



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-234

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

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

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

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

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Attest Hayel Washington  
City Clerk



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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

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Ordinance No. 2023-235

### **Authorizing an amendatory agreement relating to the Maplewood Nature Center project**

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

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

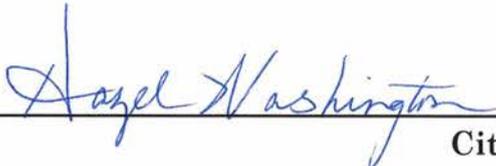
Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



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**Rochester, N.Y., \_\_\_\_\_**  
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I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-236

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

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

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

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

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

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

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

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

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

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

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

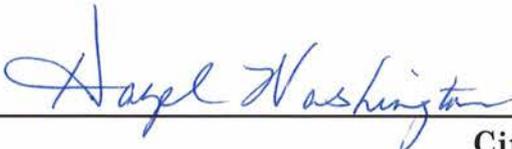
(c) such obligations are authorized in violation of the provisions of the Constitution.

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

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2023-237

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

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

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

Section 2. Bonds of the City in the principal amount of ~~\$1,800,000~~ \$700,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of ~~\$1,800,000~~ \$700,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

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

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

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Hazel Washington  
City Clerk



**City of Rochester**

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Ordinance No. 2023-238

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

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with CJS Architects, LLP to provide architecture and engineering design services for Phases 1, 2 and 3 of the High Falls Water Works Building and Gorge Vertical Access project (Project). The services authorized herein shall not proceed beyond preliminary surveys and studies, conceptual planning and design and cost estimates until such time as an environmental impact review of the Project is completed in accordance with SEQRA and City Code Chapter 48. The maximum compensation for the agreement shall be \$2,000,000, which shall be funded from the proceeds of the bonds authorized concurrently in Ordinance Nos. 2023-236 and 2023-237. The term of the agreement shall continue until 3 months after the completion of the 2-year guarantee inspection of the Project.

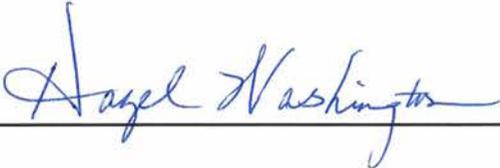
Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



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Ordinance No. 2023-239

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Martin, Patterson, Peo, Smith - 7.

Nay - Vice President Lupien - 1.

Attest *Hazel Washington* City Clerk



**City of Rochester**

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Ordinance No. 2023-240

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

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

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

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



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Ordinance No. 2023-241

## **Appropriating funds for the Genesee Street Reconstruction Project**

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

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

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

Section 2. The Mayor is hereby authorized to enter into an agreement with NYSDOT to provide ROW acquisition and incidental services for the Project. The maximum compensation for the agreement shall be ~~\$400~~ \$2,600, which shall be funded in the amounts of \$650 from 2021-22 Cash Capital and \$1,950 in NYS Marchiselli Aid appropriated in Ordinance No. 2023-241.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Hazel Washington* City Clerk



**City of Rochester**

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Ordinance No. 2023-242

## **Appropriating funds for the 2023 Preventive Maintenance Group 1 project**

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

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

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

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

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Greenman-Pedersen, Inc. to provide Resident Project Representation services for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (the Project). The term of the agreement shall continue to six months after final completion of the Project. The maximum compensation for the agreement shall be \$750,000, which shall be funded in the amounts of \$600,002 in anticipated reimbursements from the Federal Highway Administration appropriated in ~~a concurrent ordinance~~ Ordinance No. 2023-39, \$112,500.17 in NYS Marchiselli Aid appropriated in Ordinance No. 2023-242 \$138,041 \$34,508.44 from the proceeds of bonds appropriated in ~~a concurrent ordinance~~ Ordinance No. 2023-40, and \$11,957 \$2,989.39 in 2022-23 Cash Capital.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

  
\_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Resolution**

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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN:**

I hereby certify that at a meeting of the Council of the City of Rochester, held in the City Hall, on **July 18, 2023**, a resolution was **Adopted**, of which the following is a true copy; and at the time said resolution was adopted, the Council consisted of Nine (9) members.

