library Structural Terrace Improvements Phase IV, Tr. letter, 377, Pssd., 378

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Bond Ord. of City of Roch., New York auth. issuance of \$1,095,000 Bonds of said City to finance costs of acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 392

Bond Ord. of City of Roch., New York auth. issuance of \$2,346,000 Bonds of said City to finance costs of acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 400

Bond Ord. of City of Roch., New York auth. issuance of \$230,000 Bonds of said City to finance construction and construction inspection svcs. related to East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 404

Bond Ord. of City of Roch., New York auth. issuance of \$825,000 Bonds of said City to finance construction and resident project representation svcs.



related to 2018 Preventive Maintenance Northeast Group 1 Project, Tr. letter, 404, Pssd., 406

Bond Ord. of City of Roch., New York auth. issuance of \$18,795,000

Bonds of said City to finance costs of improvements to specified City School District schools, Tr. letter, 455, Pssd., 457

**BONITATEM LLC**

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

**BOONE, KENNETH J.**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**BREWERY LINE TRAIL**

Auth. agreement for design svcs. for the Brewery Line Trail, Tr. letter, 85, Pssd., 86

**BRITTON, BEN J.**

Auth. sale of 38 Clifford Ave., Tr. letter, 9, Pssd., 10

**BRITTON, BIRDER**

Auth. sale of 38 Clifford Ave., Tr. letter, 9, Pssd., 10

**BROADWAY**

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

**BROOKS-HARRIS, ROSILAND**

Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 153, Adpt., 153

Reso. confirming appt. of Director of Finance, Tr. letter, 309, Adpt., 310

**BROWN STREET**

Auth. acquisition of 768 Brown Street, Tr. letter, 10, Pssd., 11

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000

Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**BROWN, CONDENESSA, DEPUTY CITY CLERK**

Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

**BROWN, SERINA M.**

Reso. approv. reappointment and appt. to Roch. Civil Service Commission, Tr. letter, 101, Adpt., 102

**BROWN, TERENCE**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**BROWNCROFT NEIGHBORHOOD DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**BROWNFIELD CLEANUP REVOLVING LOAN FUND PROGRAM**

Auth. receipt and use of grant funds and agreements for Brownfield Cleanup Revolving Loan Fund Program, Tr. letter, 469, Pssd., 470

**BROWNFIELD OPPORTUNITY AREA SITE ASSESSMENT PROGRAM**

Auth. receipt and use of grant funds and auth. agreements for Brownfield Opportunity Area Site Assessment Program, Tr. letter, 481, Pssd., 481

**BROWNFIELDS**

Auth. amend. agreement for planning and engineering svcs. for Vacuum Oil Brownfield Opportunity Area project, Tr. letter, 250, Pssd., 252

Adopting Findings Statement for Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area

Implementation Strategy, Tr. letter, 392, Pssd., 393

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

Auth. receipt and use of grant funds and agreements for Brownfield Cleanup Revolving Loan Fund Program, Tr. letter, 469, Pssd., 470

Auth. receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street, Tr. letter, 481, Pssd., 482

Auth. receipt and use of grant funds and auth. agreements for Brownfield Opportunity Area Site Assessment Program, Tr. letter, 481, Pssd., 481

**BRUCKNER, KEVIN, MAI OF BRUCKNER, TILLET, CAHILL & ROSSI, INC.**

Auth. lease agreement with The Arbor Loft, LLC, Tr. letter, 79, Pssd., 79

Auth. lease agreement for space in Port Terminal Bldg., Tr. letter, 158, Pssd., 159

Auth. agreements for appraisal and real estate-related svcs., Tr. letter, 283, Pssd., 284

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

Auth. amend. lease agreement for space in Port Terminal Building, Tr. letter, 465, Pssd., 466

**BRUSIN VENTURES, LLC**

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

**BSD SYNDICATE LLC**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**BUDGETS, 2016-17**

Approv. commitment of reserve funds, Tr. letter, 32, Pssd., 33

**BUDGETS, 2017-18**

Amend. Ord. No. 2017-379 regarding agreement for State lobbying svcs., Tr. letter, 7, Pssd., 8

Auth. intermunicipal agreement with Roch. City School District for after school recreation programming, auth. receipt and use of funds, and amend. Budget of the City of Roch., Tr. letter, 25, Pssd., 26

Auth. agreement with Roch. Area Comm. Foundation for receipt of funds for Youth Voice, One Vision Program, and amend. Budget of the City of Roch., Tr. letter, 26, Pssd., 26

Auth. agreement for pet spay and neuter svcs., Tr. letter, 27, Pssd., 28

Auth. grant agreement with New York State Archives, Tr. letter, 27, Pssd., 27

Auth. agreement for citizen survey svcs., Tr. letter, 33, Pssd., 33

Auth. amend. agreement with The Guardian Life Insurance Company of America for dental plan administration svcs., Tr. letter, 35, Pssd., 35

Auth. agreement with Town and Country Travel, Inc. for tour of Historically Black Colleges and Universities for City youth, Tr. letter, 58, Pssd., 59

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

Amend. Budget to reflect administration of City Traffic Violations Agency, Tr. letter, 63, Pssd., 63

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

Auth. agreement with LeadsOnline, Inc., Tr. letter, 94, Pssd., 95

Auth. acceptance of Petco Foundation grant for Animal Services, Tr. letter, 95, Pssd., 96

Auth. agreement for 2018 Gus Macker 3-on-3 basketball tournament, Tr. letter, 97, Pssd., 98

Auth. agreement with Yellow Jacket Racing, LLC, Tr. letter, 98, Pssd., 98

Auth. professional svcs. agreement for expert witness svcs. for the Law Department, Tr. letter, 104, Pssd., 105

Amend. Ord. No. 2014-365 and auth. amend. agreement with CEB, SHL Talent Measurement Solutions, Tr. letter, 105, Pssd., 105

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for auditing svcs., Tr. letter, 106, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. agreement to support implementation of new payroll system, Tr. letter, 107, Pssd., 107

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

Approp. Federal forfeiture funds for Police Department, Tr. letter, 142, Pssd., 143

Auth. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 146, Pssd., 146

Auth. agreement for consulting svcs. and creation of Citywide Strategic Management Plan, Tr. letter, 154, Pssd., 155

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

Amend. Budget to fund Shotspotter program, Tr. letter, 186, Pssd., 186

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

Auth. agreement for management of ROC Women's Festival, Tr. letter, 195, Pssd., 196

Amend. Ord. No. 2018-21, Tr. letter, 263, Pssd., 264

Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

#### **BUDGETS, 2018-19**

Amend. Ord. No. 2017-379 regarding agreement for State lobbying svcs., Tr. letter, 7, Pssd., 8

Auth. amend. agreement with The Guardian Life Insurance Company of America for dental plan administration svcs., Tr. letter, 35, Pssd., 35

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

Auth. agreement with Eskay Concerts, Inc. for concert series management svcs., Tr. letter, 96, Pssd., 97

Amend. Ord. No. 2014-365 and auth. amend. agreement with CEB, SHL Talent Measurement Solutions, Tr. letter, 105, Pssd., 105

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. agreement to support implementation of new payroll system, Tr. letter, 107, Pssd., 107

L.I.O. - establishing cost of assessments related to High Falls

Business Improvement District and auth. agreement, Tr. letter, 111, Pub. hear., 100, Pssd., 111

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 150, Pssd., 151

Auth. agreement for admin. of workers' compensation case management and medical claims svcs., Tr. letter, 151, Pssd., 151

Auth. agreement for fiscal advisory svcs., Tr. letter, 152, Pssd., 153

Auth. agreement for water quality testing svcs., Tr. letter, 181, Pssd., 182

Auth. agreement for cryptosporidium and giardia laboratory svcs., Tr. letter, 182, Pssd., 183

Auth. intermunicipal agreement for fueling of Fire Department vehicles, Tr. letter, 184, Pssd., 185

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

Auth. agreement for Officer Assistance Program, Tr. letter, 187, Pssd., 188

Auth. agreement for adult employment readiness training, Tr. letter, 189, Pssd., 189

Auth. agreements for 2018 Summer Food Service Program, Tr. letter, 191, Pssd., 192

Auth. agreement for fireworks displays, Tr. letter, 194, Pssd., 195

Auth. agreement for 2018 Corn Hill Arts Festival, Tr. letter, 195, Pssd., 195

Auth. agreement for 2018 Park Ave Summer Art Fest, Tr. letter, 196, Pssd., 197

Adoption of Budget estimates for municipal purposes for 2018-19 fiscal year, appropriation of sums set forth therein and approv. commercial refuse

fees, Tr. letter, 203, Pub. hear., 198, Pssd., 205

Adoption of Budget estimates for school purposes for 2018-19 fiscal year and appropriation of sums set forth therein, Tr. letter, 203, Pub. hear., 198, Pssd., 206

Amend. Muni. Code with respect to bldg. permit fees and elevator certifications, Tr. letter, 203, Pssd., 214

Amend. Muni. Code with respect to coastal erosion management permit fee, Tr. letter, 203, Pssd., 214

Amend. Muni. Code with respect to dog control penalties and fees, Tr. letter, 203, Pssd., 215

Amend. Muni. Code with respect to fees for marriage ceremonies, domestic partnerships, alarm user permits, and animal licenses, Tr. letter, 203, Pssd., 216

Amend. Muni. Code with respect to fire prevention permit fees, Tr. letter, 203, Pssd., 211

Amend. Muni. Code with respect to parking fees, Tr. letter, 203, Pssd., 212

Confirming assessments, amounts and charges to be inserted in annual tax rolls for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 208

Levying taxes for muni. purposes for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pssd., 206

Levying taxes for school purposes for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pssd., 206

Amend. proposed 2018-19 Budget with respect to Police Crime Prevention Officers, Tr. letter, 218, Pssd., 219

Auth. agreement for CityStart 2018 Grant program, Tr. letter, 218, Pssd., 218

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

Auth. agreement for professional corrosion engineering and cathodic protections svcs., Tr. letter, 252, Pssd., 252

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

Auth. agreement with Protectives, Inc., of Roch., N.Y. for auxiliary svcs., Tr. letter, 260, Pssd., 260

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

Auth. agreement with Roch. Philharmonic Orchestra for music performances, Tr. letter, 265, Pssd., 266

Auth. agreement for 2018 KeyBank Roch. Fringe Festival, Tr. letter, 266, Pssd., 267

Auth. agreement for 2018 Puerto Rican Festival, Tr. letter, 267, Pssd., 268

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

Auth. professional svcs. agreement for real estate title svcs., Tr. letter, 274, Pssd., 274

Auth. agreement and appropriation for City Accelerator 2018 Grant program, Tr. letter, 277, Pssd., 277

Auth. lease agreement for space located at 923-925 Genesee Street, Tr. letter, 281, Pssd., 281

Auth. agreements for appraisal and real estate-related svcs., Tr. letter, 283, Pssd., 284

Auth. agreement with Life Science Laboratories, Inc., Tr. letter, 299, Pssd., 300

Approp. funds and amend. 2018-19 Police Department Budget for operations of Greater Roch. Area Narcotics Enforcement Team program, Tr. letter, 305, Pssd., 306

Auth. agreement for Gun Involved Violence Elimination Initiative, Tr. letter, 307, Pssd., 308

Auth. agreement relating to support of AmeriCorps VISTA Program, Tr. letter, 308, Pssd., 309

Amend. 2018-19 Budget of Library and accepting funds for library facility improvements and programs, Tr. letter, 313, Pssd., 314

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

Auth. agreement to administer General Liability Insurance Program, Tr. letter, 316, Pssd., 316

Auth. agreements for Councilmember designations to support various community programs and neighborhood groups, Tr. letter, 320, Pssd., 321

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Approp. funds for quadrant support, Tr. letter, 328, Pssd., 329

Auth. appropriation for Business Association Support, Tr. letter, 329, Pssd., 330

Amend. 2018-19 Budget by increasing appropriations for Roch. Police Department to carry over unspent grant funds, Tr. letter, 340, Pssd., 341

Amend. 2018-19 Police Department Budget and approp. federal forfeiture funds to acquire seized vehicles, Tr. letter, 343, Pssd., 344

Approp. funds and auth. agreement with Roch. Area Crime Stoppers, Inc., Tr. letter, 344, Pssd., 344

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

Auth. receipt and use of funds for 2018 Clarissa Street Reunion, Tr. letter, 345, Pssd., 346

Auth. agreement for Roc Holiday Village event, Tr. letter, 346, Pssd., 347

Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

Approp. funds and auth. agreement to support community programs, Tr. letter, 370, Pssd., 370

Amend. 2018-19 Budget for after-school programming, Tr. letter, 372, Pssd., 372

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

Auth. grant agreement and funding for Child Passenger Safety Program, Tr. letter, 373, Pssd., 374

Amend. 2018-19 Budget for reimbursement of overtime costs and other expenses related to electronic crime investigations, Tr. letter, 374, Pssd., 374

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

Auth. agreement for Financial Empowerment Centers Planning Grant 2018 program, Tr. letter, 381, Pssd., 382

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

Auth. additional funding for improvements to Cobbs Hill Basketball Courts, Tr. letter, 401, Pssd., 402

Approp. funds and amend. 2018-19 Budget for operations of Greater Rochester Area Narcotics Enforcement Team, Tr. letter, 411, Pssd., 412

Auth. agreement and funding for Motor Vehicle Theft and Insurance Fraud Prevention program, Tr. letter, 412, Pssd., 412

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

Auth. grant agreement for 2018 State Homeland Security Program, Tr. letter, 414, Pssd., 415

Amend. 2018-19 Budget of Police Department, Tr. letter, 415, Pssd., 416

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

Auth. agreement with United Negro College Fund, Inc., Tr. letter, 417, Pssd., 417

Auth. agreement for expert witness svcs. for Law Department, Tr. letter, 421, Pssd., 422

Auth. agreement and funding for 2018 Step Jam, Tr. letter, 422, Pssd., 423

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

Auth. agreement for economic development svcs., Tr. letter, 432, Pssd., 433

Auth. agreement for business assistance svcs., Tr. letter, 433, Pssd., 433

Auth. amend. agreement related to interim labor arrangement for Blue

Cross Arena at the War Memorial, Tr. letter, 443, Pssd., 443

Amend. Budget for Roch. Police Locust Club interest arbitration award, Tr. letter, 446, Pssd., 447

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

Auth. intermunicipal agreement with School District for traffic and crowd control svcs., Tr. letter, 448, Pssd., 448

Auth. grant agreements and funding for Roch. Police Department violence prevention and community policing programs, Tr. letter, 449, Pssd., 450

Approp. funds and amend. 2018-19 Budget for wire taps for long term investigations, Tr. letter, 451, Pssd., 451

Auth. agreement and funding for an outdoor fitness court, Tr. letter, 451, Pssd., 452

Auth. agreement for dental insurance, Tr. letter, 455, Pssd., 455

Auth. amend. agreement for organizational design and strategic planning svcs., Tr. letter, 457, Pssd., 458

Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

Auth. funds and amend. 2018-19 Budget for Project CLEAN, Tr. letter, 486, Pssd., 487

Auth. agreement for ROCmusic program, Tr. letter, 488, Pssd., 488

Auth. agreement for Roch. City Soccer League, Tr. letter, 489, Pssd., 490

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 490, Pssd., 491

#### **BUDGETS, 2019-20**

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. agreement for admin. of workers' compensation case management and medical claims svcs., Tr. letter, 151, Pssd., 151

Auth. professional svcs. agreement for real estate title svcs., Tr. letter, 274, Pssd., 274

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

Auth. agreement for dental insurance, Tr. letter, 455, Pssd., 455

#### **BUDGETS, 2020-21**

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. professional svcs. agreement for real estate title svcs., Tr. letter, 274, Pssd., 274

#### **BUDGETS, 2021-22**

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. agreement for admin. of workers' compensation case management and medical claims svcs., Tr. letter, 151, Pssd., 151

#### **BUDGETS, 2022-23**

Auth. agreement for admin. of workers' compensation case management and medical claims svcs., Tr. letter, 151, Pssd., 151

#### **BUDGETS, UNSPECIFIED YEARS**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

Auth. agreement for energy program support svcs., Tr. letter, 484, Pssd., 484

**BUILDING UP PROPERTIES, LLC**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385

**BUILT TO PLAY SKATEPARK GRANT**

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

**BULL'S HEAD PLAZA**

Amend. Ord. No. 2018-35 authorizing acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 391

Bond Ord. of City of Roch., New York auth. issuance of \$1,095,000 Bonds of said City to finance costs of acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 392

**BULL'S HEAD REVITALIZATION PROJECT**

Auth. amend. agreement for planning svcs. for Bull's Head Revitalization Project, Tr. letter, 471, Pssd., 472

**BULL'S HEAD URBAN RENEWAL AREA**

Approv. Urban Renewal Plan for Bull's Head Urban Renewal Area, Tr. letter, 284, Pssd., 285

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**BULL'S HEAD URBAN RENEWAL PLAN**

Approv. Urban Renewal Plan for Bull's Head Urban Renewal Area, Tr. letter, 284, Pssd., 285

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**BULLET AID**

Amend. 2018-19 Budget of Library and accepting funds for library facility improvements and programs, Tr. letter, 313, Pssd., 314

**BURBANK STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**BUREAU OF BUILDINGS AND ZONING**

Approv. Urban Renewal Plan for Bull's Head Urban Renewal Area, Tr. letter, 284, Pssd., 285

**BUREAU OF COMMUNICATIONS**

Auth. agreement for 2018 Gus Macker 3-on-3 basketball tournament, Tr. letter, 97, Pssd., 98

Auth. agreement with Yellow Jacket Racing, LLC, Tr. letter, 98, Pssd., 98

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 150, Pssd., 151

Auth. agreement for fireworks displays, Tr. letter, 194, Pssd., 195



Auth. agreement for 2018 Corn Hill Arts Festival, Tr. letter, 195, Pssd., 195

Auth. agreement for management of ROC Women's Festival, Tr. letter, 195, Pssd., 196

Auth. agreement for 2018 Park Ave Summer Art Fest, Tr. letter, 196, Pssd., 197

Auth. agreement with Roch. Philharmonic Orchestra for music performances, Tr. letter, 265, Pssd., 266

Auth. agreement for 2018 KeyBank Roch. Fringe Festival, Tr. letter, 266, Pssd., 267

Auth. agreement for 2018 Puerto Rican Festival, Tr. letter, 267, Pssd., 268

Auth. receipt and use of funds for 2018 Clarissa Street Reunion, Tr. letter, 345, Pssd., 346

Auth. agreement for Roc Holiday Village event, Tr. letter, 346, Pssd., 347

Auth. agreement and funding for 2018 Step Jam, Tr. letter, 422, Pssd., 423

Auth. agreement for ROCmusic program, Tr. letter, 488, Pssd., 488

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 490, Pssd., 491

#### **BUSINESS ASSISTANCE SERVICES**

Auth. agreement for business assistance svcs., Tr. letter, 433, Pssd., 433

#### **BUSINESS ASSOCIATION SUPPORT**

Auth. appropriation for Business Association Support, Tr. letter, 329, Pssd., 330

#### **BUSINESS DEVELOPMENT FINANCIAL ASSISTANCE PROGRAM**

Approp. funds and auth. agreements for business programs, Tr. letter, 248, Pssd., 248

#### **BUYER ASSISTANCE PROGRAM**

Approp. funds and auth. agreements for Buyer Assistance Program, Tr. letter, 238, Pssd., 238

#### **BYRNE JUSTICE ASSISTANCE GRANT**

Auth. receipt and use of Byrne Justice Assistance Grant for Gun Involved Violence Elimination Research Supplement from New York State Division of Criminal Justice Services and auth. agreement with Rochester Institute of Technology, Tr. letter, 28, Held, 29, Pssd., 193

-C-

#### **C & S ENGINEERS, INC.**

Approp. funds and auth. agreement for Elmwood Avenue/Collegetown Cycle Track project, Tr. letter, 332, Pssd., 333

Auth. amend. agreement with C & S Engineers, Inc. for 2018 Preventive Maintenance Group No. 2 Project, Tr. letter, 474, Pssd., 475

#### **C-1 NEIGHBORHOOD CENTER/O-LH OVERLAY LIMITED-HEIGHT DISTRICT**

Amending Chapter 120 of the Muni. Code, the Zoning Code, by changing Zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 AND 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 AND 25 Steward Street AND 10 Gold Street FROM C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/O-LH Overlay Limited-Height Dist., Tr. letter, 81, Held, 83

#### **CADY STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

#### **CALDERON, CARLOS**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**CALIFORNIA ROLLIN, II.** *See*  
"Beaman, Jr. Thomas, d/b/a California  
Rollin, II"

**CAMERON COMMUNITY  
MINISTRIES, INC.**

Auth. sale of real estate, Tr. letter,  
279, Pssd., 281, Tr. letter, 325, Pssd.,  
326

**CAMERON STREET**

Auth. sale of real estate, Tr. letter,  
279, Pssd., 281, Tr. letter, 325, Pssd.,  
326

Amend. Zoning Map for 16, 20, 26,  
32 and 42-48 Cameron Street, Tr. letter,  
231, Pub. hear., 198, Pssd., 232

**CAMPBELL PARK**

Auth. acceptance of real estate by  
donation, Tr. letter, 230, Pssd., 231

**CAMPBELL R-CENTER  
GATEWAY IMPROVEMENT  
PROJECT**

Auth. acq. by negotiation or  
condemnation of properties for  
Campbell R-Center Gateway  
Improvement Project, Tr. letter, 306,  
Pssd., 307

Determinations and findings relating  
to acq. of properties for Campbell  
R-Center Gateway Improvement  
Project, Tr. letter, 306, Pssd., 307

Amend. 2009-10, 2014-15, 2015-16,  
2016-17, and 2017-18 Consolidated  
Community Development Plans and  
auth. appropriations of Community  
Development Block Grant funds to  
infrastructure improvements, Tr. letter,  
394, Pub. hear., 379, Pssd., 396

**CAMPBELL STREET**

Auth. sale of real estate, Tr. letter,  
279, Pssd., 281

Auth. acq. by negotiation or  
condemnation of properties for  
Campbell R-Center Gateway  
Improvement Project, Tr. letter, 306,  
Pssd., 307

Determinations and findings relating  
to acq. of properties for Campbell

R-Center Gateway Improvement  
Project, Tr. letter, 306, Pssd., 307

**CAMPBELL STREET R-CENTER  
GATEWAY IMPROVEMENTS**

Auth. agreement with Stantec  
Consulting Services, Inc. related to  
Campbell Street R-Center Gateway  
Improvements, Tr. letter, 48, Pssd., 48

**CAMPBELL STREET R-CENTER  
GYM FLOOR, WINDOWS AND  
HVAC REPLACEMENT PROJECT**

Auth. amend. agreement with Edge  
Architecture, PLLC, Tr. letter, 84,  
Pssd., 85

**CAPITAL IMPROVEMENT PLANS**

Auth. applications to and agreements  
with New York State for funding of  
water quality infrastructure projects, Tr.  
letter, 252, Pssd., 253

Auth. Consolidated Funding Grant  
applications and agreements, Tr. letter,  
297, Pssd., 298

**CAPITAL IMPROVEMENT  
PROGRAM**

Auth. Consolidated Funding Grant  
applications and agreements, Tr. letter,  
297, Pssd., 298

Bond Ord. of City of Roch., New  
York auth. issuance of \$18,795,000  
Bonds of said City to finance costs of  
improvements to specified City School  
District schools, Tr. letter, 455, Pssd.,  
457

**CAPITAL MARKETS ADVISORS,  
LLC**

Auth. agreement for fiscal advisory  
svs., Tr. letter, 152, Pssd., 153

**CAPITOL HILL MANAGEMENT  
SERVICES, INC.**

Amend. Ord. No. 2017-379 regarding  
agreement for State lobbying svcs., Tr.  
letter, 7, Pssd., 8

**CARE & EMBELLISHMENT FUND**

L.I.O. - care and embellishment of  
street malls for 2018-2019, Tr. letter,  
130, Pub. hear., 100, Pssd., 132

**CAREER PATHWAYS TO PUBLIC SAFETY PROGRAM**

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

**CAROLINE STREET**

Auth. acceptance of real estate by donation, Tr. letter, 230, Pssd., 231

**CARROLL, KAERI**

Approv. appts. to City Planning Commission, Tr. letter, 442, Adpt., 442

**CARTER, RHONDA D.**

Auth. sale of real estate, Tr. letter, 109, Pssd., 110

**CASCADE HISTORIC DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

L.I.O. - establishing operating and maint. costs of special assessments for streetscape enhancements, Tr. letter, 129, Pub. hear., 100, Pssd., 130

**CASH CAPITAL, 2011-12**

Auth. agreement with Rel Comm, Inc. for 311 Computer Telephony Integration, Tr. letter, 7, Pssd., 7

Auth. agreement and pavement width change for Reynolds Street and Seward Street Rehab. Project, Tr. letter, 18, Pub. hear., 6, Pssd., 20

Bond Ord. of City of Roch., New York auth. issuance of \$4,999,000 Bonds of said City to finance milling and resurfacing of certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 167

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance

Contract #4 Project, Tr. letter, 364, Pssd., 366

**CASH CAPITAL, 2012-13**

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Bond Ord. of City of Roch., New York auth. issuance of \$327,000 Bonds of said City to finance acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project, Tr. letter, 293, Pssd., 297

**CASH CAPITAL, 2013-14**

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Bond Ord. of City of Roch., New York auth. issuance of \$720,000 Bonds of said City to finance constr. and constr. inspection svcs. related to Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334

**CASH CAPITAL, 2014-15**

Auth. agreement for design of Mt. Hope Cemetery Site Enhancements, Tr. letter, 86, Pssd., 86

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

Amend. Ord. No. 2017-10 and approp. funds for 2018 Preventive Maintenance Group 2 Project, Tr. letter, 123, Pssd., 124

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. reimbursement agreement for abandonment of areaway at 49 Stone Street, Tr. letter, 368, Pssd., 369

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian

Wayfinding Enhancement Projects  
Phases I and II, Tr. letter, 409, Pssd.,  
410

**CASH CAPITAL, 2014-15 LOCAL  
WORKS**

Bond Ord. of City of Roch., New  
York auth. issuance of \$1,241,000  
Bonds of said City to finance certain  
costs of Southwest Quadrant 2018  
Phase 1 Hazardous Sidewalk  
Replacement Program, Tr. letter, 88,  
Pssd., 90

**CASH CAPITAL, 2015-16**

Auth. agreement with Edge  
Architecture, PLLC for architectural  
and engineering svcs. for Central  
Library's Master Space Plan Phase 4,  
Tr. letter, 21, Pssd., 22

Auth. agreement for design svcs. for  
the Brewery Line Trail, Tr. letter, 85,  
Pssd., 86

Auth. agreement for East Main Street  
Improvement Project design svcs. and  
agreement for receipt, use and  
appropriation of funds, Tr. letter, 141,  
Pssd., 142

Auth. agreement for resident project  
representation svcs. for Parks projects,  
Tr. letter, 144, Pssd., 145

Auth. amend. agreement with Stantec  
Consulting Services Inc. for Joseph A.  
Floreano Rochester Riverside  
Convention Center River Terrace  
Repairs Project, Tr. letter, 257, Pssd.,  
258

Auth. additional funding and amend.  
Ord. No. 2017-360 in relation to Main  
Street Streetscape and Pedestrian  
Wayfinding Enhancement Projects  
Phases I and II, Tr. letter, 409, Pssd.,  
410

**CASH CAPITAL, 2016-17**

Water Main Cleaning and Cement  
Lining Project, Tr. letter, 16, Pssd., 17

Distribution and Holley System  
Water Main Renewal Program, Tr.  
letter, 17, Pssd., 18

Water Main Extensions and  
Improvements Project, Tr. letter, 17,  
Pssd., 18

Auth. agreement with Edge  
Architecture, PLLC for architectural  
and engineering svcs. for Central  
Library's Master Space Plan Phase 4,  
Tr. letter, 21, Pssd., 22

Auth. amend. agreement for Uniform  
Relocation Act compliance svcs., Tr.  
letter, 65, Pssd., 65

