

ROCHESTER CITY COUNCIL

REGULAR MEETING

January 23, 2024

Present – President Meléndez, Councilmember Gruber, Harris, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith – 9.

Pledge of Allegiance to the Flag of the United States of America.  
Vice President Harris

**THE COUNCIL PRESIDENT --- RECOGNITION CEREMONIES.**

**Special Recognitions:**

Black Heritage Committee:

Shemeka Davis	Jermayne Myers
Tynise Edwards	Jessica Simon
Geron Harris	Sandra Simon
Tymothi Howard	Caroline Thomas
Jennifer Hoyte	Hazel Washington
Curtis Joiner	Carol Wheeler
Montina Langston	Jessica Wright
Leonard Merritt	

Human Trafficking Awareness Month:

Rochester Regional Coalition Against Human Trafficking (RCAHT)

**Retirement:**

**ECD:**

Tanya Velazquez

**Finance:**

Damon Finegan  
Sandra Simon

**Library:**

Eric S. Cotton Sr.  
James Montione

**NBD:**

Michael M. Ball  
Marvin Parker

**RPD:**

Charles Burgoon  
Michelle Cowart  
Ruth Moore

**APPROVAL OF THE MINUTES**

By Councilmember Gruber

RESOLVED, that the minutes of the Regular Meeting on December 19, 2023 and the Organization Meeting on January 2, 2024 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges –  
January 2024 - **4367-24**

Delinquent Receivables report for the month ending January 31, 2024.  
**4368-24**

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

The Council submits Disclosure of Interest Forms from **Vice President Harris** on Int. No. 6 and **President Meléndez** on Int. No. 10.

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

**THE COUNCIL PRESIDENT** --- RECEIVED AND FILED

PUBLIC HEARINGS.

**Pursuant to law, public hearings were held on January 18, 2024 on the following matters:**

Authorizing a change in traffic flow and pavement width changes for the 2024 State Touring Route Milling & Resurfacing Project Int. No. 19

No Speakers.

Accepting land donation and amending the Official Map to dedicate the donated land for street purposes and to rename existing streets for the Strong Museum Neighborhood of Play  
Int. No. 24

No Speakers.

Amendings the Official Map by abandoning a portion of the River Street right-of-way Int. No. 27

No Speakers.

**REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON**

By Councilmember Patterson  
January 23, 2024

To the Council:

The **NEIGHBORHOODS, JOBS & HOUSING COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 6      Authorizing the sale of real estate
- Int. No. 7      Authorizing the sale of an access easement through 25-37 Canal Street
- Int. No. 8      Authorizing an amendatory lease agreement for space located at 1099 Jay Street
- Int. No. 9      Resolution approving appointments to the Electrical Examining Board
- Int. No. 11     Amending Ordinance No. 2018-180 relating to the Restore NY Communities Initiative Program Round 5 project at 220-222 and 224-226 East Main Street
- Int. No. 12     Amending the 2023-24 Budget for the Emergency Assistance to Seniors Homeowners Program
- Int. No. 13     Amending the 2023-24 Budget for the Housing Rehabilitation Program
- Int. No. 14     Amending the 2023-24 Budget for the Lead Water Service Replacement Program
- Int. No. 15     Appropriating American Rescue Plan Act funds for the Demolition Program

The **NEIGHBORHOODS, JOBS & HOUSING COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee:

- Int. No. 10     Authorizing an amendatory agreement relating to the Buy the Block project

Respectfully submitted,  
Michael A. Patterson  
Mitch Gruber  
Kimberly Smith  
LaShay D. Harris (*absent*)  
Miguel A. Meléndez Jr.

**NEIGHBORHOODS, JOBS & HOUSING COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-2  
Re:      Sale of Real Estate

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Strong Neighborhoods

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

The structures, listed on the attached spreadsheet under the heading, I. Negotiated Sale – Residential Property will be sold to the pre-qualified purchasers, identified below, who were the highest winning bidders. All purchasers will be required to rehabilitate the structures within 12 months of Council approval.