Resolution No. 2023-22

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

WHEREAS, a project for Highway Preventive Maintenance Group 1, P.I.N. 4CR0.13 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of engineering design, construction administration, construction and Resident Project Representative (RPR) services.

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

THAT the Council hereby approves the above-subject Project;

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

THAT the sum of \$6,511,205.36 is hereby appropriated pursuant to Ordinance No. 2021-241 (\$480,000), Ordinance No. 2021-363 (\$90,000), Ordinance No. 2023-39 (\$180,000), Ordinance No. 2023-40 (\$688,000), Ordinance No. 2023-39 as amended by Ordinance No. 2023-242 (\$4,187,989), Ordinance No. 2023-242 (\$785,249), \$24,101.47 in anticipated reimbursements from the Rochester Pure Waters District authorized in Ordinance No. 2022-21, \$55,000 from 2021-22 Cash Capital, and \$20,865.89 from 2022-23 Cash Capital

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

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

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

THAT this Resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest



City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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Ordinance No. 2023-243

## **Authorizing an agreement relating to the Seneca Avenue Reconstruction Project**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with CHA Consulting, Inc. to provide engineering design and construction administration services for the Seneca Avenue (Norton Street to East Ridge Road) Reconstruction Project (Project). The maximum compensation for the agreement shall be \$800,000, which shall be funded in the amounts of \$444,000 from 2019-20 Cash Capital, \$25,000 from 2020-21 Cash Capital, \$195,000 from 2021-22 Cash Capital, and \$136,000 from 2022-23 Cash Capital. The term of the agreement shall continue until three months after completion of the two-year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-244

## **Authorizing Consolidated Funding Grant applications and agreements**

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

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

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

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

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

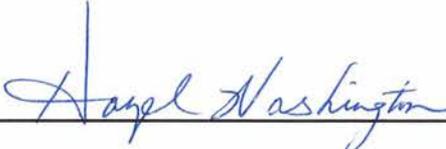
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

  
\_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-245

## **Authorizing an agreement for the fueling of vehicles**

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

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

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Hayel Washington City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-246

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

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

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

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

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

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

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

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

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

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

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

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

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

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-247

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

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

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

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

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

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

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

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

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

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

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

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

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

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest



City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-248

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest



City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-249

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

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

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

taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

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

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

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

level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

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

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

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

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

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

### Exhibit A Project Street List

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

<b>Street</b>	<b>From</b>	<b>To</b>	<b>Work Type</b>
Austin St	Lyell Ave	Otis St	Lead
Avery St	Lyell Ave	Otis St	Lead
Bauer St	Aab St	Sherman St	Both
Burrows St	Lyell Ave	Clyde St	Lead
Cameron St	Lyell Ave	Otis St	Both
Culver Rd	565 Culver Rd	Atlantic Ave	CL
Culver Rd	315 Culver Rd	University Ave	CL
Culver Rd	145 Culver Rd	83 Culver Rd	CL
Culver Rd	83 Culver Rd	Monroe Ave	CL

Curtis St	Curlew St	Sherman St	Both
Delmar St	Otis St	Villa St	Both
Dix St	Otis St	Villa St	Both
Elsdon St	Cameron St	Sherman St	Both
Felix St	Sherman St	No. 47 Felix St	Both
Felix St	No. 47 Felix St	Dewey Ave	Lead
Karnes St	Otis St	Willow St	Both
Laurel St	Myrtle St	Cameron St	Both
Lois St	Rogers Ave	Warner St	Both
Lois St	Rutter St	Railroad	CL
McNaughton St	Lyell Ave	Emerson St	Lead
Michigan St	Curlew St	Sherman St	Both
Myrtle Hill Pk	Cameron St	Sherman St	Both
Myrtle St	Lyell Ave	Otis St	Lead
Norris Dr	Cobbs Hill Dr	S. Winton Rd	CL
Nunda Blvd	S. Winton Rd	Cobbs Hill Dr	CL
Orlando St	Myrtle St	Cameron St	Both
Otis St	Burrows St	Karnes St	Lead
Prince St	University Ave	College Ave	CL
Rockview Ter	Waldo St	Otis St	Both
Rogers Ave	Otis St	Lois St	Both
Rutter St	Lyell Ave	Haloid St	Both
S. Goodman St	170' south of Highland Pkwy	Highland Pkwy	CL
Santee St	Michigan St	Emerson St	Both
Santee St	Emerson St	End	Lead
Sterling St	Otis St	Villa St	Both
Sunset St	Otis St	Bergen St	CL
Sunset St	Lyell Ave	Otis St	Both
Villa St	Dix St	Sterling St	Both
Villa St	Sterling St	Delmar St	Lead
Villa St	Delmar St	Santee St	Both
Warner St	Lyell Ave	Otis St	Both
Wolff St	Warner St	Rogers Ave	Both