Amend. Ord. No. 2017-11 and  
approp. funds for 2020 Preventive  
Maintenance Northeast Group 9 Project,  
Tr. letter, 87, Pssd., 88

Amend. Ord. No. 2017-12 and  
approp. funds for 2020 Preventive  
Maintenance Group 11 Project, Tr.  
letter, 124, Pssd., 124

Auth. agreement for East Main Street  
Improvement Project design svcs. and  
agreement for receipt, use and  
appropriation of funds, Tr. letter, 141,  
Pssd., 142

Amend. Ord. No. 2017-35 and  
approp. funds for 2018 Preventive  
Maint. Northeast Group No. 1 Project,  
Tr. letter, 165, Pssd., 166

Auth. loan agreement for 49 Stone  
Street Redevelopment Project, Tr. letter,  
235, Pssd., 236

Auth. agreement for Central Vehicle  
Maintenance Facility Building 300  
Roof Replacement Project, Tr. letter,  
250, Pssd., 250

Bond Ord. of City of Roch., New  
York auth. issuance of \$327,000 Bonds  
of said City to finance acquisition of  
equipment and installation of street  
lighting upgrades of portions of eighty  
seven (87) streets related to the  
Citywide Arterial Street Lighting  
Upgrades Project, Tr. letter, 293, Pssd.,  
297

Bond Ord. of City of Roch., New  
York auth. issuance of \$720,000 Bonds  
of said City to finance constr. and  
constr. inspection svcs. related to

Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334  
 Amend. Ord. No. 2018-181 auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 359, Pssd., 360

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Northeast Group No. 11 Project, Tr. letter, 406, Pssd., 407

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

Auth. amend. agreement for planning svcs. for Bull's Head Revitalization Project, Tr. letter, 471, Pssd., 472

Auth. amend. agreement with C & S Engineers, Inc. for 2018 Preventive Maintenance Group No. 2 Project, Tr. letter, 474, Pssd., 475

#### **CASH CAPITAL, 2017-18**

Distribution System Water Main Renewal Program, Tr. letter, 16, Pssd., 17

Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

Water Main Extensions and Improvements Project, Tr. letter, 17, Pssd., 18

Auth. agreements and funding for Comprehensive Access & Mobility Plan, Tr. letter, 23, Pssd., 24

Auth. acq. of 835-855 West Main Street, Tr. letter, 45, Pssd., 46

Auth. agreement with Passero Associates Engineering & Architecture, PLLC related to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 50, Pssd., 51

Auth. agreement with Stantec Consulting Services, Inc. auth. resident project representation svcs. related to Adams Street R-Center renovations, Tr. letter, 51, Pssd., 51

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142

Auth. agreement for resident project representation svcs. for Parks projects, Tr. letter, 144, Pssd., 145

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

Amend. Ord. No. 2018-181 auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 359, Pssd., 360

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

#### **CASH CAPITAL, 2017-18 LOCAL WORKS**

Bond Ord. of City of Roch., New York auth. issuance of \$1,241,000 Bonds of said City to finance certain costs of Southwest Quadrant 2018

Phase 1 Hazardous Sidewalk Replacement Program, Tr. letter, 88, Pssd., 90

**CASH CAPITAL, 2018-19**

Auth. agreement for HOME Rochester Program, Tr. letter, 241, Pssd., 242

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Amend. Ord. No. 2018-35 authorizing acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 391

Bond Ord. of City of Roch., New York auth. issuance of \$2,346,000 Bonds of said City to finance costs of acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 400

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

Auth. amend. agreement for planning svcs. for Bull's Head Revitalization Project, Tr. letter, 471, Pssd., 472

Bond Ord. of City of Roch., New York auth. issuance of \$592,000 Bonds of said City to finance certain costs of 2019 Annual Parking Garage Evaluation and Repair Program, Tr. letter, 475, Pssd., 476

Bond Ord. of City of Roch., New York auth. issuance of \$840,000 Bonds of said City to finance certain costs of 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage, Tr. letter, 476, Pssd., 478

Auth. agreement for hydraulic model support svcs., Tr. letter, 484, Pssd., 485

**CASH CAPITAL, PRIOR YEARS'**

Auth. agreement to support Workday payroll/personnel system, Tr. letter, , Pssd.,

Auth. agreement relating to ARTWalk Project, Tr. letter, 256, Pssd., 257

Auth. agreement for implementation of Roch. Police Department Narcotics/Special Investigations Case Management System, Tr. letter, 270, Pssd., 271

Auth. amend. agreement with Kronos Incorporated, Tr. letter, 381, Pssd., 381

**CASH CAPITAL, UNSPECIFIED YEARS**

Auth. agreement to develop means for Highland Reservoir to comply with federal Long Term Enhanced Surface Treatment Rule, Tr. letter, 51, Pssd., 52

**CATHODIC PROTECTION OF WATER TRANSMISSION CONDUITS PROJECT**

Auth. applications to and agreements with New York State for funding of water quality infrastructure projects, Tr. letter, 252, Pssd., 253

**CATHOLIC CHARITIES OF DIOCESE OF ROCHESTER D/B/A CATHOLIC CHARITIES COMMUNITY SERVICES**

Approp. funds and auth. agreements for Housing Opportunities for Persons with AIDS Program, Tr. letter, 244, Pssd., 245

**CATHOLIC CHARITIES OF THE  
DIOCESE OF ROCHESTER D/B/A  
CATHOLIC FAMILY CENTER**

Auth. funding and amends. to service agreements for Emergency Solutions Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**CB-EMMANUEL REALTY, LLC**

Auth. assumption of debt, amending of loan agreements and payments in lieu of taxes for St. Bernard's affordable senior rental development, Tr. letter, 470, Pssd., 471

**CDC SPECIALTIES INC.**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**CEB, SHL TALENT**

**MEASUREMENT SOLUTIONS**

Amend. Ord. No. 2014-365 and auth. amend. agreement with CEB, SHL Talent Measurement Solutions, Tr. letter, 105, Pssd., 105

**CELLULAR WIRELESS**

**COMMUNICATIONS EQUIPMENT**

Amend. Ord. No. 2017-143 auth. agreement to allow placement of cellular wireless communications equipment on City-owned street light poles, Tr. letter, 479, Pssd., 479

**CENTER FOR EMPLOYMENT  
OPPORTUNITIES, INC.**

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

**CENTER FOR TEEN**

**EMPOWERMENT, INC.**

Approp. funds and auth. agreement to support community programs, Tr. letter, 370, Pssd., 370

**CENTER FOR YOUTH SERVICES,  
INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

**CENTRAL LIBRARY'S MASTER  
SPACE PLAN PHASE 4**

Auth. agreement with Edge Architecture, PLLC for architectural and engineering svcs. for Central Library's Master Space Plan Phase 4, Tr. letter, 21, Pssd., 22

**CENTRAL PARK**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**CENTRAL VEHICLE  
MAINTENANCE FACILITY  
BUILDING 300 ROOF  
REPLACEMENT PROJECT**

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

**CERRETTO, MICHAEL**

Reso. confirming appt. of Director of Emergency Communications Department, Tr. letter, 418, Adpt., 418

**CGI COMMUNICATIONS, INC.**

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

**CHAMPLAIN STREET**

Auth. sale of real estate, Tr. letter, 74, Pssd., 75

**CHARLOTTE STREET**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

**CHASE LINCOLN FIRST BANK,  
N.A.**

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

**CHESTNUT STREET**

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

**CHILD PASSENGER SAFETY PROGRAM**

Auth. grant agreement and funding for Child Passenger Safety Program, Tr. letter, 373, Pssd., 374

**CHILD STREET**

Auth. acceptance of real estate by donation, Tr. letter, 158, Pssd., 158

**CHRISTOPHER****COMMUNICATIONS****(MARKETING & MEDIA)**

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**CIMINO, DOMINICK F. AND****CHERYL**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**CIRCLE STREET**

Amend. Official Map by abandonment of a portion of Circle Street, Tr. letter, 169, Pub. hear., 148, Pssd., 170

**CITIES FOR FINANCIAL EMPOWERMENT FUND, INC.**

Auth. agreement for CityStart 2018 Grant program, Tr. letter, 218, Pssd., 218

**CITIES FOR RESPONSIBLE INVESTMENT AND STRATEGIC ENFORCEMENT PROGRAM**

Auth. agreements to support housing quality improvement and enforcement relating to Phase II of Cities for Responsible Investment and Strategic Enforcement program, Tr. letter, 466, Pssd., 467

**CITIES RISE PROGRAM. *See***

"Cities for Responsible Investment and Strategic Enforcement Program"

**CITTA PROPERTIES LLC**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**CITY ACCELERATOR 2018 GRANT PROGRAM**

Auth. agreement and appropriation for City Accelerator 2018 Grant program, Tr. letter, 277, Pssd., 277

**CITY CENTER TWO-WAY CONVERSION PROJECT - PHASE II**

Approp. funds for Center City Two-Way Conversion Project – Phase II, Tr. letter, , Pssd., 293

**CITY CHARTER**

L.L. amend. City Charter with respect to abatement of nuisances, Tr. letter, 114, Held, 121, Tr. letter, 114, Pssd., 228;

L.L. amend. Code of Ethics, Tr. letter, 316, Pssd., 320

L.L. amend. Affordable Housing Policy, Tr. letter, 323, Pssd., 325

**CITY CLERK**

Reso. for selection and appt. of City Clerk, Adpt., 1

**CITY DEVELOPMENT FUND**

Appropriation of funds for City Development Fund, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Approp. funds and auth. agreements for Buyer Assistance Program, Tr. letter, 238, Pssd., 238

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

**CITY NEWSPAPER**

Designating Official Newspapers of City of Roch. for Years 2018-19, Pssd., 5



**CITY OF ROCHESTER CLEAN ENERGY COMMUNITIES PROGRAM**

Auth. agreement for City of Roch. Clean Energy Communities Program, Tr. letter, 445, Pssd., 445

**CITY PLANNING COMMISSION**

Approv. appts. to City Planning Commission, Tr. letter, 442, Adpt., 442

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

**CITY SCHOOL DISTRICT OF ROCHESTER**

Auth. intermunicipal agreement with Roch. City School District for after school recreation programming, auth. receipt and use of funds, and amend. Budget of the City of Roch., Tr. letter, 25, Pssd., 26

Amend. Official Map dedicating a portion of School No. 43 property to right-of-way purposes, Tr. letter, 48, Pub. hear., 31, Pssd., 49

Auth. agreement for auditing svcs., Tr. letter, 106, Pssd., 106

Auth. pav. width changes for Seward Street at School Number 19, Tr. letter, 168, Pub. hear., 148, Pssd., 169

Auth. intermunicipal agreement for fueling of Fire Department vehicles, Tr. letter, 184, Pssd., 185

Approv. certain matters and auth. execution and delivery of specified documents in conjunction with 2018 Phase of Roch. Joint Schools Constr. Board Facil. Modernization Program, Tr. letter, 200, Pssd., 202

Adoption of Budget estimates for school purposes for 2018-19 fiscal year and appropriation of sums set forth therein, Tr. letter, 203, Pub. hear., 198, Pssd., 206

Levying taxes for school purposes for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pssd., 206

Auth. agreement for Summer Literacy Program, Tr. letter, 262, Pssd., 262

Auth. agreement with Roch. City School District related to School Resource Officers, Tr. letter, 264, Pssd., 264

Auth. pav. width changes for Field Street at School No. 35, Tr. letter, 292, Pssd., 292

Amend. 2018-19 Budget for after-school programming, Tr. letter, 372, Pssd., 372

Auth. pav. width changes for Reynolds Street at School No. 2, Tr. letter, 408, Pub. hear., 380, Pssd., 408

Agreement with City School District for sharing maintenance of play apparatus and fields in parks, Tr. letter, 413, Pssd., 414

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

Auth. intermunicipal agreement with School District for traffic and crowd control svcs., Tr. letter, 448, Pssd., 448

Bond Ord. of City of Roch., New York auth. issuance of \$18,795,000 Bonds of said City to finance costs of improvements to specified City School District schools, Tr. letter, 455, Pssd., 457

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**CITY TRAFFIC VIOLATIONS AGENCY**

Amend. Budget to reflect administration of City Traffic Violations Agency, Tr. letter, 63, Pssd., 63

**CITYSTART 2018 GRANT PROGRAM**

Auth. agreement for CityStart 2018 Grant program, Tr. letter, 218, Pssd., 218

**CITYWIDE ARTERIAL STREET LIGHTING UPGRADES PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$327,000 Bonds

of said City to finance acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project, Tr. letter, 293, Pssd., 297

**CITYWIDE STRATEGIC MANAGEMENT PLAN**

Auth. agreement for consulting svcs. and creation of Citywide Strategic Management Plan, Tr. letter, 154, Pssd., 155

**CIVIL SERVICE COMMISSION**

Reso. approv. reappointment and appt. to Roch. Civil Service Commission, Tr. letter, 101, Adpt., 102

**CLAIRMOUNT STREET**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**CLARISSA STREET REUNION**

Auth. receipt and use of funds for 2018 Clarissa Street Reunion, Tr. letter, 345, Pssd., 346

**CLEAN HEATING AND COOLING COMMUNITY CAMPAIGN**

Auth. agreements and approp. funds for Clean Heating and Cooling Comm. Campaign, Tr. letter, 180, Pssd., 181

**CLEAN SWEEP**

Auth. agreement for Arconic Foundation Grant, Tr. letter, 480, Pssd., 481

**CLIFFORD AVENUE**

Auth. sale of 38 Clifford Ave., Tr. letter, 9, Pssd., 10

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**CLIFFORD, MOLLY,**

**COUNCILMEMBER**

Negative vote, Ord. No. 2018–27, Pssd., 35; Ord. No. 2018–61, Pssd., 81; Ord. No. 2018–224, Pssd., 279; Int. No. 342, Failed, 362; Ord. No. 2018–382, Pssd., 458; Local Law No. 1, Pssd., 473

Presented petition with 14 signatures in support of rezoning of Cameron Street, 198

Presented petition with 95 signatures in support of keeping the summer programs at School # 17, 198

**CLIFFORD, RONALD S.**

Auth. acquisition of 768 Brown Street, Tr. letter, 10, Pssd., 11

**CLIFTON STREET**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**CLIMATE ACTION PLAN**

Auth. agreement with New York State Energy Research and Development Authority, Tr. letter, 53, Pssd., 53

**CLIMATE ADAPTATION PLAN**

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

**CLIMATE SMART**

**COMMUNITIES PROGRAM**

Auth. grant agreement and approp. for Climate Smart Communities Climate Adaptation Plan, Tr. letter, 133, Pssd., 134

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

**COBBS HILL BASKETBALL COURTS**

Auth. grant agreement and approp. for improvements to Cobbs Hill Basketball Courts, Tr. letter, 135, Pssd., 135

Auth. additional funding for improvements to Cobbs Hill Basketball Courts, Tr. letter, 401, Pssd., 402

**COBBS HILL VILLAGE PROJECT**

Auth. agreement relating to mortgage financing and extending deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park, Tr. letter, 163, Held, 164, Pssd., 279

**COBBS HILL/NUNDA NEIGHBORHOOD DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**COLLABORATIVE SOLUTIONS LLC**

Auth. agreement to support Workday payroll/personnel system, Tr. letter, , Pssd.,

**COLLEGE AVENUE**

Amend. Official Map by memorializing College Avenue as Gary Stern Way, Tr. letter, 331, Pub. hear., 312, Pssd., 332

**COLLEGE FAIRS**

Auth. agreement with United Negro College Fund, Inc., Tr. letter, 417, Pssd., 417

**COLLINS, DONDRE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**COLUMBIA AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**COMMERCIAL CORRIDOR FAÇADE IMPROVEMENT PROGRAM**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**COMMERCIAL CORRIDOR STUDY, 2018**

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

**COMMISSIONER OF DEPARTMENT OF RECREATION AND YOUTH SERVICES**

Reso. confirming appt. of Commissioner of Recreation and Youth Svs., Tr. letter, 99, Adpt., 99

**COMMISSIONERS OF DEEDS**

Reso. establishing maximum number of Commissioners of Deeds, Tr. letter, 458, Adpt., 459

**COMMITTEE OF THE WHOLE**

Reports of, 98; 309; 417

**COMMUNITY COOPERATIVE BUSINESS DEVELOPMENT SERVICES**

Auth. amend. agreement with Roch. Market Driven Comm. Corporation, Tr. letter, 103, Pssd., 104

**COMMUNITY DEVELOPMENT BLOCK GRANT**

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Approp. funds and auth. agreements for business programs, Tr. letter, 248, Pssd., 248

Approp. funds and auth. agreement for rehabilitation of St. Joseph's Neighborhood Ctr., Tr. letter, 286, Pssd., 286

Auth. appropriation of Comm. Development Block Grant funds and amend. agreement for 2018-19 Housing Rehab Programs, Tr. letter, 286, Pssd., 287

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

**COMMUNITY DEVELOPMENT BLOCK GRANT, 2015-16**

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

**COMMUNITY DEVELOPMENT PROGRAM PLANS**

Auth. funding and amends. to service agreements for Emergency Solutions

Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for constr. of affordable housing, Tr. letter, 77, Pssd., 78

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Appropriation of funds for City Development Fund, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Auth. submission of Consolidated Community Development Plan/2018-19 Annual Action Plan and execution of grant agreements with United States Department of Housing and Urban Development, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approp. funds and auth. agreements for foreclosure prevention svcs., Tr. letter, 236, Pssd., 237

Approp. funds and auth. agreement for landlord/tenant svcs., Tr. letter, 237, Pssd., 238

Approp. funds and auth. agreements for Buyer Assistance Program, Tr. letter, 238, Pssd., 238

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Approp. funds and auth. agreements for HOME Rochester Program, Tr. letter, 240, Pssd., 241

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

Approp. funds and auth. agreements for Helping Elders Law Project, Tr. letter, 245, Pssd., 246

Auth. agreement and appropriation for Aging in Place Home Modification Program, Tr. letter, 246, Pssd., 247

Auth. funding for Demolition Program, Tr. letter, 247, Pssd., 248

Approp. funds and auth. agreements for business programs, Tr. letter, 248, Pssd., 248

Approp. for 2018-19 Mural Arts Project, Tr. letter, 262, Pssd., 263

Approp. funds and auth. agreement for rehabilitation of St. Joseph's Neighborhood Ctr., Tr. letter, 286, Pssd., 286

Auth. appropriation of Comm. Development Block Grant funds and amend. agreement for 2018-19 Housing Rehab Programs, Tr. letter, 286, Pssd., 287

Approp. funds for Emergency Assistance Repair Program, Tr. letter, 287, Pssd., 288

Approp. funds for Smoke Detector Installation Program, Tr. letter, 303, Pssd., 304

Approp. funds and auth. agreement to implement ROCmusic Program, Tr. letter, 304, Pssd., 304

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Approp. funds for quadrant support, Tr. letter, 328, Pssd., 329

Auth. appropriation for Business Association Support, Tr. letter, 329, Pssd., 330

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase

II Affordable Housing Project, Tr. letter, 425, Pssd., 426  
Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

**COMMUNITY FOOD**

**INTERNSHIP**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

**COMMUNITY HOUSING**

**DEVELOPMENT ORGANIZATION**

Approp. funds and auth. agreements for HOME Rochester Program, Tr. letter, 240, Pssd., 241

**COMMUNITY ORIENTED**

**POLICING SERVICES**

**MICRO-GRANT**

Amend. Ord. No. 2017-400, Tr. letter, 342, Pssd., 342

**COMPLEX COORDINATED**

**TERRORIST ATTACKS**

Auth. grant agreement to prepare communities for complex coordinated terrorist attacks, Tr. letter, 192, Pssd., 192

**COMPLIANCE INSPECTION**

**SERVICES**

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

**COMPREHENSIVE ACCESS AND**

**MOBILITY PLAN**

Auth. agreements and funding for Comprehensive Access & Mobility Plan, Tr. letter, 23, Pssd., 24

**COMPREHENSIVE ADOLESCENT**

**PREGNANCY PREVENTION**

**PROGRAM**

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**COMPREHENSIVE PLAN,**

**ROCHESTER 2034**

Auth. amend. agreement with Bergmann Associates, Architects,

Engineers, Landscape Architects & Surveyors, D.P.C. regarding update of City's Comprehensive Plan, Tr. letter, 160, Pssd., 160

**CONCERT MANAGEMENT SERVICES**

Auth. agreement with Eskay Concerts, Inc. for concert series management svcs., Tr. letter, 96, Pssd., 97

**CONCRETE TO CANVAS**

**PROJECT**

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

**CONDUIT MODERNIZATION -**

**TRANSMISSION SYSTEM**

**CATHODIC PROTECTION**

**PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$600,000 Bonds of said City to finance a portion of City's Conduit Modernization – Transmission System Cathodic Protection Project, Tr. letter, 135, Pssd., 137

**CONFLICT COUNSEL FOR**

**ROCHESTER POLICE**

**DEPARTMENT**

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

**CONIFER REALTY, LLC**

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

**CONKLIN, CAROLEE**

Reso. approv. appt. to Rochester Public Library Board of Trustees, Tr. letter, 67, Adpt., 67

**CONSILIUM1, LLC**

Auth. amend. agreement for business process and project management svcs., Tr. letter, 72, Pssd., 72

**CONSOLIDATED COMMUNITY**

**DEVELOPMENT PLAN. *See***

"Community Development Program Plans"

**CONSTRUCTION**

**ADMINISTRATION SERVICES**

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Auth. agreement for engineering svcs. for Public Safety Bldg. evaporative condenser replacement project, Tr. letter, 170, Pssd., 170

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

**CONSUMER CREDIT**

**COUNSELING SERVICE OF ROCHESTER, INC.**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**CONVERSION THERAPY**

Amend. Muni. Code with respect to Consumer Protection, Tr. letter, 271, Pssd., 273

**COOLING COIL REPLACEMENT PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$232,000 Bonds of said City to finance a portion of costs of Cooling Coil Replacement Project for Joseph A. Floreano Roch. Riverside Convention Center Project, Tr. letter, 12, Pssd., 13

**COORDINATED CARE SERVICES, INC.**

Auth. funding and amends. to service agreements for Emergency Solutions Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**CORN HILL ARTS FESTIVAL**

Auth. agreement for 2018 Corn Hill Arts Festival, Tr. letter, 195, Pssd., 195

**CORN HILL NEIGHBORS ASSOCIATION, INC.**

Auth. agreement for 2018 Corn Hill Arts Festival, Tr. letter, 195, Pssd., 195

**CORPORATION COUNSEL**

Reso. confirming appt. of Corporation Counsel, Tr. letter, 29, Adpt., 30

**CORRPRO COMPANIES, INC.**

Auth. agreement for professional corrosion engineering and cathodic protections svcs., Tr. letter, 252, Pssd., 252

**COUNCIL MEETINGS**

Organization Meeting, Held, 1, Adj., 5

Regular Meeting, Held, 6, Adj., 30; Held, 31, Adj., 61; Held, 61, Adj., 99; Held, 99, Adj., 146; Held, 147, Adj., 197; Held, 197, Adj., 268; Held, 269, Adj., 310; Held, 311, Adj., 347; Held, 348, Adj., 378; Held, 379, Adj., 418; Held, 419, Adj., 452; Held, 453, Adj., 491

Reso. establishing schedule for Council Committee meetings and Public Hearings during 2019, Tr. letter, 382, Adpt., 382

Reso. establishing schedule for regular meetings of Council during 2019, Tr. letter, 382, Adpt., 383

**COUNCIL MINUTES**

Approval of, 6; 31; 100; 147; 198; 296; 311; 348; 379; 419; 453

**COUNCIL PRESIDENT**

Reso. for nomination and selection of President of Roch. City Council, Adpt., 1

**COUNCIL VICE PRESIDENT**

Reso. for nomination and selection of Vice President of Roch. City Council, Adpt., 1

**COUNCIL, CHAD**

Auth. sale of real estate, Tr. letter, 109, Pssd., 110

**COUNTY DMV.** *See* "New York State, Commissioner of Motor Vehicles d/b/a Monroe County Clerk - DMV Office"

**COURT STREET PARKING LOT**

Auth. agreement for management of Blue Cross Arena at the War Memorial and Court Street Parking Lot and amend. user fees, Tr. letter, 485, Pssd., 486

**CRASH DATA SPECIALISTS LLC**

Auth. agreement for expert witness svcs. for Law Department, Tr. letter, 421, Pssd., 422

**CRIME PREVENTION OFFICER PROGRAM**

Amend. proposed 2018-19 Budget with respect to Police Crime Prevention Officers, Tr. letter, 218, Pssd., 219

**CRITICAL INFRASTRUCTURE GRANT PROGRAM**

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services for Critical Infrastructure Grant Program, Tr. letter, 371, Pssd., 372

**CRR PARKING LLC**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**CRUZ, FRANCISCO**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**CULVER/MERCHANTS PARKING LOT**

L.I.O. - establishing operating and maint. costs of neighborhood comm.

and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

**CUMMINGS STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**CURTIN, TIMOTHY R., CORPORATION COUNSEL**

Reso. confirming appt. of Corporation Counsel, Tr. letter, 29, Adpt., 30

**CURTIS STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

-D-

**DAILY RECORD**

Designating Official Newspapers of City of Roch. for Years 2018-19, Pssd., 5

**DAKOTA STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**DAVID HOCHSTEIN MEMORIAL MUSIC SCHOOL, INC.**

Approp. funds and auth. agreement to implement ROCmusic Program, Tr. letter, 304, Pssd., 304

**DAY ENVIRONMENTAL, INC.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

**DEBT**

Reso. approv. 2018-19 debt limit for general muni. purposes, Tr. letter, 216, Adpt., 218

**DELAMAINE DRIVE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**DELMAR STREET**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**DELMONTE STREET**

Auth. sale of real estate, Tr. letter, 157, Pssd., 158

**DELVALLE, MAXIMO**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**DEMOCRAT & CHRONICLE**

Designating Official Newspapers of City of Roch. for Years 2018-19, Pssd., 5

**DEMOLITION PROGRAM**

Auth. funding for Demolition Program, Tr. letter, 247, Pssd., 248

**DENGLER STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**DENTAL INSURANCE.** *See* "Insurance"

**DENTAL PLAN****ADMINISTRATION SERVICES**

Auth. amend. agreement with The Guardian Life Insurance Company of America for dental plan administration svcs., Tr. letter, 35, Pssd., 35

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. agreement for water quality testing svcs., Tr. letter, 181, Pssd., 182

Auth. agreement for cryptosporidium and giardia laboratory svcs., Tr. letter, 182, Pssd., 183

Auth. intermunicipal agreement for fueling of Fire Department vehicles, Tr. letter, 184, Pssd., 185

L.I.O. - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 207

Auth. agreement for professional corrosion engineering and cathodic

protections svcs., Tr. letter, 252, Pssd., 252

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

Auth. agreement with Life Science Laboratories, Inc., Tr. letter, 299, Pssd., 300

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

Auth. amend. agreement related to interim labor arrangement for Blue Cross Arena at the War Memorial, Tr. letter, 443, Pssd., 443

Amend. Ord. No. 2017-143 auth. agreement to allow placement of cellular wireless communications equipment on City-owned street light poles, Tr. letter, 479, Pssd., 479

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**DEPARTMENT OF FINANCE**

Auth. agreement for actuary svcs., Tr. letter, 105, Pssd., 106

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

Auth. agreement to support implementation of new payroll system, Tr. letter, 107, Pssd., 107

Auth. agreement for fiscal advisory svcs., Tr. letter, 152, Pssd., 153

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322



Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

**DEPARTMENT OF HUMAN RESOURCE MANAGEMENT**

Amend. Ord. No. 2014-365 and auth. amend. agreement with CEB, SHL Talent Measurement Solutions, Tr. letter, 105, Pssd., 105

**DEPARTMENT OF NEIGHBORHOOD AND BUSINESS DEVELOPMENT**

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

Auth. lease agreement for space located at 923-925 Genesee Street, Tr. letter, 281, Pssd., 281

Auth. agreements for appraisal and real estate-related svcs., Tr. letter, 283, Pssd., 284

Approv. Urban Renewal Plan for Bull's Head Urban Renewal Area, Tr. letter, 284, Pssd., 285

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

Auth. agreement for economic development svcs., Tr. letter, 432, Pssd., 433

Auth. agreement for business assistance svcs., Tr. letter, 433, Pssd., 433

**DEPARTMENT OF RECREATION AND YOUTH SERVICES**

Auth. intermunicipal agreement with Roch. City School District for after school recreation programming, auth. receipt and use of funds, and amend. Budget of the City of Roch., Tr. letter, 25, Pssd., 26

Auth. agreement with Roch. Area Comm. Foundation for receipt of funds for Youth Voice, One Vision Program,

and amend. Budget of the City of Roch., Tr. letter, 26, Pssd., 26

Auth. agreement with Town and Country Travel, Inc. for tour of Historically Black Colleges and Universities for City youth, Tr. letter, 58, Pssd., 59

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement with Eskay Concerts, Inc. for concert series management svcs., Tr. letter, 96, Pssd., 97

Reso. confirming appt. of Commissioner of Recreation and Youth Svcs., Tr. letter, 99, Adpt., 99

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

Auth. agreements for 2018 Summer Food Service Program, Tr. letter, 191, Pssd., 192

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

Auth. agreement for Summer Literacy Program, Tr. letter, 262, Pssd., 262

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

Amend. 2018-19 Budget for after-school programming, Tr. letter, 372, Pssd., 372

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

Auth. agreement for Roch. City Soccer League, Tr. letter, 489, Pssd., 490

### **DESIGN SERVICES**

Auth. agreement for design svcs. for the Brewery Line Trail, Tr. letter, 85, Pssd., 86

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87

Auth. agreement for design of Mt. Hope Cemetery Site Enhancements, Tr. letter, 86, Pssd., 86

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Auth. design svcs. agreement for Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue), Tr. letter, 127, Pssd., 128

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

Auth. agreements and approp. funds for Inner Loop North Transformation Project Scoping Study, Tr. letter, 298, Pssd., 299

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

Auth. amend. agreement with C & S Engineers, Inc. for 2018 Preventive Maintenance Group No. 2 Project, Tr. letter, 474, Pssd., 475

Auth. appropriation and amend. agreement for design svcs. for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 478, Pssd., 479

### **DESIRE REALTY CORP., LLC**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385

### **DEVALLE, MAXIMO**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

### **DIAMOND, CARMEN**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

### **DICKERSON, TONYA NICHOL**

Approv. appts. to City Planning Commission, Tr. letter, 442, Adpt., 442

### **DIEM STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

### **DIMITRI HOUSE, INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

### **DIRECTOR OF EMERGENCY COMMUNICATIONS**

#### **DEPARTMENT**

Reso. confirming appt. of Director of Emergency Communications Department, Tr. letter, 418, Adpt., 418

### **DIRECTOR OF FINANCE**

Approp. funds and auth. agreements for Helping Elders Law Project, Tr. letter, 245, Pssd., 246

Reso. confirming appt. of Director of Finance, Tr. letter, 309, Adpt., 310

Auth. competitive grant applications, Tr. letter, 350, Pssd., 350

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Bond Ord. of City of Roch., New York auth. issuance of \$2,346,000 Bonds of said City to finance costs of acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 400

Auth. admin. tax cancellations and refunds of \$1,000 or less for 2019, Tr. letter, 459, Pssd., 459

#### **DISCLOSURE OF INTEREST FORMS**

Submission of, 6; 31; 62; 100; 147; 198; 269; 311; 348; 379; 419; 453

#### **DISTRIBUTION AND HOLLEY SYSTEM WATER MAIN RENEWAL PROGRAM**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

#### **DISTRIBUTION SYSTEM WATER MAIN RENEWAL PROGRAM**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Cleaning and Cement Lining Project of Distribution System Water Main Renewal Program, Tr. letter, 16, Pssd., 17

#### **DLR GROUP INC.**

Auth. amend. agreement with DLR Group Inc. for further analysis of

impact of downtown entertainment venues, Tr. letter, 80, Pssd., 81

#### **DORAN STREET**

Auth. changes in traffic flow on Doran Street, Tr. letter, 445, Pub. hear., 419, Pssd., 446

#### **DORMITORY AUTHORITY OF THE STATE OF NEW YORK (DASNY)**

Auth. grant applications to Dormitory Authority of the State of New York for the Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 66, Pssd., 66

Auth. agreement for design svcs. for the Brewery Line Trail, Tr. letter, 85, Pssd., 86

Auth. design svcs. agreement for Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue), Tr. letter, 127, Pssd., 128

Auth. grant agreement and approp. for improvements to Cobbs Hill Basketball Courts, Tr. letter, 135, Pssd., 135

Auth. agreement for receipt and use of funding for Roch. Public Market, Tr. letter, 144, Pssd., 144

Bond Ord. of City of Roch., New York auth. issuance of \$327,000 Bonds of said City to finance acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting Upgrades Project, Tr. letter, 293, Pssd., 297

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Bond Ord. of City of Roch., New York auth. issuance of \$250,000 Bonds of said City to finance a portion of costs

of Rundel Library Structural Terrace Improvements Phase IV, Tr. letter, 377, Pssd., 378

**DOWNTOWN ENHANCEMENT DISTRICT**

L.I.O. - establishing cost of special work and svcs. related to Main Street improvements of Downtown Enhancement Dist., Tr. letter, 132, Pub. hear., 100, Pssd., 133

**DOWNTOWN ENTERTAINMENT CENTER FEASIBILITY STUDY**

Auth. amend. agreement with DLR Group Inc., Tr. letter, 289, Pssd., 290

**DREAM TEAM 17 PROPERTIES, LLC**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**DRIVING PARK AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**DRUG ENFORCEMENT**

**ADMINISTRATION**

Amend. 2018-19 Budget of Police Department, Tr. letter, 415, Pssd., 416

**DUPONT, RICHARD**

**CHRISTOPHER**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**DURAND EASTMAN PARK**

**BEACH HOUSE PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**DURGIN STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**DWI PROGRAM CRACKDOWN**

**WEEKEND ENFORCEMENT**

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146

**E.D.E.N. URBAN FARM**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

**EAGLE INTERNATIONAL INSTITUTE, INC. D/B/A EAGLE PRODUCTIVITY SOLUTIONS**

Auth. amend. agreement for training development and delivery svcs., Tr. letter, 151, Pssd., 152

**EASEMENTS**

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

**EAST AVENUE**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Auth. initiation of Official Map amend. to memorialize street in honor of Joe U. Posner, Tr. letter, 349, Pssd., 349

**EAST BROAD STREET**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**EAST END AVENUE/ALEXANDER STREET ENTERTAINMENT DISTRICT**

L.I.O. - establishing cost of special svcs. for East Avenue/Alexander Street Entertainment Dist., Tr. letter, 79, Pub. hear., 62, Pssd., 80

**EAST END GARAGE**

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

**EAST HENRIETTA ROAD IMPROVEMENT PROJECT (ROCHESTER CITY LINE TO STAN YALE DRIVE)**

Auth. appropriations and agreement for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 403

Bond Ord. of City of Roch., New York auth. issuance of \$230,000 Bonds of said City to finance construction and construction inspection svcs. related to East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 404

Auth. appropriation and amend. agreement for design svcs. for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 478, Pssd., 479

**EAST MAIN REALTY HOLDINGS LLC**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

**EAST MAIN STREET**

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget

for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

**EAST MAIN STREET DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**EAST MAIN STREET**

**IMPROVEMENT PROJECT**

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142

**ECONOMIC DEVELOPMENT SERVICES**

Auth. agreement for economic development svcs., Tr. letter, 432, Pssd., 433

**EDGE ARCHITECTURE, PLLC**

Auth. agreement with Edge Architecture, PLLC for architectural and engineering svcs. for Central Library's Master Space Plan Phase 4, Tr. letter, 21, Pssd., 22

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

**EISENBERG PLACE**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

**ELECTRIC VEHICLE CHARGING INFRASTRUCTURE**

Auth. agreement and approp. funds for installation of electric vehicle charging infrastructure, Tr. letter, 330, Pssd., 331

**ELECTRONIC CRIME**

**INVESTIGATIONS**

Amend. 2018-19 Budget for reimbursement of overtime costs and other expenses related to electronic crime investigations, Tr. letter, 374, Pssd., 374

**ELMWOOD AVENUE**

Auth. exchange of real estate with University of Rochester, Tr. letter, 426, Pssd., 430

. *See also* Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue)

**ELMWOOD AVENUE/COLLEGETOWN CYCLE TRACK PROJECT**

Approp. funds and auth. agreement for Elmwood Avenue/Collegetown Cycle Track project, Tr. letter, 332, Pssd., 333

Bond Ord. of City of Roch., New York auth. issuance of \$720,000 Bonds of said City to finance constr. and constr. inspection svcs. related to Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334

**EMERGENCY ASSISTANCE REPAIR PROGRAM**

Approp. funds for Emergency Assistance Repair Program, Tr. letter, 287, Pssd., 288

**EMERGENCY MANAGEMENT PLAN**

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

**EMERGENCY SOLUTIONS GRANT PROGRAM**

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**EMPIRE JUSTICE CENTER**

Approp. funds and auth. agreements for foreclosure prevention svcs., Tr. letter, 236, Pssd., 237

**EMPIRE STATE DEVELOPMENT**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**EMPIRE STATE DEVELOPMENT CORPORATION**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

**EMPIRE WRECKING COMPANY INC.**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**ENERGY PROGRAM SUPPORT SERVICES**

Auth. agreement for energy program support svcs., Tr. letter, 484, Pssd., 484

**ENGINEERING SERVICES**

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Auth. agreement for engineering svcs. for Public Safety Bldg. evaporative condenser replacement project, Tr. letter, 170, Pssd., 170

Auth. agreements and approp. funds for Inner Loop North Transformation Project Scoping Study, Tr. letter, 298, Pssd., 299

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

**ENTERPRISE COMMUNITY PARTNERS, INC.**

Auth. agreements to support housing quality improvement and enforcement

relating to Phase II of Cities for Responsible Investment and Strategic Enforcement program, Tr. letter, 466, Pssd., 467

**ENTERPRISE PROCESS AND SYSTEM SOLUTION**

Auth. amend. agreement with Kronos Incorporated, Tr. letter, 381, Pssd., 381

**ENTERTAINMENT VENUES, DOWNTOWN**

Auth. amend. agreement with DLR Group Inc. for further analysis of impact of downtown entertainment venues, Tr. letter, 80, Pssd., 81

**ENVIRONMENTAL DESIGN & RESEARCH, LANDSCAPE ARCHITECTURE, ENGINEERING & ENVIRONMENTAL SERVICES, D.P.C.**

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

**ENVIRONMENTAL PROTECTION FUND PARKS PROGRAM**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**ENVIRONMENTAL SITE ASSESSMENT, INVESTIGATION AND REMEDIAL SERVICES**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

**ENVIRONMENTAL TESTING & CONSULTING, INC.**

Auth. funding and agreement for Owner-Occupant Rehab. Program, Tr. letter, 43, Pssd., 45

Auth. amend. agreement with Environmental Testing & Consulting, Inc., Tr. letter, 160, Pssd., 161

**EPA.** *See* "United States Environmental Protection Agency"

**ERDMAN, ANTHONY AND ASSOCIATES, INC.**

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and

appropriation of funds, Tr. letter, 141, Pssd., 142

**ESKAY CONCERTS, INC. (D/B/A UP ALL NIGHT)**

Auth. agreement with Eskay Concerts, Inc. for concert series management svcs., Tr. letter, 96, Pssd., 97

**ETHEL STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**EUROFINS EATON ANALYTICAL, LLC**

Auth. agreement for water quality testing svcs., Tr. letter, 181, Pssd., 182

**EVANS, IRIS E.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**EVANS, MALIK, COUNCILMEMBER**

Abstention, Ord. No. 2018–20, Pssd., 26; Reso. No. 2018–14, Adpt., 149; Ord. No. 2018–134, Pssd., 181; Ord. No. 2018–144, Pssd., 189

Motion to amend, Int. No. 74, Adpt. 90; Int. No. 367, Pssd., 403

Negative vote, Ord. No. 2018–224, Pssd., 279

Presented petition with 64 signatures in support of reducing speed limit in City, 6

Disclosure of interest forms submitted, 6; 147; 198

**EVERGREEN STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**EXCHANGE STREET**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

-F-

**FALLONE PROPERTIES, LTD.**

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

**FALLONE, ROBERT,  
DEVELOPER**

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

**FARQUHARSON, ANDRE**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**FARRELL PARTNER, SARAH**

Reso. approv. reappointment and appt. to Roch. Civil Service Commission, Tr. letter, 101, Adpt., 102

**FARRUGIA, JOSEPH, PRESIDENT  
OF SUNSHINE CONCRETE  
COMPANY INC.**

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

**FAVOR STREET**

Auth. lease agreement with Roch. Youth for Christ, Inc., Tr. letter, 386, Pssd., 386

**FEDERAL FORFEITURE JUSTICE  
FUND**

Approp. Federal forfeiture funds for Police Department, Tr. letter, 142, Pssd., 143

**FEDERAL HIGHWAY  
ADMINISTRATION (FHWA)**

Approp. funds for Center City Two-Way Conversion Project – Phase II, Tr. letter, , Pssd., 293

Auth. agreements and funding for Comprehensive Access & Mobility Plan, Tr. letter, 23, Pssd., 24

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87

Amend. Ord. No. 2017-11 and approp. funds for 2020 Preventive Maintenance Northeast Group 9 Project, Tr. letter, 87, Pssd., 88

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142

Approp. funds and auth. agreement for Elmwood Avenue/Collegetown Cycle Track project, Tr. letter, 332, Pssd., 333

Bond Ord. of City of Roch., New York auth. issuance of \$720,000 Bonds of said City to finance constr. and constr. inspection svcs. related to Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Auth. appropriations and agreement for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 403

Auth. appropriations and agreement for 2018 Preventive Maintenance Northeast Group 1, Tr. letter, 404, Pssd., 405

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

**FEES**

Auth. agreement with Roch. Housing Auth. for comm. refuse and recycling svcs., Tr. letter, 255, Pssd., 256

**FENEVESSY LIBRARY TRUST  
FUND**

Auth. agreement with Edge Architecture, PLLC for architectural and engineering svcs. for Central



Library's Master Space Plan Phase 4, Tr. letter, 21, Pssd., 22

**FENWICK, RICHARD D.**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**FERGUSON, SHAMARA**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**FERNWOOD AVENUE**

Auth. sale of real estate, Tr. letter, 157, Pssd., 158, Tr. letter, 325, Pssd., 326

**FERRER-HEREDIA, LUIS**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**FESTIVALS**

Auth. agreement for 2018 Corn Hill Arts Festival, Tr. letter, 195, Pssd., 195

Auth. agreement for management of ROC Women's Festival, Tr. letter, 195, Pssd., 196

Auth. agreement for 2018 Park Ave Summer Art Fest, Tr. letter, 196, Pssd., 197

Auth. agreement for 2018 KeyBank Roch. Fringe Festival, Tr. letter, 266, Pssd., 267

Auth. agreement for 2018 Puerto Rican Festival, Tr. letter, 267, Pssd., 268

Auth. receipt and use of funds for 2018 Clarissa Street Reunion, Tr. letter, 345, Pssd., 346

Auth. agreement for Roc Holiday Village event, Tr. letter, 346, Pssd., 347

**FIELD STREET**

Auth. pav. width changes for Field Street at School No. 35, Tr. letter, 292, Pssd., 292

**FINANCE COMMITTEE**

Reports of, 7; 32; 62; 101; 149; 199; 270; 312; 349; 380; 420; 453

**FINANCIAL EMPOWERMENT CENTERS PLANNING GRANT 2018 PROGRAM**

Auth. agreement for Financial Empowerment Centers Planning Grant

2018 program, Tr. letter, 381, Pssd., 382

**FINANCIAL EMPOWERMENT FUND, INC.**

Auth. agreement for Financial Empowerment Centers Planning Grant 2018 program, Tr. letter, 381, Pssd., 382

**FIRE DEPARTMENT**

Auth. agreement with New York State Department of Environmental Conservation, Tr. letter, 93, Pssd., 94

Auth. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 146, Pssd., 146

Auth. intermunicipal agreement for fueling of Fire Department vehicles, Tr. letter, 184, Pssd., 185

Amend. Muni. Code with respect to fire prevention permit fees, Tr. letter, 203, Pssd., 211

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

Auth. agreement with Protectives, Inc., of Roch., N.Y. for auxiliary svcs., Tr. letter, 260, Pssd., 260

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

Bond Ord. of City of Roch., New York auth. issuance of \$2,222,000 Bonds of said City to finance costs of replacement of one Ladder Truck at Hudson Avenue Firehouse, one Engine Pumper at Emerson Street Firehouse and one Engine Pumper at Wisconsin Street Firehouse, Tr. letter, 302, Pssd., 303

Approp. funds for Smoke Detector Installation Program, Tr. letter, 303, Pssd., 304

Auth. amend. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 421, Pssd., 421

**FIRE DEPARTMENT SMALL EQUIPMENT PROJECT**

Approp. funds for Smoke Detector Installation Program, Tr. letter, 303, Pssd., 304

**FIRE SUPPRESSION DEPLOYMENT MODEL**

Auth. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 146, Pssd., 146

**FIREARMS INSTRUCTION**

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 28, Pssd., 28; Tr. letter, 487, Pssd., 487

**FIREARMS STANDARDIZATION**

Amend. Ord. No. 2012-351 relating to standardization of the Glock pistol for use by the Police Department, Tr. letter, 450, Pssd., 451

**FIREWORKS DISPLAYS**

Auth. agreement for fireworks displays, Tr. letter, 194, Pssd., 195

**FISHER ASSOCIATES, P.E., L.S., L.A., D.P.C.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement for planning svcs. for Bull's Head Revitalization Project, Tr. letter, 471, Pssd., 472

**FITCH & ASSOCIATES, LLC**

Auth. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 146, Pssd., 146

Auth. amend. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 421, Pssd., 421

**FITNESS COURT, PUBLIC OUTDOOR**

Auth. agreement and funding for an outdoor fitness court, Tr. letter, 451, Pssd., 452

**FIVETWENTYFIVE EAST BROAD LLC**

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**FLAGG, JOEANN A.**

Approv. appts. to City Planning Commission, Tr. letter, 442, Adpt., 442

**FLINT STREET**

Amend. Zoning Map for 5 and 15 Flint Street, Tr. letter, 393, Pub. hear., 379, Pssd., 394

**FLOWER CITY AMERICORPS PROGRAM**

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

**FLOWER CITY HABITAT FOR HUMANITY, INC.**

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for constr. of affordable housing, Tr. letter, 77, Pssd., 78

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

Auth. sale of real estate, Tr. letter, 157, Pssd., 158

**FLOWER, BRADLEY J.**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

**FLOWERS, CANADY AND EILEEN**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**FORBES, ANTHONY**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**FORFEITURE FUNDS**

Approp. funds and amend. 2018-19 Police Department Budget for operations of Greater Roch. Area Narcotics Enforcement Team program, Tr. letter, 305, Pssd., 306

Amend. 2018-19 Police Department Budget and approp. federal forfeiture

funds to acquire seized vehicles, Tr. letter, 343, Pssd., 344

Approp. funds and auth. agreement with Roch. Area Crime Stoppers, Inc., Tr. letter, 344, Pssd., 344

Approp. funds and auth. agreement to support community programs, Tr. letter, 370, Pssd., 370

Approp. funds and amend. 2018-19 Budget for operations of Greater Rochester Area Narcotics Enforcement Team, Tr. letter, 411, Pssd., 412

Approp. funds and amend. 2018-19 Budget for wire taps for long term investigations, Tr. letter, 451, Pssd., 451

Auth. funds and amend. 2018-19 Budget for Project CLEAN, Tr. letter, 486, Pssd., 487

#### **FOURTH STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

#### **FRANCIS, LYDIA L.**

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

#### **FREDERICK DOUGLASS COMMUNITY LIBRARY GREEN ROOF PROJECT**

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

#### **FREED MAXICK CPAS, P.C.**

Auth. agreement for auditing svcs., Tr. letter, 106, Pssd., 106

#### **FRIENDS OF THE GARDENAERIAL, INC.**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

**FRINGE FESTIVAL.** *See* "Rochester Fringe Festival, Inc."

#### **FROST AVENUE**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion

of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

#### **FUHRY, JULIA**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385

#### **FY2014 RECAPTURED FUNDS CERTIFIED LOCAL GOVERNMENT GRANT FUNDS**

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

-G-

#### **GALLINA DEVELOPMENT CORP.**

Auth. reimbursement agreement for areaway improvements at 1 South Clinton Avenue, Tr. letter, 366, Pssd., 366

#### **GARDINER FIREHOUSE UPGRADES**

Auth. agreement for Gardiner Firehouse Upgrades, Tr. letter, 91, Pssd., 92

Bond Ord. of City of Roch., New York auth. issuance of \$711,000 Bonds of said City to finance costs of 2018 Gardiner Firehouse Renovation Project, Tr. letter, 91, Pssd., 92

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

Bond Ord. of City of Roch., New York auth. issuance of \$398,000 Bonds of said City to finance costs of 2018 Gardiner Firehouse Renovation Project, Tr. letter, 334, Pssd., 335

#### **GARNET CAPITAL ADVISORS, LLC**

Auth. agreement with Garnet Capital Advisors, LLC for sales advisory svcs., Tr. letter, 34, Pssd., 35

**GARNET STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**GARY & MARCIA STERN FAMILY LIMITED PARTNERSHIP**

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

**GARY STERN WAY**

Amend. Official Map by memorializing College Avenue as Gary Stern Way, Tr. letter, 331, Pub. hear., 312, Pssd., 332

**GATTI, JOHN R.**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**GEDDES ROCHESTER LLC**

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

**GENERAL COMMUNITY NEEDS FUND**

Auth. agreement with Stantec Consulting Services, Inc. related to Campbell Street R-Center Gateway Improvements, Tr. letter, 48, Pssd., 48

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**GENERAL LIABILITY INSURANCE PROGRAM**

Auth. agreement to administer General Liability Insurance Program, Tr. letter, 316, Pssd., 316

**GENESEE CROSSROADS GARAGE**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**GENESEE ENVIRONMENTAL LLC**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**GENESEE STREET**

Auth. lease agreement for space located at 923-925 Genesee Street, Tr. letter, 281, Pssd., 281

**GENESEE TRANSPORTATION COUNCIL (GTC)**

Auth. agreements and funding for Comprehensive Access & Mobility Plan, Tr. letter, 23, Pssd., 24

**GINETT, SCOTT**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

**GLIDE STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**GOD'S VISION MINISTRIES**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**GOLD STREET**

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

**GOLDSTEIN, RICHARD, PRESIDENT AND CEO OF MAPCO AUTO PARKS LTD.**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**GONZALEZ, MARIA V.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**GOODWILL STREET**

Auth. payment in lieu (PILOT) of taxes agreement for Eastman Reserve project, Tr. letter, 40, Pssd., 42

**GORDON, ROBERT, MANAGING MEMBER OF I. GORDON CORPORATION**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**GOVERNMENT PAYMENT SERVICE, INC.**

Auth. agreement with Government Payment Service, Inc., Tr. letter, 95, Pssd., 95

**GRAFF, THOMAS**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**GRAND AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**GRANET.** *See* "Greater Rochester Area Narcotics Enforcement Team"

**GRANTS**

Auth. agreement with New York State Department of Health and receipt and use of grant funds for lead service line replacements, Tr. letter, 23, Pssd., 23

Auth. grant agreement with New York State Archives, Tr. letter, 27, Pssd., 27

Auth. receipt and use of a Byrne Justice Assistance Grant for the gun involved violence elimination research supplement from the New York State Division of Criminal Justice Services and authorizing an agreement with the Rochester Institute of Technology, Tr. letter, 28, Held, 29, Pssd., 193

Auth. funding and amends. to service agreements for Emergency Solutions Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. funding and agreement for Owner-Occupant Rehab. Program, Tr. letter, 43, Pssd., 45

Auth. intermunicipal agreement with County of Monroe to fund enforcement of Lead-Based Paint Poisoning Prevention Ord., Tr. letter, 45, Pssd., 45

Auth. agreement with Stantec Consulting Services, Inc. related to Campbell Street R-Center Gateway Improvements, Tr. letter, 48, Pssd., 48

Auth. amend. agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program, Tr. letter, 52, Pssd., 53

Auth. agreement with New York State Energy Research and Development Authority, Tr. letter, 53, Pssd., 53

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

Auth. agreement with New York State Division of Criminal Justice Services, Tr. letter, 60, Pssd., 61

Auth. grant applications to Dormitory Authority of the State of New York for the Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 66, Pssd., 66

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for constr. of affordable housing, Tr. letter, 77, Pssd., 78

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

Auth. acceptance of Petco Foundation grant for Animal Services, Tr. letter, 95, Pssd., 96

Auth. agreement for North Winton Village Streetscape Improvements, Tr. letter, 133, Pssd., 133

Auth. grant agreement and approp. for Climate Smart Communities Climate Adaptation Plan, Tr. letter, 133, Pssd., 134

Auth. grant agreement and approp. for improvements to Cobbs Hill Basketball Courts, Tr. letter, 135, Pssd., 135

Auth. agreement for receipt and use of funding for Roch. Public Market, Tr. letter, 144, Pssd., 144

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146

Auth. agreements and approp. funds for Clean Heating and Cooling Comm. Campaign, Tr. letter, 180, Pssd., 181

Auth. agreements for 2018-19 Gun Involved Violence Elimination Program, Tr. letter, 188, Pssd., 189

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

Auth. grant agreement to prepare communities for complex coordinated terrorist attacks, Tr. letter, 192, Pssd., 192

Auth. agreement for CityStart 2018 Grant program, Tr. letter, 218, Pssd., 218

Appropriation of funds for City Development Fund, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Auth. submission of Consolidated Community Development Plan/2018-19 Annual Action Plan and execution of grant agreements with United States Department of Housing and Urban Development, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

Approp. funds and auth. agreements for business programs, Tr. letter, 248, Pssd., 248

Auth. applications to and agreements with New York State for funding of water quality infrastructure projects, Tr. letter, 252, Pssd., 253

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

Amend. Ord. No. 2018-21, Tr. letter, 263, Pssd., 264

Auth. agreement and appropriation for City Accelerator 2018 Grant program, Tr. letter, 277, Pssd., 277

Approp. funds and auth. agreement for rehabilitation of St. Joseph's Neighborhood Ctr., Tr. letter, 286, Pssd., 286

Auth. appropriation of Comm. Development Block Grant funds and amend. agreement for 2018-19 Housing Rehab Programs, Tr. letter, 286, Pssd., 287

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

Auth. agreement for Bomb Squad Initiative grant, Tr. letter, 304, Pssd., 305

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

Auth. agreement for Gun Involved Violence Elimination Initiative, Tr. letter, 307, Pssd., 308

Amend. 2018-19 Budget of Library and accepting funds for library facility improvements and programs, Tr. letter, 313, Pssd., 314

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Auth. agreement and approp. funds for installation of electric vehicle charging infrastructure, Tr. letter, 330, Pssd., 331

Auth. grant agreement with County of Monroe for Tobacco Compliance Grant Program, Tr. letter, 339, Pssd., 340

Amend. 2018-19 Budget by increasing appropriations for Roch. Police Department to carry over unspent grant funds, Tr. letter, 340, Pssd., 341

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services, Tr. letter, 341, Pssd., 341

Amend. Ord. No. 2017-400, Tr. letter, 342, Pssd., 342

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

Auth. competitive grant applications, Tr. letter, 350, Pssd., 350

Auth. funding and agreements for Northwest Quadrant Historic Resource Survey, Tr. letter, 358, Pssd., 359

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

Auth. agreement with New York State Division of Homeland Security and Emergency Services for Tactical

Team Program Grant, Tr. letter, 371, Pssd., 371

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services for Critical Infrastructure Grant Program, Tr. letter, 371, Pssd., 372

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

Auth. grant agreement and funding for Child Passenger Safety Program, Tr. letter, 373, Pssd., 374

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. agreement for Financial Empowerment Centers Planning Grant 2018 program, Tr. letter, 381, Pssd., 382

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

Auth. agreement and funding for Motor Vehicle Theft and Insurance Fraud Prevention program, Tr. letter, 412, Pssd., 412

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

Auth. grant agreement for 2018 State Homeland Security Program, Tr. letter, 414, Pssd., 415

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

Auth. agreement for City of Roch. Clean Energy Communities Program, Tr. letter, 445, Pssd., 445

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

Auth. grant agreements and funding for Roch. Police Department violence prevention and community policing programs, Tr. letter, 449, Pssd., 450

Auth. agreements to support housing quality improvement and enforcement relating to Phase II of Cities for Responsible Investment and Strategic Enforcement program, Tr. letter, 466, Pssd., 467

Auth. receipt and use of grant funds and agreements for housing repair programs, Tr. letter, 468, Pssd., 469

Auth. receipt and use of grant funds and agreements for Brownfield Cleanup Revolving Loan Fund Program, Tr. letter, 469, Pssd., 470

Auth. agreement for Arconic Foundation Grant, Tr. letter, 480, Pssd., 481

Auth. receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street, Tr. letter, 481, Pssd., 482

Auth. receipt and use of grant funds and auth. agreements for Brownfield Opportunity Area Site Assessment Program, Tr. letter, 481, Pssd., 481

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

#### **GRAY, KEMAR**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

#### **GREATER ROCHESTER AREA NARCOTICS ENFORCEMENT TEAM**

Approp. funds and amend. 2018-19 Police Department Budget for operations of Greater Roch. Area Narcotics Enforcement Team program, Tr. letter, 305, Pssd., 306

Approp. funds and amend. 2018-19 Budget for operations of Greater Rochester Area Narcotics Enforcement Team, Tr. letter, 411, Pssd., 412

#### **GREATER ROCHESTER ENTERPRISE, INC.**

Auth. agreement for economic development svcs., Tr. letter, 432, Pssd., 433

#### **GREATER ROCHESTER HOUSING PARTNERSHIP, INC.**

Auth. agreement for City of Roch. Clean Energy Communities Program, Tr. letter, 445, Pssd., 445

#### **GREEN VISIONS TRAINING AND WORKFORCE DEVELOPMENT PROGRAM**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

#### **GREYSTON PROPERTIES NY, LLC**

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

#### **GRINER, HOPE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

#### **GROUP 14621 COMMUNITY ASSOCIATION, INC.**

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

#### **GRUBER, MITCHELL, COUNCILMEMBER**

Abstention, Reso. No. 2018-7, Adpt., 36; Reso. No. 2018-14, Adpt., 149; Ord. No. 2018-146, Pssd., 191; Ord.