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Hazel Washington  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-250

**Authorizing an agreement and appropriation for the ~~2021-22~~ NYS Water Infrastructure Improvement Act funded 2023 Lead Service Line Replacement Project, as amended**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Environmental Facilities Corporation (EFC) to participate in and administer the ~~2021-22~~ NYS Water Infrastructure Improvement Act (WIIA) funded 2023 Lead Service Line Replacement Project (the Project). The agreement may contain such additional terms and conditions as the Mayor deems to be appropriate.

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

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-251

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,000,000 Bonds of said City to finance a portion of the costs of the ~~2021-22~~ NYS Water Infrastructure Improvement Act funded 2023 Lead Service Line Replacement Project, as amended**

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

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

of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

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

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

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

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

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

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

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

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

### **Exhibit A**

#### **Project Street List**

<b>Street</b>	<b>From</b>	<b>To</b>
Aberthaw Rd	Dead End	Hillside Ave
Avon Pl	Fountain St	Field St
Avondale Pk	Monroe Ave	Hinsdale St
Belmont St	Monroe Ave	Hinsdale St
Bengal Ter	Dead End	Hillside Ave
Benton St	S. Clinton Ave	Field St
Berwick Rd	Merchants Rd	Dead End
Bloomfield Pl	Henrietta St	1-490
Castlebar Rd	Cobbs Hill Dr	S. Winton Rd
Cobbs Hill Dr	Nunda Blvd	Beckwith Ter
Cobbs Hill Dr	Highland Ave	San Gabriel Dr
Colebourne Rd	Fairfax Rd	N. Winton Rd
Coleridge Rd	Marsden Rd	Dead End
Dalkeith Rd	Fairfax Rd	N. Winton Rd
Elm Dr	Merchants Rd	Dead End
Elmcroft Rd	N. Winton Rd	Dead End
Fairfax Rd	Merchants Rd	Colebourne
Fountain St	S. Clinton Ave	Avon Pl
Glen Pkwy	N. Winton Rd	Coleridge Rd
Gould St	Highland Ave	Dead End
Hartsen St	Hillside Ave	Norris Dr
Hinsdale St	Rosedale St	Werner Pk

<b>Street</b>	<b>From</b>	<b>To</b>
Jacques St	S. Clinton Av	Henrietta St
Lanark Cres	Merchants Rd	Dead End
Marsden Rd	Winstead Rd	Coleridge Rd
Merwin Ave	Fairfax Rd	N. Winton Rd
Mildorf St	Merchants Rd	Farmington Rd
Nunda Blvd	S. Winton Rd	Hillside Ave
Nunda Blvd	Dead End	Cobbs Hill Dr
Nunda Blvd	Cobbs Hill Dr	S. Winton Rd
Nunda Blvd	Cobbs Hill Dr	S. Winton Rd
Nursery St	Hillside Ave	Norris Dr
Pappert Pl	Benton St	Henrietta St
Pembroke St	Nelson St	Field St
Pinnard St	Bengal Ter	Cobbs Hill Dr
Presque St	Merchants Rd	City Limit
Rosedale St	Monroe Ave	Hinsdale St
San Gabriel Dr	Cobbs Hill Dr	Hillside Ave
Suter Ter	Monroe Ave	Luzerne St
Sycamore St	Fountain St	Field St
Tryon Pk	I-590	Dead End
Werner Pk	Monroe Ave	Hinsdale St
Wilmington	Beaufort St	Field St
Wilsonia Rd	Fairfax Rd	N. Winton Rd

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Hazel Washington*  
 City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-252

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Hazel Washington  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

## **Rochester, N.Y., \_\_\_\_\_ TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-253

### **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 of the following parcels of vacant land to the owner of an adjoining parcel for the following prices:

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

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

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

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

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2023-254

## **Authorizing acceptance of easements for 40 and 42 Commercial Street**

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

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

### **Access and Maintenance Easement**

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

- A) N 27° 13' 45" W, along the west line of said abandonment, a distance of 41.63 feet to the Point or Place of Beginning; thence
  - 1) N 27° 13' 45" W, continuing along said west line, a distance of 26.42 feet to a point; thence
  - 2) S 89° 37' 33" E, a distance of 53.08 feet to a point; thence
  - 3) N 63° 48' 37" E, a distance of 167.77 feet to a point; thence

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

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

### **Water Main Easement**

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

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

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

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Hazel Washington* City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2023-255

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

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

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

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

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

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

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

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

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest



\_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2023-256

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

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

Section 1. The Mayor is hereby authorized to enter into an agreement to allow College Town Rochester, LLC (CTR) to assign to Meliora Development Company LLC all of CTR's rights, obligations, and duties under a \$20 million loan for the College Town Project authorized by Ordinance No. 2012-410 relating to College Town to. The assignment shall contain such additional terms and conditions as the Mayor deems appropriate.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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Ordinance No. 2023-257

**Authorizing the acceptance of the Rochester Urban Renewal Agency's donation of a portion of 151 Mt. Hope Avenue to provide access to Erie Harbor Enhancement Phase II improvements in the Genesee Gateway Park**

WHEREAS, this ordinance pertains to the redevelopment of various parcels within the boundaries of the Genesee Gateway Urban Renewal Project that was established by the City in 1970, including improvements to the Genesee Gateway Park presently underway as part of the Erie Harbor Enhancement Phase II project (Improvements) and the proposed donation of land owned by the Rochester Urban Renewal Agency (Agency) to provide public access to such Improvements;

WHEREAS, the Agency acquired an approximately 1.93 acre land parcel known as 151 Mt. Hope Avenue and other adjacent properties in furtherance of the Urban Renewal Plan for the Genesee Gateway Urban Renewal Project adopted in 1970 by Ordinance No. 70-67 which encompasses the east side of the Genesee River between the Douglass-Anthony and Ford Street bridges and extending eastward to Mt. Hope Avenue (GG UR Plan);

WHEREAS, along with the development and redevelopment of mixed-income housing along the Genesee Gateway now known as the Erie Harbor and Hamilton Apartments, a key objective of the GG UR Plan is the "beautification of the Genesee River and provision of a pedestrian walkway and public uses along its bank" which was advanced by previous initiatives including the rehabilitation of the East River Wall (1999) and Phase I of the Erie Harbor Enhancements Project (2014);

WHEREAS, the Erie Harbor Phase II Improvements presently underway are designed to provide sightlines and access to the waterfront and the Genesee Riverway Trail system, enhance public recreational use of the parkland, and provide direct public recreational use of the Genesee River for non-motorized hand-carried watercraft at the new boat launch, all purposes that are consistent with the GG UR Plan;

WHEREAS, the Agency desires to donate, and the City desires to accept, the conveyance of an approximately 0.59 acre portion of the Agency's ±1.93-acre property located at 151 Mt. Hope Avenue in order to provide public access to the Improvements to Genesee Gateway Park, by the construction of a driveway from Mt. Hope Avenue, a drop-off loop for Park visitors and their hand-carried boats, and approximately twenty parking spaces (Access);

WHEREAS, the City recently received an additional grant through the NYS Department of State (NYSDOS) Local Waterfront Revitalization Program to fund the design and construction administration of the new Access and related infrastructure to support the car-top boat launch and Park improvements currently under construction;

WHEREAS, the provision of the Access to the Genesee Gateway Park and the improvements thereto would be consistent with the purposes and objectives of the GG UR Plan, particularly with regard to the Plan's call for "construction of public facilities needed to provide adequate service to the project area, including the installation or improvement of streets [and] pedestrian right-of-way."