No. 2018–263, Pssd., 328; Ord. No. 2018–302, Pssd., 369; Ord. No. 2018–390, Pssd., 468

Negative vote, Motion to discharge Int. No. 179 from Committee, Pssd., 161; Ord. No. 2018–124, Pssd., 163; Ord. No. 2018–158, Pssd., 206; L.L. No. 4, Pssd., 228; Int. No. 342, Failed, 362; Ord. No. 2018–359, Pssd., 432

Disclosure of interest forms submitted, 31; 62; 100; 147; 311; 348; 453

2018-7 - Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 35, Adpt., 36

**GUARDIAN LIFE INSURANCE COMPANY OF AMERICA**

Auth. amend. agreement with The Guardian Life Insurance Company of America for dental plan administration svcs., Tr. letter, 35, Pssd., 35

Auth. agreement for dental insurance, Tr. letter, 455, Pssd., 455

**GUN INVOLVED VIOLENCE ELIMINATION PROGRAM**

Auth. receipt and use of Byrne Justice Assistance Grant for Gun Involved Violence Elimination Research Supplement from New York State Division of Criminal Justice Services and auth. agreement with Rochester Institute of Technology, Tr. letter, 28, Held, 29, Pssd., 193

Auth. agreements for 2018-19 Gun Involved Violence Elimination Program, Tr. letter, 188, Pssd., 189

Auth. agreement for Gun Involved Violence Elimination Initiative, Tr. letter, 307, Pssd., 308

**GUS MACKER 3-ON-3 BASKETBALL TOURNAMENT, 2018**

Auth. agreement for 2018 Gus Macker 3-on-3 basketball tournament, Tr. letter, 97, Pssd., 98

-H-

**HAAGS ALLEY**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

**HABITAT FOR HUMANITY.** *See* "Flower City Habitat for Humanity, Inc."

**HARRIS STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**HARRIS, LASHAY**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**HASKINS, WAYNE**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**HAYLOR, FREYER AND COON, INC.**

Auth. agreement for insurance broker svcs., Tr. letter, 108, Pssd., 108

**HAZARDOUS MATERIALS MANAGEMENT**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**HAZARDOUS SIDEWALK REPLACEMENT PROGRAM SOUTHWEST QUADRANT 2018 PHASE 1 PROJECT**

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

Bond Ord. of City of Roch., New York auth. issuance of \$1,241,000 Bonds of said City to finance certain costs of Southwest Quadrant 2018 Phase 1 Hazardous Sidewalk

Replacement Program, Tr. letter, 88,  
Pssd., 90

**HAZELWOOD TERRACE STREET  
MALL**

L.I.O. - care and embellishment of  
street malls for 2018-2019, Tr. letter,  
130, Pub. hear., 100, Pssd., 132

**HELPING ELDERS LAW  
PROJECT**

Approp. funds and auth. agreements  
for Helping Elders Law Project, Tr.  
letter, 245, Pssd., 246

**HEMLOCK WATER TREATMENT  
PLANT**

Auth. agreement with Life Science  
Laboratories, Inc., Tr. letter, 299, Pssd.,  
300

**HEMLOCK-CANADICE STATE  
FOREST PROPERTY**

Auth. amend. service agreement with  
New York State Department of  
Environmental Conservation for  
maintaining Hemlock-Canadice State  
Forest property, Tr. letter, 254, Pssd.,  
254

**HIGH FALLS BUSINESS  
IMPROVEMENT DISTRICT**

L.I.O. - establishing cost of  
assessments related to High Falls  
Business Improvement District and  
auth. agreement, Tr. letter, 111, Pub.  
hear., 100, Pssd., 111

**HIGH FALLS BUSINESS  
IMPROVEMENT DISTRICT  
MANAGEMENT ASSOCIATION,  
INC.**

L.I.O. - establishing cost of  
assessments related to High Falls  
Business Improvement District and  
auth. agreement, Tr. letter, 111, Pub.  
hear., 100, Pssd., 111

**HIGH STREET**

Auth. sale of 103 High St., Tr. letter,  
9, Pssd., 10

**HIGH TECH WORKFORCE  
DEVELOPMENT BOOT CAMP -  
LAUNCH CODE PROJECT**

Auth. Consolidated Funding Grant  
applications and agreements, Tr. letter,  
297, Pssd., 298

**HIGHLAND FAMILY PLANNING**

Auth. agreements and funding for  
Comprehensive Adolescent Pregnancy  
Prevention Program, Tr. letter, 488,  
Pssd., 489

**HIGHLAND HOSPITAL OF  
ROCHESTER**

Auth. agreements for Teenage  
Pregnancy Prevention Program, Tr.  
letter, 375, Pssd., 376

**HIGHLAND PLANNING LLC**

Auth. agreements for 2018-2019  
Street Liaison Program, Tr. letter, 327,  
Pssd., 328

Auth. amend. agreement for  
development of Climate Adaptation  
Plan, Tr. letter, 444, Pssd., 444

**HIGHLAND RESERVOIR**

Auth. agreement to develop means  
for Highland Reservoir to comply with  
federal Long Term Enhanced Surface  
Treatment Rule, Tr. letter, 51, Pssd., 52

**HILL, CHRIS, MANAGING  
MEMBER OF I. GORDON  
CORPORATION**

Auth. long-term capital lease  
agreement for Genesee Crossroads  
Garage, Tr. letter, 362, Pssd., 363

**HILLSIDE AVENUE STREET  
MALL**

L.I.O. - care and embellishment of  
street malls for 2018-2019, Tr. letter,  
130, Pub. hear., 100, Pssd., 132

**HMS CAPITAL, LLC**

Auth. sale of real estate, Tr. letter,  
423, Pssd., 425

**HODGINS, MIA**

Reso. approv. appt. to Board of  
Ethics, Tr. letter, 276, Adpt., 276

**HOELTZER STREET**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**HOME INVESTMENT PARTNERSHIPS**

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

**HOME OWNERSHIP PILOT PROGRAM**

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

**HOME PROGRAM**

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**HOME PROGRAM, 2012-13**

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

**HOME ROCHESTER PROGRAM**

Approp. funds and auth. agreements for HOME Rochester Program, Tr. letter, 240, Pssd., 241

Auth. agreement for HOME Rochester Program, Tr. letter, 241, Pssd., 242

**HOME STORE, URBAN LEAGUE OF ROCHESTER, N.Y., INC.**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**HOMEBUYER TRAINING PROGRAM**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**HOMEOWNERSHIP FUND**

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**HOMEOWNERSHIP FUND-FORECLOSURE PREVENTION**

Approp. funds and auth. agreements for foreclosure prevention svcs., Tr. letter, 236, Pssd., 237

**HOMEOWNERSHIP PROMOTION FUND-BUYER ASSISTANCE**

Approp. funds and auth. agreements for Buyer Assistance Program, Tr. letter, 238, Pssd., 238

**HOMEOWNERSHIP PROMOTION FUND-HOMEBUYER TRAINING**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

**HOPWOOD, LLC**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

**HOPWOOD, SCOTT**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

**HOUSE REVOLVING LOAN FUND**

Auth. payment in lieu of taxes and loan agreements for the Southview

Towers project, Tr. letter, 161, Pssd., 163

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

### **HOUSING**

Auth. agreement relating to mortgage financing and extending deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park, Tr. letter, 163, Held, 164, Pssd., 279

L.L. amend. Affordable Housing Policy, Tr. letter, 323, Pssd., 325

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

Auth. assumption of debt, amending of loan agreements and payments in lieu of taxes for St. Bernard's affordable senior rental development, Tr. letter, 470, Pssd., 471

### **HOUSING CHOICE**

#### **FUND-EMERGENCY SOLUTIONS GRANT**

Auth. funding and amends. to service agreements for Emergency Solutions Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

### **HOUSING CHOICE**

#### **FUND-HOUSING**

#### **OPPORTUNITIES FOR PERSONS WITH AIDS**

Approp. funds and auth. agreements for Housing Opportunities for Persons with AIDS Program, Tr. letter, 244, Pssd., 245

### **HOUSING COUNCIL AT PATHSTONE, INC.**

Approp. funds and auth. agreements for foreclosure prevention svcs., Tr. letter, 236, Pssd., 237

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

### **HOUSING DEVELOPMENT FUND**

Auth. funding and agreement for Owner-Occupant Rehab. Program, Tr. letter, 43, Pssd., 45

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for constr. of affordable housing, Tr. letter, 77, Pssd., 78

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Approp. funds and auth. agreements for HOME Rochester Program, Tr. letter, 240, Pssd., 241

Auth. agreement and appropriation for Aging in Place Home Modification Program, Tr. letter, 246, Pssd., 247

Approp. funds for Emergency Assistance Repair Program, Tr. letter, 287, Pssd., 288

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable

Rental Project, Tr. letter, 396, Pssd., 398

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

**HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM**

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

Approp. funds and auth. agreements for Housing Opportunities for Persons with AIDS Program, Tr. letter, 244, Pssd., 245

**HOUSING REPAIR PROGRAMS**

Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

Auth. receipt and use of grant funds and agreements for housing repair programs, Tr. letter, 468, Pssd., 469

**HOUSING REPAIR/REHAB PROGRAM**

Auth. appropriation of Comm. Development Block Grant funds and amend. agreement for 2018-19 Housing Rehab Programs, Tr. letter, 286, Pssd., 287

**HOUSING REVOLVING LOAN FUND**

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

Amend. Ord. No. 2018-181 auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 359, Pssd., 360

**HOWELL STREET**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

**HUDSON AVENUE**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326, Tr. letter, 423, Pssd., 45

**HUDSON PARTNERS DEVELOPMENT LLC**

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

**HUNTER, TERIANCE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**HUNTINGTON PARK STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

**HYDRAULIC MODEL SIMULATION SUPPORT SERVICES**

Auth. agreement for hydraulic model support svcs., Tr. letter, 484, Pssd., 485

-I-

**I. GORDON CORPORATION**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**IBERO-AMERICAN ACTION LEAGUE, INC.**

Auth. agreements for Councilmember designations to support various community programs and neighborhood groups, Tr. letter, 320, Pssd., 321

**IBERO-AMERICAN DEVELOPMENT CORPORATION**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**ICELAND PARK**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425, Tr. letter, 461, Pssd., 463

**INDEPENDENT TITLE AGENCY, LLC**

Auth. professional svcs. agreement for real estate title svcs., Tr. letter, 274, Pssd., 274

**INDUSTRIAL STREET**

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

**INFRASTRUCTURE IMPROVEMENTS**

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

**INNER FAITH GOSPEL TABERNACLE CHURCH INC.**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**INNER LOOP EAST TRANSFORMATION PROJECT**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Approp. funds from Rochester Pure Waters District, Tr. letter, 257, Pssd., 257

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**INNER LOOP NORTH TRANSFORMATION PROJECT SCOPING STUDY**

Auth. agreements and approp. funds for Inner Loop North Transformation Project Scoping Study, Tr. letter, 298, Pssd., 299

**INSPECTION SERVICES**

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

**INSURANCE**

Auth. agreement for insurance broker svcs., Tr. letter, 108, Pssd., 108

Auth. agreement to administer General Liability Insurance Program, Tr. letter, 316, Pssd., 316

Auth. agreement for dental insurance, Tr. letter, 455, Pssd., 455

**INSURANCE RESERVE FUND**

Appropriation from Insurance Reserve Fund, Tr. letter, 350, Pssd., 351

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

**INTERIM LABOR ARRANGMENTS**

Auth. amend. agreement related to interim labor arrangement for Blue Cross Arena at the War Memorial, Tr. letter, 443, Pssd., 443

**INTERMUNICIPAL AGREEMENTS**

Auth. intermunicipal agreement with Roch. City School District for after school recreation programming, auth. receipt and use of funds, and amend. Budget of the City of Roch., Tr. letter, 25, Pssd., 26

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 28, Pssd., 28

Auth. intermunicipal agreement with County of Monroe to fund enforcement of Lead-Based Paint Poisoning Prevention Ord., Tr. letter, 45, Pssd., 45

Auth. intermunicipal agreement with Roch. Housing Authority, Tr. letter, 92, Pssd., 93

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146

Auth. intermunicipal agreement for fueling of Fire Department vehicles, Tr. letter, 184, Pssd., 185

Auth. intermunicipal agreement for fueling of vehicles, Tr. letter, 256, Pssd., 256

Auth. intermunicipal agreement with County of Monroe for solid waste and recycling svcs., Tr. letter, 401, Pssd., 401

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

Agreement with City School District for sharing maintenance of play apparatus and fields in parks, Tr. letter, 413, Pssd., 414

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

Auth. intermunicipal agreement with School District for traffic and crowd control svcs., Tr. letter, 448, Pssd., 448

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 487, Pssd., 487

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

-J-

**JABAG PROPERTIES, L.L.C.**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**JASINSKI, AMY**

Auth. agreement to support implementation of new payroll system, Tr. letter, 107, Pssd., 107

**JAY STREET**

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

Determinations and findings relating to acq. of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

**JEAN, CHRISTON**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**JEFFERSON AVENUE**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230; Tr. letter, 353, Pssd., 354; Tr. letter, 423, Pssd., 425; Tr. letter, 461, Pssd., 463

**JETTY, LLC D/B/A THE JETTY AT THE PORT**

Auth. amend. lease agreement for space in Port Terminal Building, Tr. letter, 465, Pssd., 466

**JOB CREATION/YOUTH DEVELOPMENT**

Approp. for 2018-19 Mural Arts Project, Tr. letter, 262, Pssd., 263

**JOB DEVELOPMENT FUND**

Auth. amend. agreement with Roch. Market Driven Comm. Corporation, Tr. letter, 103, Pssd., 104

**JOE U. POSNER WAY**

Auth. initiation of Official Map amend. to memorialize street in honor of Joe U. Posner, Tr. letter, 349, Pssd., 349

**JOHN, JAISON**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

**JOHNSON, RONDELL**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**JOSANA NEIGHBORHOOD**

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for constr. of affordable housing, Tr. letter, 77, Pssd., 78

**JOSANA STADIUM II, LLC**

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

**JOSEPH A. FLOREANO ROCHESTER RIVERSIDE CONVENTION CENTER**

Bond Ord. of City of Roch., New York auth. issuance of \$232,000 Bonds of said City to finance a portion of costs

of Cooling Coil Replacement Project for Joseph A. Floreano Roch. Riverside Convention Center Project, Tr. letter, 12, Pssd., 13

Bond Ord. of City of Roch., New York auth. issuance of \$1,000,000  
Bonds of said City to finance a portion of costs of Replacement of the Operable Partition Walls at Joseph A. Floreano Rochester Riverside Convention Center Project, Tr. letter, 13, Pssd., 15

Amend. Bond Ord. No. 2017-41 to finance a portion of costs of Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project, Tr. letter, 257, Pssd., 259

Auth. amend. agreement with Stantec Consulting Services Inc. for Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs Project, Tr. letter, 257, Pssd., 258

Auth. amend. agreement related to interim labor arrangement for Blue Cross Arena at the War Memorial, Tr. letter, 443, Pssd., 443

**JOSEPH A. FLOREANO  
ROCHESTER RIVERSIDE  
CONVENTION CENTER RIVER  
TERRACE REPAIRS PROJECT**

Amend. Bond Ord. No. 2017-41 to finance a portion of costs of Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project, Tr. letter, 257, Pssd., 259

Auth. amend. agreement with Stantec Consulting Services Inc. for Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs Project, Tr. letter, 257, Pssd., 258

**JOSEPH C. LU ENGINEERING,  
P.C.**

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

Auth. design svcs. agreement for Scottsville Road-Elmwood Avenue

Improvement Project (Western City Line-Mt. Hope Avenue), Tr. letter, 127, Pssd., 128

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement for 2017 Preventive Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 365

**JOSEPH C. WILSON BOULEVARD**

Auth. exchange of real estate with University of Rochester, Tr. letter, 426, Pssd., 430

**JOSEPH, GRACE F.**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**JUSTICE ASSISTANCE GRANT  
PROGRAM**

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

-K-

**KABOOM!, INC.**

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

**KADYSH, JANE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**KARIN, DANIEL B.**

Reso. approv. reappointment to Rochester Public Library Board of Trustees, Tr. letter, 66, Adpt., 67

**KASTNER PARK**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**KENSINGTON STREET**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000  
Bonds of said City to finance costs of



acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**KESTREL STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**KEYBANK ROCHESTER FRINGE FESTIVAL.** *See* "Rochester Fringe Festival, Inc."

**KNAUF, JENNA**

Auth. agreement for Roc Holiday Village event, Tr. letter, 346, Pssd., 347

**KNAUF, JENNA, D/B/A BELLA WEDDINGS AND EVENTS**

Auth. agreement for management of ROC Women's Festival, Tr. letter, 195, Pssd., 196

**KOCH, FRANK ROBERT**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**KONOPKA ARCHITECTURE, P.C.**

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

**KRONOS INCORPORATED**

Auth. amend. agreement with Kronos Incorporated, Tr. letter, 381, Pssd., 381

-L-

**LA MARKET NORTH CLINTON AVENUE URBAN RENEWAL DISTRICT**

Approv. appropriation of Roch. Urban Renewal Agency funds for public infrastructure improvements in La Marketa North Clinton Avenue Urban Renewal Dist., Tr. letter, 434, Pssd., 434

**LA MARKET PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**LABELLA ASSOCIATES D.P.C.**

Auth. agreement for resident project representation svcs. for Parks projects, Tr. letter, 144, Pssd., 145

Auth. agreement for engineering svcs. for Public Safety Bldg. evaporative condenser replacement project, Tr. letter, 170, Pssd., 170

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

**LAFAYETTE PARK STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

**LAKE AVENUE**

Auth. agreement extension with New York State Department of Transportation for snow and ice removal, Tr. letter, 22, Pssd., 23

Auth. payment in lieu of taxes (PILOT) agreement for Eastman Reserve project, Tr. letter, 40, Pssd., 42

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

Bond Ord. of City of Roch., New York auth. issuance of \$2,346,000 Bonds of said City to finance costs of acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 400

Auth. agreement extension with New York State Department of

Transportation for snow and ice control, Tr. letter, 479, Pssd., 480

**LAKE AVENUE DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**LAMEES LLC**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**LAND SURVEYING, P.C.**

Auth. amend. agreement for 2017 Preventive Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 365

**LANDMARK SOCIETY OF WESTERN NEW YORK, INC.**

Auth. funding and agreements for Northwest Quadrant Historic Resource Survey, Tr. letter, 358, Pssd., 359

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

**LANDSCAPE ARCHITECTURAL SERVICES**

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

**LANDSCAPE MAINTENANCE**

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

**LANDSMAN DEVELOPMENT CORP.**

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

**LAPIANA, ROBERT V.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**LARK STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**LASALLE STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**LASER STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**LAW DEPARTMENT**

Auth. professional svcs. agreement for expert witness svcs. for the Law Department, Tr. letter, 104, Pssd., 105

Auth. agreement for expert witness svcs. for Law Department, Tr. letter, 421, Pssd., 422

**LAW OFFICES OF PULLANO & FARROW, PLLC**

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

**LEAD AGENCY AGREEMENT**

Auth. lead agency agreement between City Council and Mayor regarding Environmental Review, Tr. letter, 10, Pssd., 10

**LEAD HAZARD CONTROL PROGRAM**

Auth. amend. agreement with Environmental Testing & Consulting, Inc., Tr. letter, 160, Pssd., 161

**LEAD SERVICE LINE**

**REPLACEMENT PROGRAM**

Bond Ord. of City of Roch., New York auth. issuance of \$500,000 Bonds of said City to finance a portion of costs of City's 2018 Lead Service Line Replacement Program, Tr. letter, 15, Pssd., 16

Auth. agreement with New York State Department of Health and receipt and use of grant funds for lead service line replacements, Tr. letter, 23, Pssd., 23

**LEAD SERVICE LINE**

**REPLACEMENT PROJECT**

Auth. applications to and agreements with New York State for funding of

water quality infrastructure projects, Tr. letter, 252, Pssd., 253

**LEAD-BASED PAINT**

Auth. intermunicipal agreement with County of Monroe to fund enforcement of Lead-Based Paint Poisoning

Prevention Ord., Tr. letter, 45, Pssd., 45

**LEADSONLINE, INC.**

Auth. agreement with LeadsOnline, Inc., Tr. letter, 94, Pssd., 95

**LEASE AGREEMENTS**

Auth. lease agreement with The Arbor Loft, LLC, Tr. letter, 79, Pssd., 79

Auth. lease agreement with Bill Gray's Inc., Tr. letter, 110, Pssd., 111

Auth. lease agreement for space in Port Terminal Bldg., Tr. letter, 158, Pssd., 159

Auth. amend. lease agreement for Port Terminal Building, Tr. letter, 281, Pssd., 282

Auth. lease agreement for space located at 923-925 Genesee Street, Tr. letter, 281, Pssd., 281

Auth. lease agreement with UGI ENERGY SERVICES, LLC, Tr. letter, 282, Pssd., 283

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

Auth. lease agreement with Bill Gray's Inc., Tr. letter, 355, Pssd., 356

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

Auth. lease agreement with Abbott's Frozen Custard, Inc., Tr. letter, 385, Pssd., 385

Auth. lease agreement with Roch. Youth for Christ, Inc., Tr. letter, 386, Pssd., 386

Auth. amend. lease agreement for space in Port Terminal Building, Tr. letter, 465, Pssd., 466

Auth. lease agreement for storage at Port Terminal Building, Tr. letter, 465, Pssd., 465

**LEAVENWORTH STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**LEE, CALVIN**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

**LEGAL AID SOCIETY OF ROCHESTER, NEW YORK**

Approp. funds and auth. agreement for landlord/tenant svcs., Tr. letter, 237, Pssd., 238

**LEGAL MED, LLC**

Auth. professional svcs. agreement for expert witness svcs. for the Law Department, Tr. letter, 104, Pssd., 105

**LEWIS, RICHARD**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**LEXINGTON AVENUE**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**LEXISNEXIS CLAIMS SOLUTIONS INC.**

Auth. agreement for motor vehicle accident records management, Tr. letter, 342, Pssd., 343

**LIBRARIES**

Amend. 2018-19 Budget of Library and accepting funds for library facility improvements and programs, Tr. letter, 313, Pssd., 314

Auth. amend. agreement for Rundel Library Structural Terrace

Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

Bond Ord. of City of Roch., New York auth. issuance of \$250,000 Bonds of said City to finance a portion of costs of Rundel Library Structural Terrace Improvements Phase IV, Tr. letter, 377, Pssd., 378

**LIFE SCIENCE LABORATORIES, INC.**

Auth. agreement with Life Science Laboratories, Inc., Tr. letter, 299, Pssd., 300

**LIFESPAN OF GREATER ROCHESTER, INC.**

Auth. agreement and appropriation for Aging in Place Home Modification Program, Tr. letter, 246, Pssd., 247

**LIGHTFOOT, WILLIE J., COUNCILMEMBER**

Motion to discharge from Committee, Int. No. 87, Adpt. 99

Negative vote, Ord. No. 2018–158, Pssd., 206

Abstention, Ord. No. 2018–280, Pssd., 344; Motion to discharge Int. No. 358 from Committee, Pssd., 390; Motion to discharge Int. No. 359 from Committee, Pssd., 391; Ord. No. 2018–323, Pssd., 391; Ord. No. 2018–324, Pssd., 392

Disclosure of interest forms submitted, 311; 379

Reso. for nomination and selection of Vice President of Roch. City Council, Adpt., 1

**LIMA, TOWN OF**

Auth. agreement with Town of Lima Water District 2 and Village of Lima for purchase of water and amend. Muni. Code with respect to wholesale water rates, Tr. letter, 254, Pssd., 255

**LIMA, VILLAGE OF**

Auth. agreement with Town of Lima Water District 2 and Village of Lima for purchase of water and amend. Muni. Code with respect to wholesale water rates, Tr. letter, 254, Pssd., 255

**LINCOLN STREET**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**LINCREST DRIVE**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

**LIRO ENGINEERS, INC.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

**LIVING CITIES, INC.: THE NATIONAL COMMUNITY DEVELOPMENT INITIATIVE**

Auth. agreement and appropriation for City Accelerator 2018 Grant program, Tr. letter, 277, Pssd., 277

**LOAN AGREEMENTS**

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 235, Pssd., 236

Auth. Seneca Building Partners LLC to assume obligations of Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and auth. Mayor to enter into an agreement with current owner to pay City back for reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56, Tr. letter, 326, Pssd., 327

Amend. Ord. No. 2018-181 auth. loan agreement for 49 Stone Street Redevelopment Project, Tr. letter, 359, Pssd., 360

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**LOCAL GOVERNMENT  
RECORDS MANAGEMENT  
IMPROVEMENT FUND DISASTER  
RECOVERY**

Amend. Ord. No. 2018-21, Tr. letter, 263, Pssd., 264

**LOCAL IMPROVEMENT  
ORDINANCES**

1737 - L.I.O. - establishing cost of special svcs. for East Avenue/Alexander Street Entertainment Dist., Tr. letter, 79, Pub. hear., 62, Pssd., 80

1738 - L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

1739 - L.I.O. - establishing cost of assessments related to High Falls Business Improvement District and auth. agreement, Tr. letter, 111, Pub. hear., 100, Pssd., 111

1740 - L.I.O. - reestablishing South Avenue/Alexander Street Open Space Special Assessment District and establishing cost of related special work and svcs., Tr. letter, 112, Pub. hear., 101, Pssd., 113