WHEREAS, in accordance with Section 21-18 of the Municipal Code, the Commissioner of Neighborhood and Business Development has determined that the City's acceptance of the Access parcel as proposed will be in the best interest of the City.

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

Section 1. The Council hereby determines that accepting from the Rochester Urban Renewal Agency (RURA) its donation of the Access parcel is the appropriate method for providing Access to the Genesee Gateway Park and Improvements and that such Access will serve to effectuate the purposes of the Genesee Gateway Urban Renewal Project in accordance with Section 556(4) of the New York State General Municipal Law.

Section 2. The Council hereby authorizes Mayor to accept the donation of the following described parcel of real estate from RURA to enable the City to construct, operate and maintain the parcel as an access to the Genesee Gateway Park and Improvements, subject to the terms and conditions set forth in the foregoing and following provisions of this ordinance.

#### LEGAL DESCRIPTION OF ACCESS PARCEL TO BE DONATED TO THE CITY

All that tract or parcel of land containing 24,547 square feet, more or less, situate in Town Lot 11, Township 13, Range 6, Phelps and Gorham Purchase, City of Rochester, Monroe County, New York, all as shown on a map entitled "Erie Harbor Enhancements Phase 2, Parcel Map" dated June 15, 2023, having drawing no. 192800048 V-1, and being more particularly bounded and described as follows:

Beginning at a point on the westerly right-of-way line of Mt. Hope Avenue (66' wide R.O.W.) which point is the southeasterly corner of Lot 3 as shown on a map entitled "Genesee Gateway Urban Renewal, Resubdivision of 1, 71, and 151 Mt. Hope Ave.", prepared by Sear-Brown Associates, P.C., and filed in the Monroe County Clerk's office in Liber 231 of Maps at Page 46; thence

1. N 54°34'56" W, along the southerly line of said Lot 3, a distance of 309.46 feet to a point on the easterly boundary of Genesee Gateway Park, said point being the southwesterly corner of the said Lot 3; thence
2. N 26° 12'49" E, along the line dividing the Genesee Gateway Park on the west and the said Lot 3 on the east, a distance of 75.98 feet to a point; thence through Lot 3 the following two (2) courses and distances
3. S 54° 34'56" E, along a line which is parallel with, and 75.00 feet northerly of, Course number 1 above, a distance of 262.00 feet to a point; thence
4. S 80°59'20" E, a distance of 66.56 feet to a point on the aforementioned westerly right-of-way line of Mt. Hope Avenue; thence
5. S 35°25'04" W, along the said right-of-way line, a distance of 104.60 feet to the Point of Beginning.

Subject to any and all easements and encumbrances of record.

Section 3. The Council hereby authorizes the Mayor to execute such agreements or other documents as are necessary for the disposition of real property authorized herein, which shall contain such other terms and conditions as the Mayor deems appropriate.

Section 4. Upon the date of closing, any City taxes and other charges owed against said parcel shall be canceled. Any taxes levied after the date of closing, while the City owns the parcel, shall also be cancelled. The property shall be conveyed to the City with no other outstanding liens.

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

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Ordinance No. 2023-258

### **Authorizing the sale of the East End Parking Garage**

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

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

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

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

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

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

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

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

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

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

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

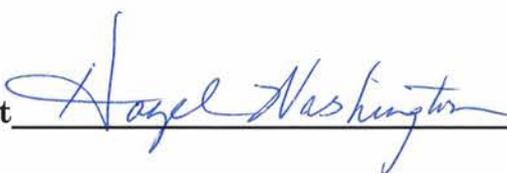
Section 3. The Mayor is hereby authorized to enter into such agreements and to execute such other instruments as may be necessary to implement the actions authorized herein. The agreements and other instruments shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2023-259

## **Authorizing agreements for Youth Employment Services**

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Aazel Washington* City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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Ordinance No. 2023-260

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

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

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

Section 2. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services (DRHS) by \$194,400 and to the Budget of Undistributed Expenses by \$102,900 from a portion of the Program appropriation authorized in Section 1, herein.