1741 - L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

1742 - L.I.O. - establishing operating and maint. costs of special assessments for streetscape enhancements, Tr. letter, 129, Pub. hear., 100, Pssd., 130

1743 - L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

1744 - L.I.O. - establishing cost of special work and svcs. related to Main Street improvements of Downtown Enhancement Dist., Tr. letter, 132, Pub. hear., 100, Pssd., 133

1745 - L.I.O. - amend. Official Map to discontinue park designation of approximately 12.466 acres of land and to dedicate to park purposes approximately of 12.467 acres, Tr. letter, 137, Pub. hear., 101, Pssd., 141

1746 - L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

1747 - L.I.O. - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 207

**LOCAL LAWS**

4 - Amend. City Charter with respect to abatement of nuisances, Tr. letter, 113, Pssd., 228

L.L. amend. City Charter with respect to abatement of nuisances, Tr. letter, 114, Held, 121

Amend. Municipal Code with respect to abatement of nuisances, Tr. letter, 121, Held, 122

6 - Amend. Code of Ethics, Tr. letter, 316, Pssd., 320

5 - amend. Affordable Housing Policy, Tr. letter, 323, Pssd., 325

1 - L.L. extending Residential-Commercial Urban Exemption Program, Tr. letter, 473, Pssd., 473

**LONDUE, RICHARD J.**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**LORIMER STREET**

Auth. sale of real estate, Tr. letter, 157, Pssd., 158

**LOSON, JAY J., OF MIDLAND APPRAISAL ASSOCIATES, INC.**

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

**LOWELL STREET**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

**LUNAR REAL ESTATE OF ROCHESTER, LLC**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**LYELL AVENUE**

Amend. Official Map dedicating a portion of School No. 43 property to right-of-way purposes, Tr. letter, 48, Pub. hear., 31, Pssd., 49

**LYELL AVENUE I DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**LYELL AVENUE II DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**LYELL AVENUE PARKING LOT**

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

**LYMAN-TORRES, DANIELE**

Reso. confirming appt. of Commissioner of Recreation and Youth Svs., Tr. letter, 99, Adpt., 99

**MADISON CONSULTING GROUP, INC.**

Auth. agreement for Workers' Compensation actuarial consultant, Tr. letter, 107, Pssd., 108

**MADISON STREET**

Auth. sale of 54-54.5 Madison St., Tr. letter, 9, Pssd., 10

**MAIN STREET**

L.I.O. - establishing cost of special work and svcs. related to Main Street improvements of Downtown Enhancement Dist., Tr. letter, 132, Pub. hear., 100, Pssd., 133

**MAIN STREET STREETScape AND PEDESTRIAN WAYFINDING ENHANCEMENT PROJECT**

Auth. reimbursement agreement for areaway improvements at 1 South Clinton Avenue, Tr. letter, 366, Pssd., 366

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

**MALVERN STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**MANHATTAN SQUARE DRIVE**

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**MAPCO AUTO PARKS LTD.**

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**MAPLE STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**MARCHISELLI AID PROGRAM**

Approp. funds for Center City Two-Way Conversion Project – Phase II, Tr. letter, , Pssd., 293

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive

Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87  
 Amend. Ord. No. 2017-11 and approp. funds for 2020 Preventive Maintenance Northeast Group 9 Project, Tr. letter, 87, Pssd., 88  
 Amend. Ord. No. 2017-10 and approp. funds for 2018 Preventive Maintenance Group 2 Project, Tr. letter, 123, Pssd., 124  
 Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Group 11 Project, Tr. letter, 124, Pssd., 124  
 Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142  
 Amend. Ord. No. 2017-35 and approp. funds for 2018 Preventive Maint. Northeast Group No. 1 Project, Tr. letter, 165, Pssd., 166  
 Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366  
 Auth. appropriations and agreement for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 403  
 Auth. appropriations and agreement for 2018 Preventive Maintenance Northeast Group 1, Tr. letter, 404, Pssd., 405  
 Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Northeast Group No. 11 Project, Tr. letter, 406, Pssd., 407  
**MARCISZEWSKI, RICHARD**  
 Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**MARLIN, EUGENIO**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

**MARRIAGE OFFICERS**

Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

**MARTHA LYON LANDSCAPE ARCHITECTURE, LLC**

Auth. agreement for design of Mt. Hope Cemetery Site Enhancements, Tr. letter, 86, Pssd., 86

**MARTINEZ, WANDA**

Reso. approv. reappointment to Rochester Public Library Board of Trustees, Tr. letter, 67, Adpt., 68

**MATRIX ENVIRONMENTAL TECHNOLOGIES INC.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

**MAUSER, RICHARD**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

**MAY STREET**

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

**MAYOR, COMMUNICATIONS FROM**

Administrative cancellation or refund of erroneous taxes and charges, 6; 62; 100; 147; 198; 311; 349; 453

Quarterly Report - Delinquent receivables, 6; 100; 311; 419

Quarterly Report - NBD loans and grants, 6; 269; 419

Quarterly Report - Professional services agreements, 6; 311; 419

Quarterly Report - Schedule of Revenues and Expenditures, 31; 147; 419

Quarterly Report - Workers compensation claims, 100

Public Auction Information – Date of Auction September 27, 2018, 269

**MCCOMBER, CLIFFORD D.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**MCCORD LANDSCAPE**

**ARCHITECTURE, PLLC**

Auth. agreement for design svcs. for the Brewery Line Trail, Tr. letter, 85, Pssd., 86

**MCFADDEN, ADAM C., COUNCIL VICE PRESIDENT**

Motion to amend, Int. No. 34, Adpt., 34

Motion to discharge from committee, Int. No. 32, Adpt., 36

Negative vote, Motion to discharge Int. No. 284, Pssd., 290; Ord. No. 2018–253, Pssd., 313; Int. No. 342, Failed, 362

Disclosure of interest forms submitted, 6

Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

Reso. for nomination and selection of President of Roch. City Council, Adpt., 1

Reso. for nomination and selection of Vice President of Roch. City Council, Adpt., 1

**MCLAUGHLIN, III, JAMES J.**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**ME HOLVEY CONSULTING, LLC**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**MERCADO, CARLOS**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**METROPOLITAN PARCELS**

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

**MICHIGAN STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**MIDLAND APPRAISAL**

**ASSOCIATES, INC.**

Auth. agreements for appraisal and real estate-related svcs., Tr. letter, 283, Pssd., 284

**MIDTOWN MONORAIL DISPLAY**

Auth. agreement with New York Museum of Transportation, Tr. letter, 275, Pssd., 276

**MINEOLA STREET**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**MINORITY AND WOMEN**

**BUSINESS ENTERPRISES**

**(MWBE)**

Establishing Minority and Women Business Enterprise goals and Minority Workforce Participation Goals, Tr. letter, 68, Pssd., 72

**MOBILITIE, LLC**

Amend. Ord. No. 2017-143 auth. agreement to allow placement of cellular wireless communications equipment on City-owned street light poles, Tr. letter, 479, Pssd., 479

**MONORAIL, MIDTOWN. See**

"Midtown Monorail Display"

**MONROE COUNTY**

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 28, Pssd., 28

Auth. intermunicipal agreement with County of Monroe to fund enforcement of Lead-Based Paint Poisoning Prevention Ord., Tr. letter, 45, Pssd., 45

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146



Auth. grant agreement with County of Monroe for Tobacco Compliance Grant Program, Tr. letter, 339, Pssd., 340

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

Auth. intermunicipal agreement with County of Monroe for solid waste and recycling svcs., Tr. letter, 401, Pssd., 401

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 487, Pssd., 487

**MONROE COUNTY  
BROADCASTING COMPANY,  
LTD.**

Auth. agreement and funding for 2018 Step Jam, Tr. letter, 422, Pssd., 423

**MONROE COUNTY  
DEPARTMENT OF MOTOR  
VEHICLES. See "New York State,  
Commissioner of Motor Vehicles d/b/a  
Monroe County Clerk - DMV Office"  
MONROE COUNTY PROBATION  
DEPARTMENT**

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

**MONROE I DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**MONROE II DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**MONROE/OXFORD PARKING  
LOT**

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

**MORGAN, SUSIE A.**

Auth. sale of real estate, Tr. letter, 74, Pssd., 75

**MORTIMER STREET BUS  
SHELTER RELOCATION  
PROJECT**

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

**MORTIMER STREET GARAGE**

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

**MOSLEY, JAMES**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**MOTOR VEHICLE ACCIDENT  
RECORDS MANAGEMENT**

Auth. agreement for motor vehicle accident records management, Tr. letter, 342, Pssd., 343

**MOTOR VEHICLE THEFT AND  
INSURANCE FRAUD  
PREVENTION PROGRAM**

Auth. agreement and funding for Motor Vehicle Theft and Insurance Fraud Prevention program, Tr. letter, 412, Pssd., 412

**MRB GROUP, ENGINEERING,  
ARCHITECTURE & SURVEYING,  
D.P.C.**

Auth. agreement for hydraulic model support svcs., Tr. letter, 484, Pssd., 485

**MT. HOPE AVENUE**

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue,

25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

. See also Scottsville Road-Elmwood Avenue Improvement Project (Western City Line-Mt. Hope Avenue)

#### **MT. HOPE CEMETERY**

Auth. agreement for design of Mt. Hope Cemetery Site Enhancements, Tr. letter, 86, Pssd., 86

#### **MT. HOPE CEMETERY 1912**

#### **CHAPEL HISTORIC**

#### **PRESERVATION PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

#### **MT. HOPE DISTRICT**

L.I.O. - establishing operating and maint. costs of special assessments for streetscape enhancements, Tr. letter, 129, Pub. hear., 100, Pssd., 130

#### **MT. HOPE PARKING LOT**

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

#### **MT. READ BOULEVARD**

Auth. agreement for water system improvements, Tr. letter, 183, Pssd., 183

Bond Ord. of City of Roch., New York auth. issuance of \$900,000 Bonds of said City to finance costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project, Tr. letter, 183, Pssd., 184

Amend. Ord. No. 2018-137 auth. agreement for water system improvements, Tr. letter, 410, Pssd., 410

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

Auth. agreements for street light system improvements, Tr. letter, 478, Pssd., 478

#### **MUNICIPAL CODE**

Amend. Muni. Code with respect to parking fees, Tr. letter, 203, Pssd., 212; Tr. letter, 312, Pssd., 313

Amend. Official Map dedicating a portion of School No. 43 property to right-of-way purposes, Tr. letter, 48, Pub. hear., 31, Pssd., 49

Amend. Chapter 120 of Muni. Code, Zoning Code, by adding O-LH Overlay Limited-Height Dist., Tr. letter, 81, Held, 83, Pub. hear., 198, Pssd., 221

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing Zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25

Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Held, 83, Pub. hear., 198, Pssd., 221

Amend. Muni. Code with respect to abatement of nuisances, Tr. letter, 121, Held, 122, Pssd., 229

L.I.O. - amend. Official Map to discontinue park designation of approximately 12.466 acres of land and to dedicate to park purposes approximately of 12.467 acres, Tr. letter, 137, Pub. hear., 101, Pssd., 141

Amend. Muni. Code with respect to taxicab fees, Tr. letter, 153, Pssd., 154

Amend. Zoning Map for 4 and 8 Birch Crescent, Tr. letter, 159, Pub. hear., 148, Pssd., 160

Amend. Official Map by abandonment of a portion of Circle Street, Tr. letter, 169, Pub. hear., 148, Pssd., 170

Amend. Official Map to dedicate additional right-of-way within Inner

Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179  
 Amend. Muni. Code with respect to bldg. permit fees and elevator certifications, Tr. letter, 203, Pssd., 214  
 Amend. Muni. Code with respect to coastal erosion management permit fee, Tr. letter, 203, Pssd., 214  
 Amend. Muni. Code with respect to dog control penalties and fees, Tr. letter, 203, Pssd., 215  
 Amend. Muni. Code with respect to fees for marriage ceremonies, domestic partnerships, alarm user permits, and animal licenses, Tr. letter, 203, Pssd., 216  
 Amend. Muni. Code with respect to fire prevention permit fees, Tr. letter, 203, Pssd., 211  
 Amend. Muni. Code with respect to water rates, Tr. letter, 203, Pssd., 208  
 Amend. Chapter 120 of Muni. Code, Zoning Code, with regard to Official Neighborhood Contacts, Tr. letter, 248, Pub. hear., 198, Held, 249, Pssd., 323  
 Auth. agreement with Town of Lima Water District 2 and Village of Lima for purchase of water and amend. Muni. Code with respect to wholesale water rates, Tr. letter, 254, Pssd., 255  
 Amend. Muni. Code with respect to Consumer Protection, Tr. letter, 271, Pssd., 273  
 Amend. Official Map by memorializing College Avenue as Gary Stern Way, Tr. letter, 331, Pub. hear., 312, Pssd., 332  
 Auth. initiation of Official Map amend. to memorialize street in honor of Joe U. Posner, Tr. letter, 349, Pssd., 349  
 Amend. Zoning Map for 5 and 15 Flint Street, Tr. letter, 393, Pub. hear., 379, Pssd., 394  
 Amend. Zoning Code by adding Pediatric and Family Service Planned Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442

#### **MURAL ARTS PROJECT**

Approp. for 2018-19 Mural Arts Project, Tr. letter, 262, Pssd., 263

#### **MVP HEALTH CARE, INC.**

Auth. agreement and funding for an outdoor fitness court, Tr. letter, 451, Pssd., 452

#### **MYRTLE STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

-N-

#### **NATIONAL RECREATION AND PARK ASSOCIATION**

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

#### **NATIONAL RESEARCH CENTER, INC.**

Auth. agreement for citizen survey svcs., Tr. letter, 33, Pssd., 33

#### **NATIONAL RESPONSE CORPORATION**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

#### **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE**

Reports of, 9; 38; 73; 108; 156; 219; 278; 322; 352; 383; 423; 461

#### **NEIGHBORHOOD & BUSINESS DEVELOPMENT PROGRAM DELIVERY**

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**NEIGHBORHOOD AND ASSET-BASED PLANNING FUND**

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**NEIGHBORHOOD HOUSING SERVICES OF ROCHESTER INC. D/B/A NEIGHBORWORKS ROCHESTER**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**NELSONNYGAARD CONSULTING ASSOCIATES, INC.**

Auth. agreements and funding for Comprehensive Access & Mobility Plan, Tr. letter, 23, Pssd., 24

**NEW YORK MUSEUM OF TRANSPORTATION**

Auth. agreement with New York Museum of Transportation, Tr. letter, 275, Pssd., 276

**NEW YORK STATE AFFORDABLE HOUSING CORPORATION**

Auth. receipt and use of grant funds and agreements for housing repair programs, Tr. letter, 468, Pssd., 469

**NEW YORK STATE ARCHIVES**

Auth. grant agreement with New York State Archives, Tr. letter, 27, Pssd., 27

Amend. Ord. No. 2018-21, Tr. letter, 263, Pssd., 264

**NEW YORK STATE ATTORNEY GENERAL**

Auth. agreements to support housing quality improvement and enforcement relating to Phase II of Cities for Responsible Investment and Strategic

Enforcement program, Tr. letter, 466, Pssd., 467

**NEW YORK STATE BROWNFIELD CLEANUP PROGRAM**

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

**NEW YORK STATE CONSOLIDATED FUNDING APPLICATION**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**NEW YORK STATE COUNCIL ON THE ARTS - ARTS & CULTURAL FACILITIES IMPROVEMENT PROGRAM - LARGE CAPITAL PROJECT FUND**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION**

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

**NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT**

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

**NEW YORK STATE DEPARTMENT OF EDUCATION**

Auth. agreements for 2018 Summer Food Service Program, Tr. letter, 191, Pssd., 192

Amend. 2018-19 Budget of Library and accepting funds for library facility improvements and programs, Tr. letter, 313, Pssd., 314

**NEW YORK STATE  
DEPARTMENT OF  
ENVIRONMENTAL  
CONSERVATION**

Auth. agreement with New York State Department of Environmental Conservation, Tr. letter, 93, Pssd., 94

Auth. grant agreement and approp. for Climate Smart Communities Climate Adaptation Plan, Tr. letter, 133, Pssd., 134

Auth. amend. service agreement with New York State Department of Environmental Conservation for maintaining Hemlock-Canadice State Forest property, Tr. letter, 254, Pssd., 254

Auth. agreement and approp. funds for installation of electric vehicle charging infrastructure, Tr. letter, 330, Pssd., 331

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

**NEW YORK STATE  
DEPARTMENT OF HEALTH**

Auth. agreement with New York State Department of Health and receipt and use of grant funds for lead service line replacements, Tr. letter, 23, Pssd., 23

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**NEW YORK STATE  
DEPARTMENT OF LABOR**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

**NEW YORK STATE  
DEPARTMENT OF STATE**

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Auth. additional funding for improvements to Cobbs Hill Basketball Courts, Tr. letter, 401, Pssd., 402

**NEW YORK STATE  
DEPARTMENT OF TAXATION  
AND FINANCE, OFFICE OF REAL  
PROPERTY TAX SERVICES**

Determining and certifying base proportions, current percentages, and base percentages for 2018 Assessment Roll, Tr. letter, 155, Pssd., 156

**NEW YORK STATE  
DEPARTMENT OF  
TRANSPORTATION**

Approp. funds for Center City Two-Way Conversion Project – Phase II, Tr. letter, , Pssd., 293

Auth. agreement extension with New York State Department of Transportation for snow and ice removal, Tr. letter, 22, Pssd., 23

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87

Amend. Ord. No. 2017-11 and approp. funds for 2020 Preventive Maintenance Northeast Group 9 Project, Tr. letter, 87, Pssd., 88

Amend. Ord. No. 2017-10 and approp. funds for 2018 Preventive Maintenance Group 2 Project, Tr. letter, 123, Pssd., 124

Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Group 11 Project, Tr. letter, 124, Pssd., 124

Auth. agreement for East Main Street Improvement Project design svcs. and agreement for receipt, use and appropriation of funds, Tr. letter, 141, Pssd., 142

Amend. Ord. No. 2017-35 and approp. funds for 2018 Preventive Maint. Northeast Group No. 1 Project, Tr. letter, 165, Pssd., 166

Auth. agreement for water system improvements, Tr. letter, 183, Pssd., 183

Bond Ord. of City of Roch., New York auth. issuance of \$900,000 Bonds of said City to finance costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project, Tr. letter, 183, Pssd., 184

Auth. agreements and approp. funds for Inner Loop North Transformation Project Scoping Study, Tr. letter, 298, Pssd., 299

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Auth. appropriations and agreement for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 403

Auth. appropriations and agreement for 2018 Preventive Maintenance Northeast Group 1, Tr. letter, 404, Pssd., 405

Amend. Ord. No. 2018-137 auth. agreement for water system improvements, Tr. letter, 410, Pssd., 410

Auth. agreements for street light system improvements, Tr. letter, 478, Pssd., 478

Auth. agreement extension with New York State Department of Transportation for snow and ice control, Tr. letter, 479, Pssd., 480

#### **NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

Auth. receipt and use of Byrne Justice Assistance Grant for Gun Involved Violence Elimination Research Supplement from New York State

Division of Criminal Justice Services and auth. agreement with Rochester Institute of Technology, Tr. letter, 28, Held, 29, Pssd., 193

Amend. Ord. No. 2017-279 relating to grant agreement for Police Department violence prevention and community policing programs, Tr. letter, 59, Pssd., 60

Auth. agreement with New York State Division of Criminal Justice Services, Tr. letter, 60, Pssd., 61

Auth. agreements for 2018-19 Gun Involved Violence Elimination Program, Tr. letter, 188, Pssd., 189

Auth. agreement and funding for Motor Vehicle Theft and Insurance Fraud Prevention program, Tr. letter, 412, Pssd., 412

Auth. grant agreements and funding for Roch. Police Department violence prevention and community policing programs, Tr. letter, 449, Pssd., 450

#### **NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

Auth. grant agreement to prepare communities for complex coordinated terrorist attacks, Tr. letter, 192, Pssd., 192

Auth. agreement for Bomb Squad Initiative grant, Tr. letter, 304, Pssd., 305

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services, Tr. letter, 341, Pssd., 341

Auth. agreement with New York State Division of Homeland Security and Emergency Services for Tactical Team Program Grant, Tr. letter, 371, Pssd., 371

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services for Critical Infrastructure Grant Program, Tr. letter, 371, Pssd., 372

Auth. grant agreement for 2018 State Homeland Security Program, Tr. letter, 414, Pssd., 415

**NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY**

Auth. agreement with New York State Energy Research and Development Authority, Tr. letter, 53, Pssd., 53

Auth. agreements and approp. funds for Clean Heating and Cooling Comm. Campaign, Tr. letter, 180, Pssd., 181

Auth. agreement for City of Roch. Clean Energy Communities Program, Tr. letter, 445, Pssd., 445

**NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE**

Auth. grant agreement and funding for Child Passenger Safety Program, Tr. letter, 373, Pssd., 374

**NEW YORK STATE HISTORIC PRESERVATION OFFICE**

Auth. funding and agreements for Northwest Quadrant Historic Resource Survey, Tr. letter, 358, Pssd., 359

**NEW YORK STATE HOUSING FINANCE AGENCY ("HFA")**

Auth. agreement relating to mortgage financing and extending deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park, Tr. letter, 163, Held, 164, Pssd., 29

**NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES**

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

**NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION**

Auth. receipt and use of funds for 2018 Clarissa Street Reunion, Tr. letter, 345, Pssd., 346

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

**NEW YORK STATE OFFICE OF VICTIM SERVICES**

Amend. 2018-19 Budget of Police Department, Tr. letter, 415, Pssd., 416

**NEW YORK STATE URBAN DEVELOPMENT CORPORATION**

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

**NEW YORK STATE WATER QUALITY IMPROVEMENT PROGRAM**

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

**NEW YORK STATE, COMMISSIONER OF MOTOR VEHICLES D/B/A MONROE COUNTY CLERK – DMV OFFICE**

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

**NEW YORK STATEWIDE PRESERVATION CONFERENCE**

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

**NEWCROFT PARK**

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

**NEXTCORPS, INC.**

Auth. agreement for business assistance svcs., Tr. letter, 433, Pssd., 433

**NORRIS DRIVE TRANSFORMATIVE GREEN STREET PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**NORTH EAST AREA DEVELOPMENT, INC.**

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

Auth. agreements for Councilmember designations to support various community programs and neighborhood groups, Tr. letter, 320, Pssd., 321

**NORTH GOODMAN STREET**

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

**NORTH STREET**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**NORTH STREET PARKING LOT**

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

**NORTH WINTON VILLAGE ASSOCIATION, LTD.**

Auth. agreement for North Winton Village Streetscape Improvements, Tr. letter, 133, Pssd., 133

**NORTHWEST QUADRANT**

Bond Ord. of City of Roch., New York auth. issuance of \$111,000 Bonds of said City to finance replacement of water mains, lines and valves along certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 168

Bond Ord. of City of Roch., New York auth. issuance of \$4,999,000 Bonds of said City to finance milling and resurfacing of certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 167

**NORTHWEST QUADRANT HISTORIC RESOURCE SURVEY**

Auth. funding and agreements for Northwest Quadrant Historic Resource Survey, Tr. letter, 358, Pssd., 359

**NORTON STREET URBAN RENEWAL DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

L.I.O. - establishing operating and maint. costs of special assessments for streetscape enhancements, Tr. letter, 129, Pub. hear., 100, Pssd., 130

**NOTHNAGLE DRILLING, INC.**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**NOX ALLEY**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**NUISANCE ABATEMENT**

L.L. amend. City Charter with respect to abatement of nuisances, Tr. letter, 114, Held, 121, Pssd., 228

Amend. Muni. Code with respect to abatement of nuisances, Tr. letter, 121, Held, 122, Pssd., 229

**NUISANCE ABATEMENT PROGRAM**

Auth. amend. agreement with Strategic Community Intervention LLC for Nuisance Abatement Program training, Tr. letter, 46, Pssd., 47

**NUNDA BOULEVARD STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132



**NUTRITION EDUCATION  
CENTER AND DEMONSTRATION  
KITCHEN**

Auth. agreement for receipt and use of funding for Roch. Public Market, Tr. letter, 144, Pssd., 144

-O-

**O'MEALLY, LLOYD**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**O-LH OVERLAY**

**LIMITED-HEIGHT DISTRICT**

Amend. Chapter 120 of Muni. Code, the Zoning Code, by adding O-LH Overlay Limited-Height Dist., Tr. letter, 81, Held, 83

. See also "C-1 Neighborhood Center/O-LH Overlay Limited-Height District"

**OAK STREET (HOLLY)**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

**OAKLEY, COLLEEN D**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**OFFICER ASSISTANCE  
PROGRAM**

Auth. agreement for Officer Assistance Program, Tr. letter, 187, Pssd., 188

**OFFICIAL MAP**

Amend. Official Map dedicating a portion of School No. 43 property to right-of-way purposes, Tr. letter, 48, Pub. hear., 31, Pssd., 49

L.I.O. - amend. Official Map to discontinue park designation of approximately 12.466 acres of land and to dedicate to park purposes

approximately of 12.467 acres, Tr. letter, 137, Pub. hear., 101, Pssd., 141

Amend. Official Map by abandonment of a portion of Circle Street, Tr. letter, 169, Pub. hear., 148, Pssd., 170

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Amend. Official Map by memorializing College Avenue as Gary Stern Way, Tr. letter, 331, Pub. hear., 312, Pssd., 332

Auth. initiation of Official Map amend. to memorialize street in honor of Joe U. Posner, Tr. letter, 349, Pssd., 349

**OFFICIAL NEWSPAPERS**

Designating Official Newspapers of City of Roch. for Years 2018-19, Pssd., 5

**OIL SPILL RESPONSE TRAILER**

Auth. agreement with New York State Department of Environmental Conservation, Tr. letter, 93, Pssd., 94

**OLIN VENTURES, LLC**

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

**OPEN SPACE DISTRICTS**

L.I.O. - reestablishing South Avenue/Alexander Street Open Space Special Assessment District and establishing cost of related special work and svcs., Tr. letter, 112, Pub. hear., 101, Pssd., 113

**OPERABLE PARTITION WALL  
REPLACEMENT PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$1,000,000 Bonds of said City to finance a portion of costs of Replacement of the Operable Partition Walls at Joseph A. Floreano Rochester Riverside Convention Center Project, Tr. letter, 13, Pssd., 15

**OPERATION NIGHTWATCH PROGRAM**

Auth. agreements for 2018 Justice Assistance Grant program, Tr. letter, 448, Pssd., 449

**OPHARDT, THOMAS H.**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

**ORANGE STREET**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**ORDINANCES AMENDED**

Amend. Ord. No. 2017-379 regarding agreement for State lobbying svcs., Tr. letter, 7, Pssd., 8

Auth. amend. agreement with The Guardian Life Insurance Company of America for dental plan administration svcs., Tr. letter, 35, Pssd., 35

Auth. funding and amends. to service agreements for Emergency Solutions Grant program for homeless, Tr. letter, 42, Pssd., 43

Auth. funding and agreement for Owner-Occupant Rehab. Program, Tr. letter, 43, Pssd., 45

Auth. amend. agreement with Strategic Community Intervention LLC for Nuisance Abatement Program training, Tr. letter, 46, Pssd., 47

Auth. amend. agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program, Tr. letter, 52, Pssd., 53

Amend. Ord. No. 2017-279 relating to grant agreement for Police Department violence prevention and community policing programs, Tr. letter, 59, Pssd., 60

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

Auth. amend. agreement for Uniform Relocation Act compliance svcs., Tr. letter, 65, Pssd., 65

Establishing Minority and Women Business Enterprise goals and Minority

Workforce Participation Goals, Tr. letter, 68, Pssd., 72

Auth. amend. agreement for business process and project management svcs., Tr. letter, 72, Pssd., 72

Auth. amend. agreement with DLR Group Inc. for further analysis of impact of downtown entertainment venues, Tr. letter, 80, Pssd., 81

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87

Amend. Ord. No. 2017-11 and approp. funds for 2020 Preventive Maintenance Northeast Group 9 Project, Tr. letter, 87, Pssd., 88