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

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

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

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

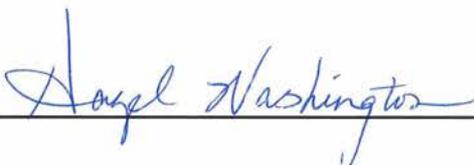
Section 5. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-261

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

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

Section 1. The Mayor is hereby authorized to enter into an agreement with The Petco Foundation for the City's receipt and use of a Petco Love Animal Sheltering & Adoption grant of \$5,000, which amount is hereby appropriated to fund the Rochester Animal Services' pet adoption program (Program). The term of the agreement shall be one year.

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Angel Washington City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-262

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

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

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

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

Section 3. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services by \$41,000 and to the Budget of Undistributed Expenses by \$21,800 from the Friends' funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Angel Washington City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-263

**Authorizing an intermunicipal agreement and amending the 2023-24 Budget for a 2023 Ignition Interlock Device Non-Installer Enforcement Program grant**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for the City's receipt and use of a \$10,000 grant, which is hereby appropriated to implement a 2023 Ignition Interlock Device Non-Installer Enforcement Program (Program). The term of the agreement shall be May 29, 2023 through September 15, 2023 inclusive. The agreement shall have such additional terms and conditions as the Mayor deems appropriate.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest Angel Washington City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-264

## **Authorizing an agreement with the Dormitory Authority of the State of New York to fund a Mobile Gaming Unit**

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 \$145,000, which amount is hereby appropriated to acquire a Mobile Gaming Unit (MGU), comprised of a trailer containing game devices and a tow vehicle, to be used by the Rochester Police Department for community outreach. The term of the agreement shall be three years.

Section 2. The Mayor or his designee is hereby authorized to execute on behalf of the City such other agreements and documents in connection with the acquisition and operation of the MGU as the DASNY may require for providing the funding authorized herein.

Section 3. The funding agreement, as well as any other agreements and documents authorized herein, 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 Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Hazel Washington*  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-265

## **Authorizing an agreement for a 2022-23 Body-Worn Camera 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 Criminal Justice Services for the receipt and use of a 2022-23 Body-Worn Camera Program Grant of \$60,000, which amount is hereby appropriated to acquire body-worn cameras for the Police Department's SWAT Team.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-266

**Authorizing agreements related to the 2023-24 Gun Involved Violence Elimination (GIVE) 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 Criminal Justice Services (DCJS) for the receipt and use of a grant of \$3,241,500, which amount is hereby appropriated to continue programming through the Gun Involved Violence Elimination (GIVE) taskforce to reduce violent crime in the city (Project). The term of the agreement shall from July 1, 2023 through June 30, 2024.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with the Rochester Institute of Technology (RIT) to engage staff and students with the GIVE taskforce to implement the Project. The amendment to the original agreement approved in Ordinance No. 2022-221 shall:

- a) establish \$375,000 as the maximum compensation for the first optional one-year renewal term, which amount shall be funded from the 2023-24 Budget of the Police Department; and

- b) base the maximum compensation for each of the second and third optional extension years on the amount of Program funds that the DCJS awards and authorizes for RIT's services.

Section 3. The agreements shall have 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 Meléndez, Councilmembers Gruber, Harris, Lupien, Patterson, Peo, Smith - 7.

Nays - Councilmember Martin - 1.

Attest

  
\_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-267

## **Authorizing an intermunicipal agreement and amending the 2023-24 Budget for Pathways to Peace School Based 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 intermunicipal agreement with the Rochester City School District (RCSD) for the City's receipt and use of compensation from RCSD to provide staff support to operate a Pathways to Peace program at schools designated by the RCSD for the 2023-24 school year. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$653,400, which shall be funded in the amounts of \$417,600 from the 2023-24 Budget of the Office of the Mayor and \$235,800 from the 2023-24 Budget of Undistributed Expenses.

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

Section 3. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Office of the Mayor by \$417,600 and to the Budget of Undistributed Expenses by \$235,800, which amounts are hereby appropriated from funds to be received under the agreement authorized by Section 1 herein.

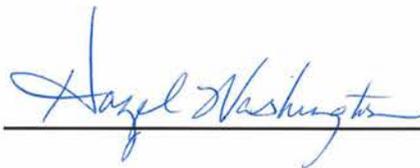
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-268

**Authorizing an intermunicipal agreement with the Rochester City School District and amending the 2023-24 Budget with regard to overtime police services during summer school**

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 sworn City of Rochester Police Officers to provide police services during student arrival and dismissal times for the summer school session at certain school facilities, and to obtain from RCSD reimbursement for such services at a minimum overtime rate of \$107 per hour per officer and not to exceed a total of \$90,800. The term of the agreement shall extend through August 17, 2023.

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

Section 3. Ordinance No. 2023-228, the 2023-24 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$67,100 and to the Budget of Undistributed Expenses by \$23,700, which amounts are hereby appropriated from the anticipated reimbursements authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Patterson, Peo, Smith - 7.

Nays - Councilmember Martin - 1.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-269

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

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

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

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

- a) add to the scope of work the provision of additional Infor Public Sector Asset Management and Permitting Enterprise solutions for managing Department of Environmental Services assets and permitting, fire operating permits, and City owned real estate;

- b) increase the maximum compensation by \$2,493,120 to a new total of \$6,935,240; and
- c) extend the term of the agreement to September 1, 2026.

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest  \_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-270

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-271

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

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

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

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

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest *Hazel Washington* City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-272

## **Appropriation from the Insurance Reserve Fund**

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

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

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest



\_\_\_\_\_  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **July 18, 2023** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **July 19, 2023** in accordance with the applicable provisions of law.

Ordinance No. 2023-273

## **Approving the contracting of a Program Manager for Phase III of the Rochester Joint Schools Construction Board's Facilities Modernization Program**

WHEREAS, the Rochester Joint Schools Construction Board (the "RJSCB") was created by the Rochester School Facilities Modernization Program Act, which was enacted in Chapter 416 of the Laws of 2007, amended by Chapter 533 of the Laws of 2014, and amended further by Chapter 614 of the Laws of 2021 (the "Act") to manage the design, reconstruction or rehabilitation of existing school buildings for their continued use as schools of the Rochester City School District (the "Facilities Modernization Program");

WHEREAS, Chapter 614 of the Laws of 2021 revised the Act to authorize as Phase III of the Facilities Modernization Program up to 12 additional projects for a total cost of up to \$475,000,000;

WHEREAS, Section 10 of the Act requires the RJSCB to contract with an independent Program Manager to manage all contracts entered into by the RJSCB for implementing the Phase III projects, and requires that the scope of services for that Program Manager contract shall include assisting the RJSCB with the development and implementation of project procedures, reviewing project plans and specifications, developing and implementing policies and procedures for employment resource utilization and training programs, and providing planning, design, financing and other services for the projects as appropriate; and

WHEREAS, Sections 8 and 10 of the Act require that the Program Manager for Phase III of the Facilities Modernization Program be selected by means of a competitive selection process and that, prior to issuing a contract, the Program Manager selected shall be approved by the School District Superintendent, the Mayor, the City Council, and the Rochester Board of Education; and

WHEREAS, RJSCB convened a Program Manager Selection Committee for that purpose in May 2023, and, after issuing a Request for Proposals to provide Phase III Program Manager services ("RFP") that was advertised in numerous news outlets and posted on various websites, and after reviewing in-depth the one proposal that responded to the RFP, the Selection Committee has recommended Savin Engineers, P.C., for exclusive negotiations; and

WHEREAS, Council has been provided with a summary of Savin Engineers P.C.'s qualifications to perform the duties of Program Manager.

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

Section 1. The City Council hereby approves of and authorizes the RJSCB to enter into exclusive negotiations with Savin Engineers, P.C. to serve as independent Program Manager and hereby authorizes the RJSCB to enter into a contract with Savin Engineers, P.C. for said services at the conclusion of such negotiations.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8

Nays - None - 0.