Auth. amend. agreement with Roch. Market Driven Comm. Corporation, Tr. letter, 103, Pssd., 104

Amend. Ord. No. 2014-365 and auth. amend. agreement with CEB, SHL Talent Measurement Solutions, Tr. letter, 105, Pssd., 105

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Amend. Ord. No. 2017-10 and approp. funds for 2018 Preventive Maintenance Group 2 Project, Tr. letter, 123, Pssd., 124

Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Group 11 Project, Tr. letter, 124, Pssd., 124

Amend. Ord. No. 2017-98 and auth. amendatory agreement with North East Area Development, Inc., Tr. letter, 134, Pssd., 135

L.I.O. - amend. Official Map to discontinue park designation of approximately 12.466 acres of land and to dedicate to park purposes

approximately of 12.467 acres, Tr. letter, 137, Pub. hear., 101, Pssd., 141

Auth. amend. agreement for training development and delivery svcs., Tr. letter, 151, Pssd., 152

Auth. amend. agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. regarding update of City's Comprehensive Plan, Tr. letter, 160, Pssd., 160

Auth. amend. agreement with Environmental Testing & Consulting, Inc., Tr. letter, 160, Pssd., 161

Amend. Ord. No. 2018-40 relating to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 185, Pssd., 185

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

Amend. Budget to fund Shotspotter program, Tr. letter, 186, Pssd., 186

Auth. agreements for 10-Minute Walk to Parks Action Plan, Tr. letter, 192, Pssd., 193

Auth. amendatory agreement with Verint Americas Inc., Tr. letter, 199, Pssd., 200

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

Auth. amend. agreement for planning and engineering svcs. for Vacuum Oil Brownfield Opportunity Area project, Tr. letter, 250, Pssd., 252

Auth. amend. service agreement with New York State Department of Environmental Conservation for maintaining Hemlock-Canadice State Forest property, Tr. letter, 254, Pssd., 254

Amend. Bond Ord. No. 2017-41 to finance a portion of costs of Joseph A. Floreano Rochester Riverside Convention Center Terrace Repairs Project, Tr. letter, 257, Pssd., 259

Auth. agreement and appropriation for City Accelerator 2018 Grant program, Tr. letter, 277, Pssd., 277

Auth. amend. lease agreement for Port Terminal Building, Tr. letter, 281, Pssd., 282

Auth. appropriation of Comm. Development Block Grant funds and amend. agreement for 2018-19 Housing Rehab Programs, Tr. letter, 286, Pssd., 287

Auth. amend. agreement with DLR Group Inc., Tr. letter, 289, Pssd., 290

Auth. amend. agreement for Gardiner Firehouse Upgrades, Tr. letter, 334, Pssd., 335

Amend. Ord. No. 2017-186, Tr. letter, 335, Pssd., 337

Amend. Ord. No. 2017-400, Tr. letter, 342, Pssd., 342

Auth. amend. agreement for 2017 Preventive Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 365

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

Auth. amend. agreement with Kronos Incorporated, Tr. letter, 381, Pssd., 381

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

Auth. additional funding for improvements to Cobbs Hill Basketball Courts, Tr. letter, 401, Pssd., 402

Auth. amend. agreement for Reynolds Street & Seward Street Rehabilitation Project, Tr. letter, 408, Pssd., 409

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main

Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

Amend. Ord. No. 2018-137 auth. agreement for water system improvements, Tr. letter, 410, Pssd., 410

Auth. amend. agreement for evaluation of Fire Department's fire suppression deployment model, Tr. letter, 421, Pssd., 421

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

Auth. amend. agreement for development of Climate Adaptation Plan, Tr. letter, 444, Pssd., 444

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

Amend. Ord. No. 2012-351 relating to standardization of the Glock pistol for use by the Police Department, Tr. letter, 450, Pssd., 451

Auth. amend. agreement with Ostroff Associates, Inc. for state lobbying svcs., Tr. letter, 454, Pssd., 454

Auth. amend. agreement for organizational design and strategic planning svcs., Tr. letter, 457, Pssd., 458

Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

Auth. amend. agreement for planning svcs. for Bull's Head Revitalization Project, Tr. letter, 471, Pssd., 472

Auth. amend. agreement with C & S Engineers, Inc. for 2018 Preventive Maintenance Group No. 2 Project, Tr. letter, 474, Pssd., 475

Auth. appropriation and amend. agreement for design svcs. for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 478, Pssd., 479

Amend. Ord. No. 2017-143 auth. agreement to allow placement of cellular wireless communications equipment on City-owned street light poles, Tr. letter, 479, Pssd., 479

**ORTIZ, JACKLYN,  
COUNCILMEMBER**

Negative vote, Ord. No. 2018-158, Pssd., 206; L.L. No. 4, Pssd., 228; Ord. No. 2018-224, Pssd., 279; Int. No. 342, Failed, 362; Ord. No. 2018-325, Pssd., 393; Ord. No. 2018-326, Pssd., 394; Ord. No. 2018-329, Pssd., 399; Ord. No. 2018-330, Pssd., 400

Abstention, Ord. No. 2018-175, Pssd., 231; Ord. No. 2018-225, Pssd., 281; Motion to discharge and amend Int. No. 284, Pssd., 290; Ord. No. 2018-287, Pssd., 352; Ord. No. 2018-385, Pssd., 463; Ord. No. 2018-386, Pssd., 464

Disclosure of interest forms submitted, 198; 269; 348; 453

**OSTROFF ASSOCIATES, INC.**

Auth. amend. agreement with Ostroff Associates, Inc. for state lobbying svcs., Tr. letter, 454, Pssd., 454

**OTHER PROGRAMS FUND**

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**OWNER-OCCUPANT REHAB.  
PROGRAM**

Auth. funding and agreement for Owner-Occupant Rehab. Program, Tr. letter, 43, Pssd., 45

**OXFORD STREET STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

**PARK AVE SUMMER ART FEST**

Auth. agreement for 2018 Park Ave Summer Art Fest, Tr. letter, 196, Pssd., 197

**PARKING FEES**

Amend. Muni. Code with respect to parking fees, Tr. letter, 203, Pssd., 212; Tr. letter, 312, Pssd., 313

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

**PARKING GARAGES AND LOTS**

Amend. Muni. Code with respect to parking fees, Tr. letter, 203, Pssd., 212; Tr. letter, 312, Pssd., 313

L.I.O. - establishing operating and maint. costs of neighborhood comm. and resi. parking areas, Tr. letter, 102, Pub. hear., 100, Pssd., 103

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

Auth. long-term capital lease agreement for Genesee Crossroads Garage, Tr. letter, 362, Pssd., 363

Bond Ord. of City of Roch., New York auth. issuance of \$592,000 Bonds of said City to finance certain costs of 2019 Annual Parking Garage Evaluation and Repair Program, Tr. letter, 475, Pssd., 476

Bond Ord. of City of Roch., New York auth. issuance of \$840,000 Bonds of said City to finance certain costs of 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage, Tr. letter, 476, Pssd., 478

Auth. agreement for management of Blue Cross Arena at the War Memorial and Court Street Parking Lot and amend. user fees, Tr. letter, 485, Pssd., 486

**PARKS & PUBLIC WORKS COMMITTEE**

Reports of, 11; 47; 83; 122; 164; 249; 291; 330; 364; 400; 442; 474

**PARKS AND PLAYGROUNDS**

Discontinuing use of approximately 12.466 acres of land for park purposes and dedicating approximately of 12.467 acres to park purposes, Tr. letter, 53, Pub. hear., 101, Pssd., 58

Agreement with City School District for sharing maintenance of play apparatus and fields in parks, Tr. letter, 413, Pssd., 414

**PARKS AND RECREATION PROJECTS**

Auth. agreement for resident project representation svcs. for Parks projects, Tr. letter, 144, Pssd., 145

**PARKWAY**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**PARSELLS AVENUE**

Auth. acceptance of real estate by donation, Tr. letter, 230, Pssd., 231

**PASSERO ASSOCIATES ENGINEERING & ARCHITECTURE, PLLC**

Auth. agreement with Passero Associates Engineering & Architecture, PLLC related to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 50, Pssd., 51

**PASSERO ASSOCIATES ENGINEERING, ARCHITECTURE, & SURVEYING, D.P.C.**

Amend. Ord. No. 2018-40 relating to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 185, Pssd., 185

**PATHSTONE CORPORATION**

Auth. agreements and approp. funds for Clean Heating and Cooling Comm. Campaign, Tr. letter, 180, Pssd., 181

Auth. agreements for 2018-19 Gun Involved Violence Elimination Program, Tr. letter, 188, Pssd., 189

Auth. agreements for Councilmember designations to support various community programs and neighborhood groups, Tr. letter, 320, Pssd., 321

Auth. appropriations and amend. agreement for application intake svcs. for City's housing repair programs, Tr. letter, 467, Pssd., 468

#### **PATHWAYS TO PEACE PROGRAM**

Auth. intermunicipal agreement for Pathways to Peace program, Tr. letter, 447, Pssd., 448

#### **PATTERSON, JAMES**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

#### **PATTERSON, MICHAEL A., COUNCILMEMBER**

Motion to discharge from Committee, Int. No. 179, Pssd., 161; Int. No. 284, Pssd., 290; Int. No. 358, Pssd., 390; Int. No. 359, Pssd., 391

Motion to amend, Int. No. 284, Pssd., 290

Negative vote, Int. No. 342, Failed, 362

Reso. for selection and appt. of City Clerk, Adpt., 1

#### **PAYROLL SYSTEM SUPPORT**

Auth. agreement to support implementation of new payroll system, Tr. letter, 107, Pssd., 107

#### **PECK STREET**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

#### **PEGULA SPORTS & ENTERTAINMENT, LLC**

Auth. agreement for interim management of Blue Cross Arena at the War Memorial, Tr. letter, 300, Pssd., 301

#### **PEREZ, JOSE J.**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

#### **PETCO FOUNDATION**

Auth. acceptance of Petco Foundation grant for Animal Services, Tr. letter, 95, Pssd., 96

#### **PETITIONS**

Petition with 25 signatures opposing Cobb's Hill Roch. Mgmt Proposal, presented by Councilmember Spaul, 6

Petition with 64 signatures in support of reducing speed limit in City, presented by Councilmember Evans, 6

Petition with 14 signatures in support of rezoning of Cameron Street, presented by Councilmember Clifford, 198

Petition with 76 signatures - Healthi Kids/Safe Streets - Lowering speed limit, presented by Councilmember Spaul, 198

Petition with 95 signatures in support of keeping the summer programs at School # 17, presented by Councilmember Clifford, 198

Petition with 32 signatures concerned with proposed sale of Parcel 7, presented by Councilmember Spaul, 311

#### **PETSMART CHARITIES**

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

#### **PICHARDO, MILTON**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

#### **PIERSON, RYAN**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

#### **PIKE DEVELOPMENT COMPANY LLC**

Auth. Seneca Building Partners LLC to assume obligations of Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and auth. Mayor to enter into an agreement with current owner to pay City back for reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56, Tr. letter, 326, Pssd., 327

#### **PINDLE ALLEY**

Auth. change in traffic flow on Pindle Alley, Tr. letter, 90, Pub. hear., 62, Pssd., 90

**PITKIN STREET**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

**PLACE DYNAMICS LLC**

Auth. agreement for 2018 Commercial Corridor Study, Tr. letter, 242, Pssd., 243

**PLANNED DEVELOPMENT DISTRICT NO. 20, PEDIATRIC AND FAMILY SERVICE DISTRICT**

Amend. Zoning Code by adding Pediatric and Family Service Planned Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442

**PLAY EVERYWHERE CHALLENGE GRANT**

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

**PLYMOUTH AVENUE**

Auth. agreement extension with New York State Department of Transportation for snow and ice removal, Tr. letter, 22, Pssd., 23

Auth. agreement extension with New York State Department of Transportation for snow and ice control, Tr. letter, 479, Pssd., 480

**PLYMOUTH GARDENS PROJECT**

Auth. agreement relating to mortgage financing and extending deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park, Tr. letter, 163, Held, 164, Pssd., 279

**PLYMOUTH GARDENS, INC.**

Auth. agreement relating to mortgage financing and extending deed reverter

date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green Park, Tr. letter, 163, Held, 164, Pssd., 279

**PMD ENERGY AND ENVIRONMENTS, LLC**

Auth. agreement for energy program support svcs., Tr. letter, 484, Pssd., 484

**POLICE DEPARTMENT**

Auth. agreement for pet spay and neuter svcs., Tr. letter, 27, Pssd., 28

Amend. Ord. No. 2017-279 relating to grant agreement for Police Department violence prevention and community policing programs, Tr. letter, 59, Pssd., 60

Auth. acceptance of PetSmart Charities 2018 Spay/Neuter Grant, Tr. letter, 60, Pssd., 60

Auth. agreement with New York State Division of Criminal Justice Services, Tr. letter, 60, Pssd., 61

Auth. agreement with LeadsOnline, Inc., Tr. letter, 94, Pssd., 95

Auth. acceptance of Petco Foundation grant for Animal Services, Tr. letter, 95, Pssd., 96

Auth. agreement with Government Payment Service, Inc., Tr. letter, 95, Pssd., 95

Approp. Federal forfeiture funds for Police Department, Tr. letter, 142, Pssd., 143

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146

Auth. acceptance of real estate by donation, Tr. letter, 158, Pssd., 158

Amend. Budget and auth. agreement for Conflict Counsel svcs., Tr. letter, 186, Pssd., 187

Amend. Budget to fund Shotspotter program, Tr. letter, 186, Pssd., 186

Auth. agreement for Officer Assistance Program, Tr. letter, 187, Pssd., 188

Amend. proposed 2018-19 Budget with respect to Police Crime Prevention Officers, Tr. letter, 218, Pssd., 219

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

Amend. Ord. No. 2018-21, Tr. letter, 263, Pssd., 264

Auth. agreement with Roch. City School District related to School Resource Officers, Tr. letter, 264, Pssd., 264

Auth. agreement for implementation of Roch. Police Department Narcotics/Special Investigations Case Management System, Tr. letter, 270, Pssd., 271

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

Auth. agreement for interim management of Blue Cross Arena at the War Memorial, Tr. letter, 300, Pssd., 301

Approp. funds and amend. 2018-19 Police Department Budget for operations of Greater Roch. Area Narcotics Enforcement Team program, Tr. letter, 305, Pssd., 306

Auth. agreement for Gun Involved Violence Elimination Initiative, Tr. letter, 307, Pssd., 308

Amend. 2018-19 Budget by increasing appropriations for Roch. Police Department to carry over unspent grant funds, Tr. letter, 340, Pssd., 341

Auth. grant agreement with New York State Division of Homeland Security and Emergency Services, Tr. letter, 341, Pssd., 341

Amend. Ord. No. 2017-400, Tr. letter, 342, Pssd., 342

Auth. agreement for motor vehicle accident records management, Tr. letter, 342, Pssd., 343

Amend. 2018-19 Police Department Budget and approp. federal forfeiture

funds to acquire seized vehicles, Tr. letter, 343, Pssd., 344

Approp. funds and auth. agreement with Roch. Area Crime Stoppers, Inc., Tr. letter, 344, Pssd., 344

Amend. 2017-18 Budget for year-end Budget transfers and 2018-19 Budget for 200 East Main Street sublease agreement, Tr. letter, 351, Pssd., 352

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

Amend. Ord. Nos. 2017-309 and 2018-22 to extend animal population control program, Tr. letter, 370, Pssd., 371

Approp. funds and auth. agreement to support community programs, Tr. letter, 370, Pssd., 370

Auth. grant agreement and funding for Child Passenger Safety Program, Tr. letter, 373, Pssd., 374

Amend. 2018-19 Budget for reimbursement of overtime costs and other expenses related to electronic crime investigations, Tr. letter, 374, Pssd., 374

Approp. funds and amend. 2018-19 Budget for operations of Greater Rochester Area Narcotics Enforcement Team, Tr. letter, 411, Pssd., 412

Auth. agreement and funding for Motor Vehicle Theft and Insurance Fraud Prevention program, Tr. letter, 412, Pssd., 412

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

Amend. 2018-19 Budget of Police Department, Tr. letter, 415, Pssd., 416

Amend. Budget for Roch. Police Locust Club interest arbitration award, Tr. letter, 446, Pssd., 447

Auth. intermunicipal agreement with School District for traffic and crowd control svcs., Tr. letter, 448, Pssd., 448

Auth. grant agreements and funding for Roch. Police Department violence



prevention and community policing programs, Tr. letter, 449, Pssd., 450

Amend. Ord. No. 2012-351 relating to standardization of the Glock pistol for use by the Police Department, Tr. letter, 450, Pssd., 451

Approp. funds and amend. 2018-19 Budget for wire taps for long term investigations, Tr. letter, 451, Pssd., 451

Auth. intermunicipal agreement with County of Monroe for funding of firearms instruction, Tr. letter, 487, Pssd., 487

#### **PORT TERMINAL BUILDING**

Auth. lease agreement with Bill Gray's Inc., Tr. letter, 110, Pssd., 111; Tr. letter, 355, Pssd., 356

Auth. lease agreement with The Arbor Loft, LLC, Tr. letter, 79, Pssd., 79

Auth. lease agreement for space in Port Terminal Building, Tr. letter, 158, Pssd., 159

Auth. amend. lease agreement for Port Terminal Building, Tr. letter, 281, Pssd., 282

Auth. lease agreement with UGI ENERGY SERVICES, LLC, Tr. letter, 282, Pssd., 283

Auth. lease agreement with Abbott's Frozen Custard, Inc., Tr. letter, 385, Pssd., 385

Auth. amend. lease agreement for space in Port Terminal Building, Tr. letter, 465, Pssd., 466

Auth. lease agreement for storage at Port Terminal Building, Tr. letter, 465, Pssd., 465

#### **POSNER, JOE U.**

Auth. initiation of Official Map amend. to memorialize street in honor of Joe U. Posner, Tr. letter, 349, Pssd., 349

#### **PRESERVATION LEAGUE OF NEW YORK STATE**

Auth. funding and agreements for Northwest Quadrant Historic Resource Survey, Tr. letter, 358, Pssd., 359

#### **PREVENTIVE MAINTENANCE CONTRACTS/PROJECTS**

Amend. Ord. No. 2017-36 and approp. funds for 2019 Preventive Maint. Northwest Group 5 Project, Tr. letter, 86, Pssd., 87

Amend. Ord. No. 2017-10 and approp. funds for 2018 Preventive Maintenance Group 2 Project, Tr. letter, 123, Pssd., 124

Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Group 11 Project, Tr. letter, 124, Pssd., 124

Amend. Ord. No. 2017-35 and approp. funds for 2018 Preventive Maint. Northeast Group No. 1 Project, Tr. letter, 165, Pssd., 166

Auth. amend. agreement for 2017 Preventive Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 365

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Auth. appropriations and agreement for 2018 Preventive Maintenance Northeast Group 1, Tr. letter, 404, Pssd., 405

Bond Ord. of City of Roch., New York auth. issuance of \$825,000 Bonds of said City to finance construction and resident project representation svcs. related to 2018 Preventive Maintenance Northeast Group 1 Project, Tr. letter, 404, Pssd., 406

Amend. Ord. No. 2017-12 and approp. funds for 2020 Preventive Maintenance Northeast Group No. 11 Project, Tr. letter, 406, Pssd., 407

Auth. amend. agreement with C & S Engineers, Inc. for 2018 Preventive

Maintenance Group No. 2 Project, Tr. letter, 474, Pssd., 475

**PRIORITY BICYCLE**

**BOULEVARD NEIGHBORHOOD CONNECTIONS PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**PROFESSIONAL CORROSION ENGINEERING AND CATHODIC PROTECTIONS SERVICES**

Auth. agreement for professional corrosion engineering and cathodic protections svcs., Tr. letter, 252, Pssd., 252

**PROJECT CLEAN (COMMUNITY, LAW ENFORCEMENT, AND ASSISTANCE NETWORK)**

Auth. funds and amend. 2018-19 Budget for Project CLEAN, Tr. letter, 486, Pssd., 487

**PROMOTING ECONOMIC STABILITY FUND**

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**PROTECTIVES, INC.**

Auth. agreement with Protectives, Inc., of Roch., N.Y. for auxiliary svcs., Tr. letter, 260, Pssd., 260

**PROVENZANO, COREY**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425, Tr. letter, 461, Pssd., 463

**PROVIDENCE HOUSING DEVELOPMENT CORP.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**PUBLIC HEARINGS**

Held, 6; 31; 62; 100; 101; 148; 198; 199; 270; 348; 379; 380; 419

Reso. establishing schedule for Council Committee meetings and

Public Hearings during 2019, Tr. letter, 382, Adpt., 382

**PUBLIC MARKET**

L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

Auth. agreement for receipt and use of funding for Roch. Public Market, Tr. letter, 144, Pssd., 144

**PUBLIC MARKET ENTERPRISE FUND**

L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

**PUBLIC OUTDOOR FITNESS COURT.** *See* "Fitness Court, Public Outdoor"

**PUBLIC SAFETY BUILDING EVAPORATIVE CONDENSER REPLACEMENT PROJECT**

Auth. agreement for engineering svcs. for Public Safety Building evaporative condenser replacement project, Tr. letter, 170, Pssd., 170

Bond Ord. of City of Roch., New York auth. issuance of \$361,000 Bonds of said City to finance cost of design and replacement of the rooftop evaporative condenser system at City's Public Safety Bldg., Tr. letter, 170, Pssd., 171

**PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE**

Reports of, 24; 58; 93; 142; 185; 259; 301; 339; 369; 411; 446; 486

**PUBLIC WORKS COMPLIANCE FIELD INSPECTION**

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

**PUEBLO NUEVO COMMUNITY REVITALIZATION PROJECT**

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

**PUERTO RICAN FESTIVAL, INC.**

Auth. agreement for 2018 Puerto Rican Festival, Tr. letter, 267, Pssd., 268

**PURE WATERS****REIMBURSEMENT**

Auth. agreement and pavement width change for Reynolds Street and Seward Street Rehab. Project, Tr. letter, 18, Pub. hear., 6, Pssd., 20

-Q-

**QUADRANT SUPPORT**

Approp. funds for quadrant support, Tr. letter, 328, Pssd., 329

-R-

**R.K. HITE & CO., INC.**

Auth. amend. agreement for Uniform Relocation Act compliance svcs., Tr. letter, 65, Pssd., 65

**RADNAGE PROPERTY LLC**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**RALPH C. WILSON JR.****FOUNDATION**

Auth. agreement and amend. budget for Concrete to Canvas Project, Tr. letter, 372, Pssd., 373

**RASKIN, JOSEPH**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**RAVENWOOD AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**RAVI ENGINEERING AND LAND SURVEYING, P.C.**

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement for Reynolds Street & Seward Street Rehabilitation Project, Tr. letter, 408, Pssd., 409

**RAVINE AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**REAL ESTATE EXCHANGE**

Auth. exchange of real estate with University of Rochester, Tr. letter, 426, Pssd., 430

**REAL ESTATE TITLE SERVICES**

Auth. professional svcs. agreement for real estate title svcs., Tr. letter, 274, Pssd., 274

**REAL ESTATE, ACQUISITION OF**

Auth. acquisition of 768 Brown Street, Tr. letter, 10, Pssd., 11

Auth. acq. of 835-855 West Main Street, Tr. letter, 45, Pssd., 46

Auth. acceptance of real estate by donation, Tr. letter, 158, Tr. letter, 230, Pssd., 158, Pssd., 231

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

Amend. Ord. No. 2018-35 authorizing acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 391

Bond Ord. of City of Roch., New York auth. issuance of \$1,095,000 Bonds of said City to finance costs of acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 392

Auth. acq. of 1540 and 1560 Lake Avenue, Tr. letter, 398, Pssd., 399

**REAL ESTATE, SALE OF**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39, Tr. letter, 74, Pssd., 75, Tr. letter, 109, Pssd., 110, Tr. letter, 157, Pssd., 158, Tr. letter, 229, Pssd., 230,

Tr. letter, 279, Pssd., 281, Tr. letter, 325, Pssd., 326, Tr. letter, 353, Pssd., 354, Tr. letter, 384, Pssd., 385, Tr. letter, 423, Pssd., 425, Tr. letter, 461, Pssd., 463

Auth. sale of 103 High St., Tr. letter, 9, Pssd., 10

Auth. sale of 38 Clifford Ave., Tr. letter, 9, Pssd., 10

Auth. sale of 54-54.5 Madison St., Tr. letter, 9, Pssd., 10

Auth. sale of 885 Smith St., Tr. letter, 9, Pssd., 10

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

#### **REAL ESTATE-RELATED SERVICES, APPRAISAL AND**

Auth. agreements for appraisal and real estate-related svcs., Tr. letter, 283, Pssd., 284

#### **REALTY DEVELOPMENT NORTH LLC**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities

to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

#### **REBHOLZ, STEVEN V.**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

#### **RECOGNITION CEREMONIES**

Held, 6; 31; 61; 100; 147; 197; 269; 311; 348; 379; 419; 453

#### **RECREATION CENTERS**

Auth. agreement with Stantec Consulting Services, Inc. related to Campbell Street R-Center Gateway Improvements, Tr. letter, 48, Pssd., 48

Auth. agreement with Passero Associates Engineering & Architecture, PLLC related to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 50, Pssd., 51

Auth. agreement with Stantec Consulting Services, Inc. auth. resident project representation svcs. related to Adams Street R-Center renovations, Tr. letter, 51, Pssd., 51

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Amend. Ord. No. 2018-40 relating to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 185, Pssd., 185

Auth. acq. by negotiation or condemnation of properties for Campbell R-Center Gateway Improvement Project, Tr. letter, 306, Pssd., 307

Amend. 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and auth. appropriations of Community Development Block Grant funds to infrastructure improvements, Tr. letter, 394, Pub. hear., 379, Pssd., 396

**RECYCLING.** *See* "Solid Waste and Recycling Services"

**REL COMM, INC. (ROBERT C. MURRAY, PRESIDENT)**

Auth. agreement with Rel Comm, Inc. for 311 Computer Telephony Integration, Tr. letter, 7, Pssd., 7

**REN SQUARE, LLC**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

**RENTAL MARKET FUND - LANDLORD/TENANT SERVICES**

Approp. funds and auth. agreement for landlord/tenant svcs., Tr. letter, 237, Pssd., 238

**REQUA STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**RESIDENT PROJECT****REPRESENTATION SERVICES**

Auth. amend. agreement with Edge Architecture, PLLC, Tr. letter, 84, Pssd., 85

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

Auth. agreement for resident project representation svcs. for Alpha Street Group Project, Tr. letter, 124, Pssd., 126

Auth. agreement for resident project representation svcs. for Parks projects, Tr. letter, 144, Pssd., 145

Auth. agreement for Central Vehicle Maintenance Facility Building 300 Roof Replacement Project, Tr. letter, 250, Pssd., 250

Auth. agreements for Blue Cross Arena Upgrades Project, Tr. letter, 300, Pssd., 300

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

Auth. amend. agreement for Reynolds Street & Seward Street Rehabilitation Project, Tr. letter, 408, Pssd., 409

**RESIDENTIAL MILLING & RESURFACING PROGRAM 2018**

Bond Ord. of City of Roch., New York auth. issuance of \$111,000 Bonds of said City to finance replacement of water mains, lines and valves along certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 168

Bond Ord. of City of Roch., New York auth. issuance of \$4,999,000 Bonds of said City to finance milling and resurfacing of certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 167

**RESIDENTIAL-COMMERCIAL URBAN EXEMPTION PROGRAM**

L.L. extending Residential-Commercial Urban Exemption Program, Tr. letter, 473, Pssd., 473

**RESOLUTIONS**

2018-5 Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

2018-6 - Reso. confirming appt. of Corporation Counsel, Tr. letter, 29, Adpt., 30

2018-7 - Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 35, Adpt., 36

2018-8 - Reso. approv. reappointment to Rochester Public Library Board of Trustees, Tr. letter, 66, Adpt., 67

2018-10 - Reso. approv. reappointment to Rochester Public

Library Board of Trustees, Tr. letter, 67, Adpt., 68

2018-9 - Reso. approv. appt. to Rochester Public Library Board of Trustees, Tr. letter, 67, Adpt., 67

2018-11 - Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

2018-12 - Reso. confirming appt. of Commissioner of Recreation and Youth Svs., Tr. letter, 99, Adpt., 99

2018-13 - Reso. approv. reappointment and appt. to Roch. Civil Service Commission, Tr. letter, 101, Adpt., 102

2018-14 - Reso. approv. standard work day for retirement purposes, Tr. letter, 148, Adpt., 149

2018-15 - Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 153, Adpt., 153

2018-16 - Reso. approv. 2018-19 debt limit for general muni. purposes, Tr. letter, 216, Adpt., 218

2018-17 - Reso. approv. appt. to Board of Ethics, Tr. letter, 276, Adpt., 276

2018-18 - Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

2018-19 - Reso. confirming appt. of Director of Finance, Tr. letter, 309, Adpt., 310

2018-20 - Reso. establishing schedule for Council Committee meetings and Public Hearings during 2019, Tr. letter, 382, Adpt., 382

2018-21 - Reso. establishing schedule for regular meetings of Council during 2019, Tr. letter, 382, Adpt., 383

2018-22 - Reso. confirming appt. of Director of Emergency Communications Department, Tr. letter, 418, Adpt., 418

2018-24 - Reso. establishing maximum number of Commissioners of Deeds, Tr. letter, 458, Adpt., 459

2018-25 - Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

2018-26 - Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

2018-1 - Reso. for nomination and selection of President of Roch. City Council, Adpt., 1

2018-2 - Reso. for nomination and selection of Vice President of Roch. City Council, Adpt., 1

2018-3 - Reso. for selection and appt. of City Clerk, Adpt., 1

2018-4 - Reso. adopting Rules of Council, Adpt., 5

#### **RESTORE NY COMMUNITIES INITIATIVE PROGRAM**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

#### **RETAIL TRANSACTIONS**

#### **REPORT SYSTEM**

Auth. agreement with LeadsOnline, Inc., Tr. letter, 94, Pssd., 95

#### **REYNOLDS STREET**

Auth. pav. width changes for Reynolds Street at School No. 2, Tr. letter, 408, Pub. hear., 380, Pssd., 408

Auth. receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street, Tr. letter, 481, Pssd., 482

#### **REYNOLDS STREET & SEWARD STREET REHABILITATION PROJECT**

Auth. agreement and pavement width change, Tr. letter, 18, Pub. hear., 6, Pssd., 20

Bond Ord. of City of Roch., New York auth. issuance of \$1,310,700 Bonds of said City to finance reconstruction of certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehab. Project, Tr. letter, 18, Pssd., 20

Bond Ord. of City of Roch., New York auth. issuance of \$334,000 Bonds of said City to finance reconstruction of water lines along certain portions of Reynolds Street and Seward Street related to the 2018 Reynolds and Seward Streets Rehab. Project, Tr. letter, 18, Pssd., 20

Auth. amend. agreement for Reynolds Street & Seward Street Rehabilitation Project, Tr. letter, 408, Pssd., 409

**RIALTO STREET**

Auth. sale of real estate, Tr. letter, 109, Pssd., 110

**RIGHTS-OF-WAY**

Amend. Official Map dedicating a portion of School No. 43 property to right-of-way purposes, Tr. letter, 48, Pub. hear., 31, Pssd., 49

Auth. agreement with Joseph C. Lu Engineering, P.C., Tr. letter, 90, Pssd., 91

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

**RILEY, PRESLEY L.**

Auth. sale of real estate, Tr. letter, 74, Pssd., 75

**RISE PROGRAM.** *See* "Cities for Responsible Investment and Strategic Enforcement Program"

**RISING TIDE ASSETS, LLC**

Auth. sale of real estate, Tr. letter, 38, Pssd., 39

**RITZ STREET**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**RIVER STREET**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**RIVERA, EMILIO**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**RIVERA, JR., RAMON**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**RIVERFRONT MEDICAL, P.C.**

Auth. amend. agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program, Tr. letter, 52, Pssd., 53

**ROBERTS, GERALD**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**ROC HOLIDAY VILLAGE**

Auth. agreement for Roc Holiday Village event, Tr. letter, 346, Pssd., 347

**ROC MUSIC PROGRAM**

Auth. agreement for ROCmusic program, Tr. letter, 488, Pssd., 488

**ROC PAINT DIVISION PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**ROC WOMEN'S FESTIVAL**

Auth. agreement for management of ROC Women's Festival, Tr. letter, 195, Pssd., 196

**ROCHESTER AREA**

**COMMUNITY FOUNDATION**

Auth. agreement with Roch. Area Comm. Foundation for receipt of funds for Youth Voice, One Vision Program, and amend. Budget of the City of Roch., Tr. letter, 26, Pssd., 26

**ROCHESTER AREA CRIME**

**STOPPERS, INC.**

Approp. funds and auth. agreement with Roch. Area Crime Stoppers, Inc., Tr. letter, 344, Pssd., 344

**ROCHESTER AREA INTERFAITH HOSPITALITY NETWORK, INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**ROCHESTER ARENA, LLC**

Auth. agreement for management of Blue Cross Arena at the War Memorial and Court Street Parking Lot and amend. user fees, Tr. letter, 485, Pssd., 486

**ROCHESTER BROADWAY  
THEATRE LEAGUE, INC.**

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 490, Pssd., 491

**ROCHESTER BUSINESS  
JOURNAL**

Designating Official Newspapers of City of Roch. for Years 2018-19, Pssd., 5

**ROCHESTER CITY SCHOOL  
DISTRICT. *See* "City School District  
of Rochester"**

**ROCHESTER CITY SOCCER  
LEAGUE**

Auth. agreement for Roch. City Soccer League, Tr. letter, 489, Pssd., 490

**ROCHESTER CLIFTON LLC**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**ROCHESTER ECONOMIC  
DEVELOPMENT CORPORATION**

Auth. acq. of 835-855 West Main Street, Tr. letter, 45, Pssd., 46  
Amend. Ord. No. 2018-35 authorizing acq. of 835-855 West Main Street, Tr. letter, 391, Pssd., 391

**ROCHESTER ENVIRONMENTAL  
JOB TRAINING PROGRAM**

Auth. amend. agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program, Tr. letter, 52, Pssd., 53

**ROCHESTER FLOWER CITY  
CHALLENGE**

Auth. agreement with Yellow Jacket Racing, LLC, Tr. letter, 98, Pssd., 98

**ROCHESTER FRINGE FESTIVAL,  
INC.**

Auth. agreement for 2018 KeyBank Roch. Fringe Festival, Tr. letter, 266, Pssd., 267

**ROCHESTER GAS AND  
ELECTRIC CORPORATION**

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

**ROCHESTER HERITAGE TRAIL -  
PHASE II**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**ROCHESTER HOUSING  
AUTHORITY**

Auth. intermunicipal agreement with Roch. Housing Authority, Tr. letter, 92, Pssd., 93

Auth. agreement with Roch. Housing Auth. for comm. refuse and recycling svcs., Tr. letter, 255, Pssd., 256

Approv. wage and salary increase for employees of Roch. Housing Authority, Tr. letter, 380, Pssd., 380

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**ROCHESTER HOUSING  
DEVELOPMENT FUND  
CORPORATION**

Approp. funds and auth. agreements for HOME Rochester Program, Tr. letter, 240, Pssd., 241

Auth. agreement for HOME Rochester Program, Tr. letter, 241, Pssd., 242

**ROCHESTER INSTITUTE OF  
TECHNOLOGY**

Auth. receipt and use of Byrne Justice Assistance Grant for Gun Involved Violence Elimination Research Supplement from New York State Division of Criminal Justice Services and auth. agreement with Rochester



Institute of Technology, Tr. letter, 28, Held, 29, Pssd., 193

Auth. agreement for Gun Involved Violence Elimination Initiative, Tr. letter, 307, Pssd., 308

Amend. Ord. No. 2017-400, Tr. letter, 342, Pssd., 342

**ROCHESTER JOINT SCHOOLS CONSTRUCTION BOARD**

Approv. certain matters and auth. execution and delivery of specified documents in conjunction with 2018 Phase of Roch. Joint Schools Constr. Board Facil. Modernization Program, Tr. letter, 200, Pssd., 202

**ROCHESTER LAND BANK CORPORATION**

Auth. sale of 54-54.5 Madison St., Tr. letter, 9, Pssd., 10

Auth. acceptance of real estate by donation, Tr. letter, 230, Pssd., 231

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

Auth. sale of 97 Industrial Street to Roch. Land Bank Corporation, Tr. letter, 290, Pssd., 291

Auth. credit bid agreement with Roch. Land Bank Corporation, Tr. letter, 463, Pssd., 463

Auth. shared svcs. agreement with Roch. Land Bank Corporation, Tr. letter, 463, Pssd., 464

**ROCHESTER MARKET DRIVEN COMMUNITY CORPORATION**

Auth. amend. agreement with Roch. Market Driven Comm. Corporation, Tr. letter, 103, Pssd., 104

**ROCHESTER PHILHARMONIC ORCHESTRA**

Auth. agreement with Roch. Philharmonic Orchestra for music performances, Tr. letter, 265, Pssd., 266

**ROCHESTER POLICE DEPARTMENT NARCOTICS/SPECIAL INVESTIGATIONS CASE MANAGEMENT SYSTEM**

Auth. agreement for implementation of Roch. Police Department Narcotics/Special Investigations Case Management System, Tr. letter, 270, Pssd., 271

**ROCHESTER POLICE LOCUST CLUB**

Amend. Budget for Roch. Police Locust Club interest arbitration award, Tr. letter, 446, Pssd., 447

**ROCHESTER PUBLIC LIBRARY**

Auth. agreement for Summer Literacy Program, Tr. letter, 262, Pssd., 262

Auth. agreement and amend. Budget for Flower City AmeriCorps program, Tr. letter, 416, Pssd., 417

**ROCHESTER PUBLIC LIBRARY BOARD OF TRUSTEES**

Reso. approv. reappointment to Rochester Public Library Board of Trustees, Tr. letter, 66, Adpt., 67

Reso. approv. appt. to Rochester Public Library Board of Trustees, Tr. letter, 67, Adpt., 67

Reso. approv. reappointment to Rochester Public Library Board of Trustees, Tr. letter, 67, Adpt., 68

**ROCHESTER PURE WATERS DISTRICT**

Approp. funds for street improvement projects from anticipated reimbursements from Rochester Pure Waters District, Tr. letter, 49, Pssd., 50

Bond Ord. of City of Roch., New York auth. issuance of \$4,999,000 Bonds of said City to finance milling and resurfacing of certain portions of forty eight (48) streets in Northwest Quadrant related to 2018 Residential Milling and Resurfacing Program, Tr. letter, 166, Pssd., 167

Approp. funds from Rochester Pure Waters District, Tr. letter, 257, Pssd., 257

Bond Ord. of City of Roch., New York auth. issuance of \$720,000 Bonds of said City to finance constr. and constr. inspection svcs. related to Elmwood Avenue/Collegetown Cycle Track Project, Tr. letter, 332, Pssd., 334

Bond Ord. of City of Roch., New York auth. issuance of \$400,000 Bonds of said City to finance reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to 2017 Preventative Maintenance Contract #4 Project, Tr. letter, 364, Pssd., 366

Auth. appropriations and agreement for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 402, Pssd., 403

Auth. receipt and use of reimbursement funds from Rochester Pure Waters District, Tr. letter, 443, Pssd., 444

Auth. appropriation and amend. agreement for design svcs. for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 478, Pssd., 479

**ROCHESTER REFUGEE RESETTLEMENT SERVICES, INC.**

Auth. sale of real estate, Tr. letter, 229, Pssd., 230

**ROCHESTER RESEARCH ASSOCIATES, LLC**

Auth. agreement for compliance field inspection svcs., Tr. letter, 273, Pssd., 274

**ROCHESTER RIVERSIDE CONVENTION CENTER. *See***

"Joseph A. Floreano Rochester Riverside Convention Center"

**ROCHESTER URBAN RENEWAL AGENCY**

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate

and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Affirming and approv. sale of properties for 52 Broadway Development Project, Tr. letter, 354, Pssd., 355

Approv. appropriation of Roch. Urban Renewal Agency funds for public infrastructure improvements in La Marketa North Clinton Avenue Urban Renewal Dist., Tr. letter, 434, Pssd., 434

**ROCHESTER URBAN SKATE PARK**

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

**ROCHESTER YOUTH FOR CHRIST, INC.**

Auth. lease agreement with Roch. Youth for Christ, Inc., Tr. letter, 386, Pssd., 386

**ROCHESTER YOUTH SPORTS FOUNDATION**

Auth. agreement for 2018 Gus Macker 3-on-3 basketball tournament, Tr. letter, 97, Pssd., 98

**ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY**

Auth. sale of easements for Mortimer Street Bus Shelter Relocation Project, Tr. letter, 337, Pssd., 339

**ROCHESTER-MONROE COUNTY YOUTH BUREAU**

Auth. grant agreement with County of Monroe for funding youth recreation and development programming, Tr. letter, 344, Pssd., 345

**ROCMUSIC PROGRAM**

Approp. funds and auth. agreement to implement ROCmusic Program, Tr. letter, 304, Pssd., 304

**ROSEMARY DRIVE**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**ROYCROFT DRIVE**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326, Tr. letter, 423, Pssd., 425

**RPD SECTION OFFICE & NSC GREEN INFRASTRUCTURE PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**RULES OF COUNCIL**

Reso. adopting Rules of Council, Adpt., 5

**RUNDEL LIBRARY BUILDING HISTORIC PRESERVATION PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**RUNDEL LIBRARY STRUCTURAL TERRACE IMPROVEMENTS PHASE IV PROJECT**

Auth. grant applications to Dormitory Authority of the State of New York for the Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 66, Pssd., 66

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

Bond Ord. of City of Roch., New York auth. issuance of \$250,000 Bonds of said City to finance a portion of costs of Rundel Library Structural Terrace Improvements Phase IV, Tr. letter, 377, Pssd., 378

**RUNDEL LIBRARY TERRACE HISTORICAL / INTERPRETIVE FEATURES PROJECT**

Auth. Consolidated Funding Grant applications and agreements, Tr. letter, 297, Pssd., 298

**RUNDEL MEMORIAL LIBRARY**

Auth. amend. agreement for Rundel Library Structural Terrace Improvements Phase IV Project, Tr. letter, 367, Pssd., 367

**RUNDEL PARK STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

-S-

**SALVATION ARMY**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**SAMPSON, BARINEKA**

Auth. sale of real estate, Tr. letter, 109, Pssd., 110

**SAMUEL MCCREE WAY**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**SANFORD, SUSAN**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**SANTIAGO, RUBEN**

Auth. sale of 885 Smith St., Tr. letter, 9, Pssd., 10

**SARATOGA AVENUE**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**SAVANNAH STREET**

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Auth. loan agreement for resi. development within Inner Loop East Transformation project, Tr. letter, 431, Pssd., 432

**SAWYER STREET**

Auth. sale of real estate, Tr. letter, 74, Pssd., 75

**SAXTON STREET**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**SCHOOL RESOURCE OFFICERS**

Auth. agreement with Roch. City School District related to School Resource Officers, Tr. letter, 264, Pssd., 264

**SCOTT, KOHOBI**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**SCOTT, LATOYA CHRISTINA**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**SCOTT, LORETTA C., COUNCIL PRESIDENT**

Motion to discharge from Committee, Int. No. 278, Adpt., 309

Negative vote, Int. No. 342, Failed, 362

Abstention, Motion to discharge Int. No. 358 from Committee, Pssd., 390; Motion to discharge Int. No. 359 from Committee, Pssd., 391; Ord. No. 2018-323, Pssd., 391; Ord. No. 2018-324, Pssd., 392

Disclosure of interest forms submitted, 62; 100; 147; 311; 348; 379

Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

Reso. approv. appt. to Board of Directors of Action for a Better Community, Inc., Tr. letter, 35, Adpt., 36

Reso. establishing schedule for Council Committee meetings and Public Hearings during 2019, Tr. letter, 382, Adpt., 382

Reso. establishing schedule for regular meetings of Council during 2019, Tr. letter, 382, Adpt., 383

Reso. for nomination and selection of President of Roch. City Council, Adpt., 1

**SCOTTSVILLE ROAD-ELMWOOD AVENUE IMPROVEMENT PROJECT (WESTERN CITY LINE-MT. HOPE AVENUE)**

Auth. design svcs. agreement for Scottsville Road-Elmwood Avenue Improvement Project (Western City

Line-Mt. Hope Avenue), Tr. letter, 127, Pssd., 128

**SECOND STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**SECURITY**

L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

**SENECA BUILDING OF MONROE COUNTY LLC**

Auth. Seneca Building Partners LLC to assume obligations of Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and auth. Mayor to enter into an agreement with current owner to pay City back for reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56, Tr. letter, 326, Pssd., 327

**SENECA BUILDING PARTNERS LLC**

Auth. Seneca Building Partners LLC to assume obligations of Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and auth. Mayor to enter into an agreement with current owner to pay City back for reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56, Tr. letter, 326, Pssd., 327

**SENIORS PROGRAM - LEGAL SERVICES**

Approp. funds and auth. agreements for Helping Elders Law Project, Tr. letter, 245, Pssd., 246

**SESSLER ENVIRONMENTAL SERVICES, LLC**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**SETH GREEN PARK PROJECT**

Auth. agreement relating to mortgage financing and extending deed reverter date for affordable senior housing projects at Cobbs Hill Village, Plymouth Gardens and Seth Green

Park, Tr. letter, 163, Held, 164, Pssd., 279

**SEWARD STREET**

Auth. pav. width changes for Seward Street at School Number 19, Tr. letter, 168, Pub. hear., 148, Pssd., 169

. *See also* "Reynolds Street & Seward Street Rehabilitation Project"

**SHARED SERVICES**

**AGREEMENT**

Auth. shared svcs. agreement with Roch. Land Bank Corporation, Tr. letter, 463, Pssd., 464

**SHERMAN STREET**

Auth. sale of real estate, Tr. letter, 384, Pssd., 385, Tr. letter, 461, Pssd., 463

**SHOTSPOTTER PROGRAM**

Amend. Budget to fund Shotspotter program, Tr. letter, 186, Pssd., 186

**SIBLEY PLACE STREET MALL**

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

**SIBLEY REDEVELOPMENT**

**LIMITED PARTNERSHIP**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

Auth. sale of Mortimer Street Garage, Tr. letter, 360, Pssd., 361

**SIDEWALKS**

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

Bond Ord. of City of Roch., New York auth. issuance of \$1,241,000 Bonds of said City to finance certain costs of Southwest Quadrant 2018 Phase 1 Hazardous Sidewalk Replacement Program, Tr. letter, 88, Pssd., 90

L.I.O. - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1,

2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 207

Auth. reimbursement agreement for areaway improvements at 1 South Clinton Avenue, Tr. letter, 366, Pssd., 366

**SIERRA, NAIMAH**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

**SINGLETON, TRENTYN**

Auth. sale of real estate, Tr. letter, 157, Pssd., 158

**SIXTH STREET**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**SKELTON, KAITLIN**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**SMG**

Auth. agreement for ticket sales and box office management of City-produced events, Tr. letter, 150, Pssd., 151

**SMITH STREET**

Auth. sale of 885 Smith St., Tr. letter, 9, Pssd., 10

**SNOW REMOVAL**

Auth. agreement extension with New York State Department of Transportation for snow and ice removal, Tr. letter, 22, Pssd., 23

L.I.O. - security and snow removal svcs. at Public Market for 2018-19, Tr. letter, 143, Pub. hear., 101, Pssd., 144

L.I.O. - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 207

Auth. agreement extension with New York State Department of Transportation for snow and ice control, Tr. letter, 479, Pssd., 480

**SOCIETY FOR THE PROTECTION AND CARE OF CHILDREN**

Auth. agreements and funding for Comprehensive Adolescent Pregnancy

Prevention Program, Tr. letter, 488, Pssd., 489

**SOLID WASTE AND RECYCLING SERVICES**

Auth. intermunicipal agreement with County of Monroe for solid waste and recycling svcs., Tr. letter, 401, Pssd., 401

**SOUTH AVENUE**

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Amend. Zoning Code by adding Pediatric and Family Service Planned Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442

**SOUTH AVENUE GARAGE**

Bond Ord. of City of Roch., New York auth. issuance of \$840,000 Bonds of said City to finance certain costs of 2019 Annual Parking Garage Evaluation and Repair Program – South Avenue Garage, Tr. letter, 476, Pssd., 478

**SOUTH AVENUE/ALEXANDER STREET OPEN SPACE SPECIAL ASSESSMENT DISTRICT**

L.I.O. - reestablishing South Avenue/Alexander Street Open Space Special Assessment District and establishing cost of related special work and svcs., Tr. letter, 112, Pub. hear., 101, Pssd., 113

**SOUTH CLINTON AVENUE**

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

Auth. Seneca Building Partners LLC to assume obligations of Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and auth. Mayor to enter into an agreement with current owner to pay City back for reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56, Tr. letter, 326, Pssd., 327

Auth. reimbursement agreement for areaway improvements at 1 South Clinton Avenue, Tr. letter, 366, Pssd., 366

**SOUTH WEDGE AREA NEIGHBORHOOD COUNCIL**

L.I.O. - reestablishing South Avenue/Alexander Street Open Space Special Assessment District and establishing cost of related special work and svcs., Tr. letter, 112, Pub. hear., 101, Pssd., 113

**SOUTHAMPTON DRIVE**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

**SOUTHEAST NEIGHBORHOOD SERVICE CENTER**

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

**SOUTHVIEW TOWERS PROJECT**

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

**SPAULL, ELAINE M., COUNCILMEMBER**

Negative vote, Ord. No. 2018-6, Pssd., 11; Ord. No. 2018-27, Pssd., 35;

Ord. No. 2018–115, Pssd., 155; Ord. No. 2018–150, Pssd., 193; Ord. No. 2018–164, Pssd., 212; L.L. No. 4, Pssd., 228; Ord. No. 2018–224, Pssd., 279; Int. No. 342, Failed, 362; Ord. No. 2018–382, Pssd., 458

Abstention, Ord. No. 2018–7, Pssd., 13; Ord. No. 2018–8, Pssd., 15; Ord. No. 2018–32, Pssd., 43; Ord. No. 2018–51, Pssd., 65; Ord. No. 2018–189, Pssd., 244; Ord. No. 2018–312, Pssd., 376

Presented petition with 25 signatures opposing Cobb's Hill Roch. Mgmt Proposal, 6

Disclosure of interest forms submitted, 6; 31; 62; 198; 269; 311; 348; 419

Presented petition with 76 signatures - Healthi Kids/Safe Streets - Lowering speed limit, 198

Presented petition with 32 signatures concerned with proposed sale of Parcel 7, 311

Reso. adopting Rules of Council, Adpt., 5

**SPIRITUS CHRISTI PRISON OUTREACH, INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**SPRING STREET HOLDINGS LLC**

Auth. sale of real estate, Tr. letter, 325, Pssd., 326

**SPRINGUT GROUP, INC.**

Auth. agreement for 2018 Park Ave Summer Art Fest, Tr. letter, 196, Pssd., 197

**ST. BERNARD'S AFFORDABLE SENIOR RENTAL DEVELOPMENT**

Auth. assumption of debt, amending of loan agreements and payments in lieu of taxes for St. Bernard's affordable senior rental development, Tr. letter, 470, Pssd., 471

**ST. BERNARD'S ASSOCIATES, L.P. AND ST. BERNARD'S II ASSOCIATES, L.P.**

Auth. assumption of debt, amending of loan agreements and payments in lieu of taxes for St. Bernard's affordable senior rental development, Tr. letter, 470, Pssd., 471

**ST. JOSEPH'S NEIGHBORHOOD CENTER, INC.**

Approp. funds and auth. agreement for rehabilitation of St. Joseph's Neighborhood Ctr., Tr. letter, 286, Pssd., 286

**ST. MARK'S AND ST. JOHN'S EPISCOPAL CHURCH**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

**ST. PAUL STREET DISTRICT**

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

**STADIUM ESTATES PHASE II AFFORDABLE HOUSING PROJECT**

Auth. amend. loan agreement and approp. funds for Stadium Estates Phase II Affordable Housing Project, Tr. letter, 425, Pssd., 426

**STAGNITTO, JR., CHARLES**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**STANTEC CONSULTING SERVICES, INC.**

Auth. agreement with Stantec Consulting Services, Inc. related to Campbell Street R-Center Gateway Improvements, Tr. letter, 48, Pssd., 48

Auth. agreement with Stantec Consulting Services, Inc. auth. resident project representation svcs. related to Adams Street R-Center renovations, Tr. letter, 51, Pssd., 51

Auth. agreements for environmental site assessment and remedial svcs., Tr. letter, 179, Pssd., 180

Auth. amend. agreement with Stantec Consulting Services Inc. for Joseph A. Floreano Rochester Riverside Convention Center River Terrace Repairs Project, Tr. letter, 257, Pssd., 258

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

Auth. agreements and approp. funds for Frederick Douglass Community Library Green Roof Project, Tr. letter, 407, Pssd., 408

Auth. additional funding and amend. Ord. No. 2017-360 in relation to Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II, Tr. letter, 409, Pssd., 410

Auth. appropriation and amend. agreement for design svcs. for East Henrietta Road Improvement Project (South City Line to Stan Yale Drive), Tr. letter, 478, Pssd., 479

#### **STATE HISTORIC PRESERVATION OFFICE**

Auth. receipt and use of funds and management agreement for 2019 NY Statewide Preservation Conference, Tr. letter, 434, Pssd., 435

#### **STATE HOMELAND SECURITY PROGRAM**

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

Auth. grant agreement for 2018 State Homeland Security Program, Tr. letter, 414, Pssd., 415

#### **STATE LOBBYING SERVICES**

Auth. amend. agreement with Ostroff Associates, Inc. for state lobbying svcs., Tr. letter, 454, Pssd., 454

#### **STATE STREET**

Approp. funds and auth. agreements for Restore NY Communities Initiative Program, Tr. letter, 234, Pssd., 235

#### **STATE UNIVERSITY OF NEW YORK COLLEGE AT BROCKPORT**

Auth. lease agreement with State University of New York College at Brockport - Roch. Educational Opportunity Center, Tr. letter, 314, Pssd., 315

#### **STEAM ENGINE PROJECT FUND**

Approp. funds and auth. agreement to implement ROCmusic Program, Tr. letter, 304, Pssd., 304

#### **STEINBRENNER, CARL**

Reso. approv. appts. to Board of Ethics, Tr. letter, 72, Adpt., 73

#### **STEP JAM**

Auth. agreement and funding for 2018 Step Jam, Tr. letter, 422, Pssd., 423

#### **STEWART STREET**

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

#### **STONE STREET**

Approv. Roch. Urban Renewal Agency's sale of a portion of real estate and granting a pedestrian easement through 36 South Avenue, Tr. letter, 75, Pub. hear., 62, Pssd., 77

Amend. Ord. No. 2018-57 to correct legal description of stair tower parcel #1 conveyance approved therein, Tr. letter, 113, Pssd., 114

#### **STOP DWI FOUNDATION, INC.**

Auth. intermunicipal agreement for DWI Program Crackdown Weekend Enforcement Grant, Tr. letter, 145, Pssd., 146



**STOP DWI PROGRAM**

Auth. intermunicipal agreement and funding for STOP DWI Program, Tr. letter, 412, Pssd., 413

**STRATEGIC COMMUNITY INTERVENTION LLC**

Auth. amend. agreement with Strategic Community Intervention LLC for Nuisance Abatement Program training, Tr. letter, 46, Pssd., 47

**STRATEGIC PLANNING SERVICES**

Auth. amend. agreement for organizational design and strategic planning svcs., Tr. letter, 457, Pssd., 458

**STREET CLEANING**

L.I.O. - establishing cost of special svcs. for East Avenue/Alexander Street Entertainment Dist., Tr. letter, 79, Pub. hear., 62, Pssd., 80

**STREET IMPROVEMENT PROGRAM**

Approp. funds for street improvement projects from anticipated reimbursements from Rochester Pure Waters District, Tr. letter, 49, Pssd., 50