Attest



\_\_\_\_\_  
City Clerk



City of Rochester

City Clerk's Office

## Certified Resolution

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Rochester, N.Y., \_\_\_\_\_  
TO WHOM IT MAY CONCERN:

I hereby certify that at a meeting of the Council of the City of Rochester, held in the City Hall, on **July 18, 2023**, a resolution was **Adopted**, of which the following is a true copy; and at the time said resolution was adopted, the Council consisted of Nine (9) members.

Resolution No. 2023-23

### **Resolution appointing a member of the Police Accountability Board**

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

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

Section 2. This resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest \_\_\_\_\_

*Hazel Washington*

City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Resolution**

---

**Rochester, N.Y.,** \_\_\_\_\_

**TO WHOM IT MAY CONCERN:**

I hereby certify that at a meeting of the Council of the City of Rochester, held in the City Hall, on **July 18, 2023**, a resolution was **Adopted**, of which the following is a true copy; and at the time said resolution was adopted, the Council consisted of Nine (9) members.

Resolution No. 2023-24

**Resolution endorsing an application for a State historic preservation grant for the Restoring the Rock Garden's Grape Arbor project on the grounds of the George Eastman Museum**

WHEREAS, the George Eastman Museum (Museum) is located within and on the grounds of the George Eastman House located in the City at 900 East Avenue (Landmark), a designated National Historic Landmark that was designed by noted architect J. Foster Warner and constructed in 1905 as the residence for George Eastman, the founder of the Eastman Kodak Company;

WHEREAS, together, the Landmark property and Museum are a great historic, cultural and economic asset to the community, drawing nearly 150,000 visitors in 2019, more than 65% having traveled from outside the region;

WHEREAS, George Eastman's historic mansion is surrounded by lush gardens designed by renowned architects, including the Rock Garden designed by Ailing Stephen DeForest, within which is located Grape Arbor designed in or about 1921 by J. Foster Warner in collaboration with Mr. DeForest;

WHEREAS, when Eastman resided at the House, the Grape Arbor was used for relaxation, entertaining, and as a backdrop for promotional photography for the marketing of Kodak film, and today it is an integral part of the Museum visitors' experience and popular for wedding and event photograph;

WHEREAS, for more than a century, the Grape Arbor's exposure to Rochester's annual freeze/thaw cycle has led to severe deterioration, including extensive wood rot that has compromised the Grape Arbor's structural stability, which has required the Museum to erect a fence to restrict public access to the Rock Garden and its Grape Arbor as a safety measure;

WHEREAS, Bern Architecture PLLC's condition survey of the Landmark property prioritized the Grape Arbor as one of the historic garden structures in need of structural repairs and restoration;

WHEREAS, the Museum has submitted an application to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant of \$500,000 to fund a portion of the costs of repairing and restoring the Grape Arbor (the Project), a project that is estimated to cost \$1,107,435;

WHEREAS, the Museum already has raised \$350,000 to fund the Project and has committed to raise an additional amount of \$257,435 as matching funds for the Project within one year of notification of OPRHP's grant award;

WHEREAS, the grant funding would assure that the Project is completed as soon as practicable and that the Museum and all areas of Landmark property remain open and publicly accessible; and

WHEREAS, OPRHP grant program rules require that the George Eastman Museum, as a not-for-profit entity, obtain the approval and endorsement of this Council as the governing body of the municipality in which the restoration project would be located.

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

Section 1. The Council hereby does approve and endorse the application of the George Eastman Museum for a grant under Title 9 of the Environmental Protection Act of 1993 for a historic preservation project located within this community on the grounds of the George Eastman Museum and known as the Restoring the Rock Garden's Grape Arbor project.

Section 2. This resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lupien, Martin, Patterson, Peo, Smith - 8.

Nays - None - 0.

Attest

A handwritten signature in blue ink that reads "Hazel Washington". The signature is written in a cursive style and is positioned above a horizontal line.

City Clerk