Auth. receipt and use of reimbursement funds from Rochester Pure Waters District, Tr. letter, 443, Pssd., 444

**STREET LIAISON PROGRAM**

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

**STREET LIGHTING. See "Streets" STREETS**

Auth. change in traffic flow on Pindle Alley, Tr. letter, 90, Pub. hear., 62, Pssd., 90

L.I.O. - establishing operation, installation and maint. costs of street lighting special assessment districts, Tr. letter, 128, Pub. hear., 100, Pssd., 129

L.I.O. - establishing operating and maint. costs of special assessments for streetscape enhancements, Tr. letter, 129, Pub. hear., 100, Pssd., 130

L.I.O. - care and embellishment of street malls for 2018-2019, Tr. letter, 130, Pub. hear., 100, Pssd., 132

Auth. agreement for North Winton Village Streetscape Improvements, Tr. letter, 133, Pssd., 133

Auth. pav. width changes for Seward Street at School Number 19, Tr. letter, 168, Pub. hear., 148, Pssd., 169

Amend. Official Map by abandonment of a portion of Circle Street, Tr. letter, 169, Pub. hear., 148, Pssd., 170

Amend. Official Map to dedicate additional right-of-way within Inner Loop East Transformation Project, Tr. letter, 171, Pub. hear., 148, Pssd., 179

Auth. agreement for water system improvements, Tr. letter, 183, Pssd., 183

Bond Ord. of City of Roch., New York auth. issuance of \$900,000 Bonds of said City to finance costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project, Tr. letter, 183, Pssd., 184

L.I.O. - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 207

Auth. lease agreement for space located at 923-925 Genesee Street, Tr. letter, 281, Pssd., 281

Reso. supporting Consolidated Funding Grant Application, Tr. letter, 288, Adpt., 289

Auth. pav. width changes for Field Street at School No. 35, Tr. letter, 292, Pssd., 292

Bond Ord. of City of Roch., New York auth. issuance of \$327,000 Bonds of said City to finance acquisition of equipment and installation of street lighting upgrades of portions of eighty seven (87) streets related to the Citywide Arterial Street Lighting

Upgrades Project, Tr. letter, 293, Pssd., 297

Auth. amend. lease agreement and new sublease for additional office space at 200 East Main Street, Tr. letter, 321, Pssd., 322

Auth. agreements for 2018-2019 Street Liaison Program, Tr. letter, 327, Pssd., 328

Amend. Official Map by memorializing College Avenue as Gary Stern Way, Tr. letter, 331, Pub. hear., 312, Pssd., 332

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

Auth. lease agreement for Southeast Neighborhood Service Ctr., Tr. letter, 358, Pssd., 358

Auth. reimbursement agreement for areaway improvements at 1 South Clinton Avenue, Tr. letter, 366, Pssd., 366

Amend. Zoning Map for 5 and 15 Flint Street, Tr. letter, 393, Pub. hear., 379, Pssd., 394

Auth. pav. width changes for Reynolds Street at School No. 2, Tr. letter, 408, Pub. hear., 380, Pssd., 408

Amend. Ord. No. 2018-137 auth. agreement for water system improvements, Tr. letter, 410, Pssd., 410

Amend. Zoning Code by adding Pediatric and Family Service Planned Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442

Auth. changes in traffic flow on Doran Street, Tr. letter, 445, Pub. hear., 419, Pssd., 446

Auth. agreements for street light system improvements, Tr. letter, 478, Pssd., 478

Amend. Ord. No. 2017-143 auth. agreement to allow placement of cellular wireless communications equipment on City-owned street light poles, Tr. letter, 479, Pssd., 479

Auth. receipt and use of Brownfield Cleanup grant funds for 121-123 Reynolds Street, Tr. letter, 481, Pssd., 482

#### **SUMMER FOOD SERVICE PROGRAM**

Auth. agreements for 2018 Summer Food Service Program, Tr. letter, 191, Pssd., 192

#### **SUMMER LITERACY PROGRAM**

Auth. agreement for Summer Literacy Program, Tr. letter, 262, Pssd., 262

#### **SUMMER OF OPPORTUNITY PROGRAM**

Auth. agreements for 2018 Summer of Opportunity Program, Tr. letter, 189, Pssd., 191

#### **SUN ENVIRONMENTAL CORP.**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

#### **SUNSHINE CONCRETE COMPANY INC.**

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

#### **SWAN STREET (DOMESTIC)**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

**SWEADNER, CHRISTOPHER**

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

-T-

**T&S HOLDING CORP.**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**TACTICAL TEAM PROGRAM**

Auth. agreement with New York State Division of Homeland Security and Emergency Services for Tactical Team Program Grant, Tr. letter, 371, Pssd., 371

**TAXES AND CHARGES**

Approv. commitment of reserve funds, Tr. letter, 32, Pssd., 33

Auth. bulk sale of delinquent tax liens, Tr. letter, 36, Pssd., 38

Auth. payment in lieu of taxes (PILOT) agreement for Eastman Reserve project, Tr. letter, 40, Pssd., 42

Approv. apportionment of taxes and charges, Tr. letter, 149, Pssd., 150

Determining and certifying base proportions, current percentages, and base percentages for 2018 Assessment Roll, Tr. letter, 155, Pssd., 156

Auth. payment in lieu of taxes and loan agreements for the Southview Towers project, Tr. letter, 161, Pssd., 163

Confirming assessments, amounts and charges to be inserted in annual tax rolls for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pub. hear., 198, Pssd., 208

Levying taxes for muni. purposes for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pssd., 206

Levying taxes for school purposes for fiscal year commencing July 1, 2018 and expiring June 30, 2019, Tr. letter, 203, Pssd., 206

Auth. cancellation or refund of erroneous taxes and charges, Tr. letter, 315, Pssd., 316

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

Auth. cancellation or refund of erroneous taxes and charges, Tr. letter, 420, Pssd., 421

Auth. admin. tax cancellations and refunds of \$1,000 or less for 2019, Tr. letter, 459, Pssd., 459

Auth. assumption of debt, amending of loan agreements and payments in lieu of taxes for St. Bernard's affordable senior rental development, Tr. letter, 470, Pssd., 471

L.L. extending Residential-Commercial Urban Exemption Program, Tr. letter, 473, Pssd., 473

**TAXICABS**

Amend. Muni. Code with respect to taxicab fees, Tr. letter, 153, Pssd., 154

**TEENAGE PREGNANCY PREVENTION PROGRAM**

Auth. agreements for Teenage Pregnancy Prevention Program, Tr. letter, 375, Pssd., 376

**TEENAGE PREGNANCY SPECIAL REVENUE FUND**

Auth. agreements and funding for Comprehensive Adolescent Pregnancy Prevention Program, Tr. letter, 488, Pssd., 489

**TERRORIST ATTACKS.** *See* "Complex Coordinated Terrorist Attacks"

**TETRA TECH, INC.**

Auth. agreement for City of Roch. Emergency Management Plan, Tr. letter, 260, Pssd., 261

**TEXAS STREET**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**THOMAS P. RYAN R-CENTER  
GYM AIR CONDITIONING  
PROJECT**

Auth. agreement with Passero Associates Engineering & Architecture, PLLC related to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 50, Pssd., 51

Amend. Ord. No. 2018-40 relating to Thomas P. Ryan R-Center Gym Air Conditioning Project, Tr. letter, 185, Pssd., 185

**THOMAS STREET**

Auth. sale of real estate, Tr. letter, 279, Pssd., 281

**THOMAS, GARY**

Reso. approv. appts. to Board of Assessment Review, Tr. letter, 459, Adpt., 461

**THOMPSON, TERESITA**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**THURSTON ROAD**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**TOBACCO COMPLIANCE GRANT  
PROGRAM**

Auth. grant agreement with County of Monroe for Tobacco Compliance Grant Program, Tr. letter, 339, Pssd., 340

**TONY HAWK FOUNDATION**

Auth. agreements and amend. budget related to Rochester Urban Skate Park, Tr. letter, 374, Pssd., 375

**TOWER 195 LLC**

Auth. amend. agreements with Tower 195 LLC relating to Underground Truck Road, Tr. letter, 63, Pssd., 65

**TOWN AND COUNTRY TRAVEL,  
INC.**

Auth. agreement with Town and Country Travel, Inc. for tour of Historically Black Colleges and Universities for City youth, Tr. letter, 58, Pssd., 59

**TRAFFIC AND CROWD  
CONTROL SERVICES**

Auth. intermunicipal agreement with School District for traffic and crowd control svcs., Tr. letter, 448, Pssd., 448

**TRAFFIC CAMERA FINES, SALE  
OF UNPAID**

Auth. agreement with Garnet Capital Advisors, LLC for sales advisory svcs., Tr. letter, 34, Pssd., 35

**TRAFFIC FLOW CHANGES. See  
"Streets"**

**TRAINING**

Auth. amend. agreement with Riverfront Medical, P.C. for the Rochester Environmental Job Training Program, Tr. letter, 52, Pssd., 53

Auth. amend. agreement for training development and delivery svcs., Tr. letter, 151, Pssd., 152

Auth. agreement for adult employment readiness training, Tr. letter, 189, Pssd., 189

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

Amend. Ord. No. 2018-185 relating to appropriations for Homebuyer Training Program, Tr. letter, 430, Pssd., 431

**TRAN, TIEN**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**TRANSITIONAL JOB TRAINING  
AND PLACEMENT PROGRAM**

Auth. agreements for transitional job training and placement program, Tr. letter, 367, Pssd., 368

**TRASON ELM, LLC**

Auth. sale of East End Garage, Tr. letter, 361, Failed, 362

**TREC ENVIRONMENTAL, INC.**

Auth. agreements for svcs. related to hazardous materials management, Tr. letter, 482, Pssd., 484

**TRIAD GROUP, LLC**

Auth. agreement for admin. of workers' compensation case

management and medical claims svcs.,  
Tr. letter, 151, Pssd., 151

**TRILLIUM HEALTH, INC.**

Approp. funds and auth. agreements  
for Housing Opportunities for Persons  
with AIDS Program, Tr. letter, 244,  
Pssd., 245

**TURNER, LISA**

Auth. sale of real estate, Tr. letter,  
353, Pssd., 354

-U-

**UGI ENERGY SERVICES, LLC**

Auth. lease agreement with UGI  
ENERGY SERVICES, LLC, Tr. letter,  
282, Pssd., 283

**UNDERGROUND TRUCK ROAD**

Auth. amend. agreements with Tower  
195 LLC relating to Underground Truck  
Road, Tr. letter, 63, Pssd., 65

**UNION STREET**

Amend. Official Map to dedicate  
additional right-of-way within Inner  
Loop East Transformation Project, Tr.  
letter, 171, Pub. hear., 148, Pssd., 179

**UNITED NEGRO COLLEGE  
FUND, INC.**

Auth. agreement with United Negro  
College Fund, Inc., Tr. letter, 417,  
Pssd., 417

**UNITED STATES DEPARTMENT  
OF HEALTH AND HUMAN  
SERVICES**

Auth. agreements for Teenage  
Pregnancy Prevention Program, Tr.  
letter, 375, Pssd., 376

**UNITED STATES DEPARTMENT  
OF HOUSING AND URBAN  
DEVELOPMENT**

Auth. agreements for Asset Control  
Area/Home Rochester Program, Tr.  
letter, 39, Pssd., 40

Auth. submission of Consolidated  
Community Development Plan/2018-19  
Annual Action Plan and execution of  
grant agreements with United States  
Department of Housing and Urban

Development, Tr. letter, 232, Pub. hear.,  
199, Pssd., 234

**UNITED STATES DEPARTMENT  
OF JUSTICE**

Amend. Ord. No. 2017-400, Tr.  
letter, 342, Pssd., 342

Amend. 2018-19 Budget of Police  
Department, Tr. letter, 415, Pssd., 416

Auth. agreements for 2018 Justice  
Assistance Grant program, Tr. letter,  
448, Pssd., 449

**UNITED STATES  
ENVIRONMENTAL PROTECTION  
AGENCY**

Auth. agreement to develop means  
for Highland Reservoir to comply with  
federal Long Term Enhanced Surface  
Treatment Rule, Tr. letter, 51, Pssd., 52

Auth. amend. agreement with  
Riverfront Medical, P.C. for the  
Rochester Environmental Job Training  
Program, Tr. letter, 52, Pssd., 53

Auth. receipt and use of grant funds  
and agreements for Brownfield Cleanup  
Revolving Loan Fund Program, Tr.  
letter, 469, Pssd., 470

Auth. receipt and use of Brownfield  
Cleanup grant funds for 121-123  
Reynolds Street, Tr. letter, 481, Pssd.,  
482

Auth. receipt and use of grant funds  
and auth. agreements for Brownfield  
Opportunity Area Site Assessment  
Program, Tr. letter, 481, Pssd., 481

**UNITED STATES MARSHALS  
SERVICE**

Auth. intermunicipal agreement for  
fueling of vehicles, Tr. letter, 256,  
Pssd., 256

Amend. 2018-19 Budget of Police  
Department, Tr. letter, 415, Pssd., 416

**UNITED STATES SECRET  
SERVICE**

Amend. 2018-19 Budget for  
reimbursement of overtime costs and  
other expenses related to electronic  
crime investigations, Tr. letter, 374,  
Pssd., 374

**UNIVERSITY OF ROCHESTER**

Auth. agreement for Officer Assistance Program, Tr. letter, 187, Pssd., 188

Auth. agreement relating to support of AmeriCorps VISTA Program, Tr. letter, 308, Pssd., 309

**URBAN DEVELOPMENT ACTION GRANT**

Appropriation of funds for City Development Fund, Tr. letter, 232, Pub. hear., 199, Pssd., 234

Approv. Consolidated Community Development Plan/2018-19 Annual Action Plan, Tr. letter, 232, Pub. hear., 198, Pssd., 233

**URBAN LEAGUE OF ROCHESTER, N.Y., INC.**

Approp. funds and auth. amend. agreements for Homebuyer Training Program, Tr. letter, 238, Pssd., 240

**URBAN RENEWAL PLAN**

Approv. appropriation of Roch. Urban Renewal Agency funds for public infrastructure improvements in La Marketa North Clinton Avenue Urban Renewal Dist., Tr. letter, 434, Pssd., 434

**USI INSURANCE SERVICES LLC**

Auth. agreement to administer General Liability Insurance Program, Tr. letter, 316, Pssd., 316

-V-

**VACANT HOUSES PROGRAM**

Auth. grant agreement with Flower City Habitat for Humanity, Inc. for rehab. of affordable housing, Tr. letter, 78, Pssd., 79

**VACUUM OIL - SOUTH GENESEE RIVER CORRIDOR BROWNFIELD OPPORTUNITY AREA IMPLEMENTATION STRATEGY**

Adopting Findings Statement for Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area

Implementation Strategy, Tr. letter, 392, Pssd., 393

**VACUUM OIL BROWNFIELD OPPORTUNITY AREA (BOA) MASTER PLAN**

Auth. amend. agreement for planning and engineering svcs. for Vacuum Oil Brownfield Opportunity Area project, Tr. letter, 250, Pssd., 252

**VACUUM OIL BROWNFIELD OPPORTUNITY AREA PROJECT**

Auth. amend. agreement for planning and engineering svcs. for Vacuum Oil Brownfield Opportunity Area project, Tr. letter, 250, Pssd., 252

**VANGUARD ENGINEERING, PC**

Auth. agreement for resident project representation svcs. for Hazardous Sidewalk Replacement Program Southwest Quadrant 2018 Phase 1 Project, Tr. letter, 88, Pssd., 89

Auth. agreement for resident project representation svcs. for Alpha Street Group Project, Tr. letter, 124, Pssd., 126

Bond Ord. of City of Roch., New York auth. issuance of \$1,762,000 Bonds of said City to finance reconstruction of certain portions of streets located in Alpha Street Group Project, Tr. letter, 124, Pssd., 127

Bond Ord. of City of Roch., New York auth. issuance of \$605,000 Bonds of said City to finance reconstruction of water svcs. along certain portions of streets included in Alpha Streets Group Project, Tr. letter, 124, Pssd., 127

**VEHICLE FUELING**

Auth. intermunicipal agreement for fueling of vehicles, Tr. letter, 256, Pssd., 256

**VEHICLE FUELING AND MAINTENANCE**

Auth. intermunicipal agreement with Roch. Housing Authority, Tr. letter, 92, Pssd., 93

**VERINT AMERICAS INC.**

Auth. amendatory agreement with Verint Americas Inc., Tr. letter, 199, Pssd., 200

**VERINT DIGITAL FIRST ENGAGEMENT MANAGMENT (DFEM)**

Auth. agreement with Rel Comm, Inc. for 311 Computer Telephony Integration, Tr. letter, 7, Pssd., 7

**VERONA STREET ANIMAL SOCIETY**

Auth. agreement with Verona Street Animal Society, Tr. letter, 265, Held, 265

**VETERANS OUTREACH CENTER AT LIBERTY LANDING AFFORDABLE RENTAL PROJECT**

Auth. payment in lieu of taxes and loan agreements for Veterans Outreach Center at Liberty Landing Affordable Rental Project, Tr. letter, 396, Pssd., 398

**VETERANS OUTREACH CENTER, INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

**VETERINARY SERVICES**

Approp. funds and auth. agreement for veterinary svcs., Tr. letter, 261, Pssd., 262

**VOLUNTEER COORDINATOR**

Auth. agreement with Verona Street Animal Society, Tr. letter, 265, Held, 265

**VOLUNTEER LEGAL SERVICES PROJECT OF MONROE COUNTY, INC.**

Approp. funds and auth. agreements for Helping Elders Law Project, Tr. letter, 245, Pssd., 246

**VOLUNTEERS OF AMERICA OF WESTERN NEW YORK, INC.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

-W-

**WADSWORTH STREET**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**WAGES AND SALARIES**

Approv. wage and salary increase for employees of Roch. Housing Authority, Tr. letter, 380, Pssd., 380

Amend. Budget for Roch. Police Locust Club interest arbitration award, Tr. letter, 446, Pssd., 447

**WASHINGTON, HAZEL L., CITY CLERK**

Reso. reappointing Marriage Officers, Tr. letter, 8, Adpt., 8

Reso. for selection and appt. of City Clerk, Adpt., 1

**WATER**

Auth. agreement for water quality testing svcs., Tr. letter, 181, Pssd., 182

Auth. agreement for cryptosporidium and giardia laboratory svcs., Tr. letter, 182, Pssd., 183

Auth. agreement for water system improvements, Tr. letter, 183, Pssd., 183

Bond Ord. of City of Roch., New York auth. issuance of \$900,000 Bonds of said City to finance costs of certain water system improvements for the 2018 Mt. Read Boulevard NYSDOT Improvement Project, Tr. letter, 183, Pssd., 184

Amend. Muni. Code with respect to water rates, Tr. letter, 203, Pssd., 208

Auth. applications to and agreements with New York State for funding of water quality infrastructure projects, Tr. letter, 252, Pssd., 253

Auth. agreement with Town of Lima Water District 2 and Village of Lima for purchase of water and amend. Muni. Code with respect to wholesale water rates, Tr. letter, 254, Pssd., 255

Auth. agreement with Life Science Laboratories, Inc., Tr. letter, 299, Pssd., 300

Auth. acq. by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for water main, Tr. letter, 356, Pssd., 358

Amend. Ord. No. 2018-137 auth. agreement for water system improvements, Tr. letter, 410, Pssd., 410

**WATER MAIN CLEANING AND CEMENT LINING PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Cleaning and Cement Lining Project of Distribution System Water Main Renewal Program, Tr. letter, 16, Pssd., 17

**WATER MAIN EXTENSIONS AND IMPROVEMENTS PROJECT**

Bond Ord. of City of Roch., New York auth. issuance of \$1,400,000 Bonds of said City to finance a portion of City's 2018 Water Main Extensions and Improvements Project of the Distribution and Holley System Water Main Renewal Program, Tr. letter, 17, Pssd., 18

**WATER MAIN RENEWAL PROJECT**

Auth. applications to and agreements with New York State for funding of water quality infrastructure projects, Tr. letter, 252, Pssd., 253

**WATER MAIN REPLACEMENT PROJECT**

Auth. applications to and agreements with New York State for funding of water quality infrastructure projects, Tr. letter, 252, Pssd., 253

**WATSON, DAVID**

Reso. approv. appts. to City Planning Commission, Tr. letter, 472, Adpt., 473

**WDKX**

Auth. agreement and funding for 2018 Step Jam, Tr. letter, 422, Pssd., 423

**WEBB, REGINALD C.**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**WERNER PARK**

Auth. sale of real estate, Tr. letter, 423, Pssd., 425

**WEST AVENUE**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**WEST MAIN STREET**

Auth. acq. of 835-855 West Main Street, Tr. letter, 45, Pssd., 46

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388



Amend. Ord. No. 2018-35  
authorizing acq. of 835-855 West Main  
Street, Tr. letter, 391, Pssd., 391

Bond Ord. of City of Roch., New  
York auth. issuance of \$1,095,000  
Bonds of said City to finance costs of  
acq. of 835-855 West Main Street, Tr.  
letter, 391, Pssd., 392

**WESTCHESTER AVENUE**

Bond Ord. of City of Roch., New  
York auth. issuance of \$1,400,000  
Bonds of said City to finance a portion  
of City's 2018 Water Main Extensions  
and Improvements Project of the  
Distribution and Holley System Water  
Main Renewal Program, Tr. letter, 17,  
Pssd., 18

**WEYL STREET**

Auth. sale of real estate, Tr. letter,  
325, Pssd., 326

**WHITFIELD, JOSIE**

Auth. sale of real estate, Tr. letter,  
229, Pssd., 230

**WILCOX, RONALD CARLTON,  
D/B/A CARLTON WILCOX LIVE**

Auth. agreement for ROCmusic  
program, Tr. letter, 488, Pssd., 488

**WILKINS STREET**

Auth. sale of real estate, Tr. letter,  
279, Pssd., 281, Tr. letter, 325, Pssd.,  
326, Tr. letter, 423, Pssd., 425

**WILLIAMS, SANDRA**

Auth. sale of real estate, Tr. letter,  
325, Pssd., 326

**WILLOW DOMESTIC VIOLENCE  
CENTER OF GREATER  
ROCHESTER, INC.**

Auth. agreements and approp. funds  
for Emergency Solutions Grant  
Program, Tr. letter, 243, Pssd., 244

**WILSON BOULEVARD DISTRICT**

L.I.O. - establishing operation,  
installation and maint. costs of street  
lighting special assessment districts, Tr.  
letter, 128, Pub. hear., 100, Pssd., 129

**WINSLOW, DAVID C., TRUSTEE,  
DCW TRUST**

Auth. sale of 103 High St., Tr. letter,  
9, Pssd., 10

**WINTERKORN, FRANCIS**

Auth. acq. by negotiation or  
condemnation of properties and  
abatement, demolition and  
environmental due diligence activities  
to effectuate Bull's Head Urban  
Renewal Plan, Tr. letter, 387, Pssd., 389

**WIRE TAPS**

Approp. funds and amend. 2018-19  
Budget for wire taps for long term  
investigations, Tr. letter, 451, Pssd., 451

**WOODBINE AVENUE**

Auth. sale of real estate, Tr. letter,  
325, Pssd., 326

**WOODEN STREET**

Auth. sale of real estate, Tr. letter,  
423, Pssd., 425

**WOODFORD STREET**

Auth. sale of real estate, Tr. letter,  
423, Pssd., 425

**WOODLAWN REAL HOLDINGS  
LLC**

Auth. sale of East End Garage, Tr.  
letter, 361, Failed, 362

**WOODSIDE STREET**

Auth. payment in lieu of taxes  
(PILOT) agreement for Eastman  
Reserve project, Tr. letter, 40, Pssd., 42

**WOODSIDE/GOODWILL**

**PARKING LOT**

L.I.O. - establishing operating and  
maint. costs of neighborhood comm.  
and resi. parking areas, Tr. letter, 102,  
Pub. hear., 100, Pssd., 103

**WOODWARD STREET**

Auth. sale of real estate, Tr. letter,  
423, Pssd., 425

**WORKDAY**

**PAYROLL/PERSONNEL SYSTEM**

Auth. agreement to support Workday  
payroll/personnel system, Tr. letter, ,  
Pssd.,

-Y-

**YELLOW JACKET RACING, LLC**

Auth. agreement with Yellow Jacket Racing, LLC, Tr. letter, 98, Pssd., 98

**YORK STREET**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

Bond Ord. of City of Roch., New York auth. issuance of \$1,375,000 Bonds of said City to finance costs of acq., abatement and demolition of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 390

Determinations and findings relating to acq. of properties to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pub. hear., 379, Pssd., 388

**YOUNG ADULTS****MANUFACTURING TRAINING EMPLOYMENT PROGRAM, INC.**

Auth. agreement for adult employment readiness training, Tr. letter, 189, Pssd., 189

**YOUNG EXPLOSIVES CORP.**

Auth. agreement for fireworks displays, Tr. letter, 194, Pssd., 195

**YOUTH VOICE, ONE VISION PROGRAM**

Auth. agreement with Roch. Area Comm. Foundation for receipt of funds for Youth Voice, One Vision Program, and amend. Budget of the City of Roch., Tr. letter, 26, Pssd., 26

**YWCA OF ROCHESTER AND MONROE COUNTY, N.Y.**

Auth. agreements and approp. funds for Emergency Solutions Grant Program, Tr. letter, 243, Pssd., 244

Auth. agreements and funding for Comprehensive Adolescent Pregnancy

Prevention Program, Tr. letter, 488, Pssd., 489

-Z-

**ZEBBIE D./SARAH MAYE**

Auth. acq. by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate Bull's Head Urban Renewal Plan, Tr. letter, 387, Pssd., 389

**ZIMMERMAN, CASSANDRA MEGAN**

Auth. sale of real estate, Tr. letter, 461, Pssd., 463

**ZINK, SHELBY**

Auth. sale of real estate, Tr. letter, 353, Pssd., 354

**ZONING CHANGES**

Amend. Chapter 120 of Muni. Code, Zoning Code, by adding O-LH Overlay Limited-Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

Amend. Zoning Map for 4 and 8 Birch Crescent, Tr. letter, 159, Pub. hear., 148, Pssd., 160

Amend. Zoning Map for 16, 20, 26, 32 and 42-48 Cameron Street, Tr. letter, 231, Pub. hear., 198, Pssd., 232

Amend. Zoning Map for 5 and 15 Flint Street, Tr. letter, 393, Pub. hear., 379, Pssd., 394

Amend. Zoning Code by adding Pediatric and Family Service Planned

Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442

#### **ZONING CODE**

Amend. Chapter 120 of Muni. Code, Zoning Code, by adding O-LH Overlay Limited-Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

Amend. Chapter 120 of Muni. Code, Zoning Code, by changing zoning classification of 1092, 1098, 1108, 1116, 1118-1120, 1132-1138, 1142, 1150, 1174, 1176, 1182, 1186-1188, 1190 and 1196-1200 Mt. Hope Avenue, 25 May Street, 20, 21, 24 and 25 Stewart Street and 10 Gold Street from C-1 Neighborhood Center Dist. to C-1 Neighborhood Center/ O-LH Overlay Limited Height Dist., Tr. letter, 81, Pub. hear., 198, Pssd., 221

Amend. Zoning Map for 16, 20, 26, 32 and 42-48 Cameron Street, Tr. letter, 231, Pub. hear., 198, Pssd., 232

Amend. Chapter 120 of Muni. Code, Zoning Code, with regard to Official Neighborhood Contacts, Tr. letter, 248, Pub. hear., 198, Held, 249, Pssd., 323

Amend. Zoning Map for 5 and 15 Flint Street, Tr. letter, 393, Pub. hear., 379, Pssd., 394

Amend. Zoning Code by adding Pediatric and Family Service Planned Development District No. 20, Tr. letter, 435, Pub. hear., 419, Pssd., 441

Amend. Zoning Map by changing zoning classification of 1850-1900 South Avenue to Planned Development District No. 20 - Pediatric and Family Service, Tr. letter, 435, Pub. hear., 419, Pssd., 442