- 78 Avenue B will be sold to YICN LLC (Malik Lampart, Member), 274 N. Goodman St, #D214, Rochester, New York;
- 91 Dr. Samuel McCree Way will be sold to Herman Smith, 780 Portland Avenue, Rochester, New York;
- 233 Frost Avenue will be sold to Mia Polanco, 130 Alameda St, Rochester, New York;
- 77 Grand Avenue and 83 Hollister St will be sold to Donna Antario, 520 Helendale Road, Rochester, New York;
- 346 Magee Avenue will be sold to Christine Wright Darrisaw, 919 S. Clinton Av, #544, Rochester, New York;
- 138 Maryland Street will be sold to Freedom Value Property LLC (Ramla Ibrahim, Member), 1770 Long Pond Road, Gates, New York;
- and 11 Willow Street will be sold Paul Oska, 35 Rainier Street, Rochester, New York.

The remaining three properties are listed on the attached spreadsheet under the heading, II. Negotiated Sale - Unbuildable Vacant Land.

- 32 Dodridge Street will be sold to Veronica Culver, 54 Leroy Street, Rochester, New York;
- 15 Judson Street will be sold to Pinckney Realty LLC (Yomally Pinckney, Member), 131 Hempel Street, Rochester, New York;
- and 129 York Street will be sold Rochester Land Bank Corporation (Paul Scuderi, Executive Director), 30 Church Street, Rochester, New York.

These parcels are each being sold for \$1.00 (as per City policy) and will be combined with the primary parcels owned by the identified adjoining owners.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$7,280.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-1

Ordinance No. 2024-2  
(Int. No. 6)

**Authorizing the sale of real estate**

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

Section 1. The Council hereby approves the sale of the following parcels of improved property by auction:

<b>Address</b>	<b>SBL#</b>	<b>Lot Size (ft)</b>	<b>Use</b>	<b>Price</b>	<b>Purchaser</b>
78 Avenue B	105.28-1-29	40 x 120	1 Family	\$ 12,000	YICN LLC
91 Dr. Samuel McCree Way	120.60-1-26	30 x 117.39	2 Family	\$ 5,000	Herman Smith
233 Frost Av	120.68-2-17	28 x 140.99	2 Family	\$ 12,510	Mia Polanco
77 Grand Av	106.68-2-35	40 x 128	2 Family	\$ 5,000	Donna Antario
83 Hollister St	106.34-3-13	40 x 110.36	1 Family	\$ 1,500	Donna Antario
346 Magee Av	090.58-1-64	40 x 119.5	1 Family	\$ 15,001	Christine Wright-Darrisaw
138 Maryland St	105.26-2-39	33 x 121.04	1 Family	\$ 1,100	Freedom Value Property LLC
11 Willow St	105.49-3-13	30 x 80	1 Family	\$ 2,500	Paul Oska

Section 2. The Council hereby approves the negotiated sale of the following vacant unbuildable parcels of land for \$1 each:

<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Sq. Ft.</b>	<b>Purchaser</b>
32 Dodridge St	060.44-2-32.001	20 x 1	20	Veronica Culver
15 Judson St	120.58-2-12	34 x 80	2,720	Pinckney Realty LLC
129 York St	120.34-1-32	40 x 55.5	2,220	Rochester Land Bank Corporation

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-3  
Re: Sale of Easement – Portions of 25-37 Canal Street

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the sale by negotiation of a permanent easement over the City-owned lot at 25-37 Canal Street to Bags Unlimited Realty, LLC (Marion Oyer, President, 7 Canal Street, Rochester, NY). The easement will provide vehicle access to the purchasers' buildings and loading docks at 20 Litchfield Street and 7 Canal Street. An appraisal determining market value was obtained from Midland Appraisal Associates in July 2023.

<u>Address</u>	<u>SBL#</u>	<u>Lot Size</u>	<u>Sq.Ft.</u>	<u>Appraisal Value</u>	<u>Zoning/</u>
Easement Portion (25-37 Canal St)	120.36-2-5	Irregular	5,667	\$11,000	CCD-C

Bags Unlimited, a Rochester based business since 1976, own and operate from the buildings at 7 Canal Street and 20 Litchfield Street, adjacent to the City's lot. The property owners need an easement over the City land for continued and uninterrupted vehicle access to their loading docks. Sale of this easement will help retain a long-standing business operation in the City.

Sale of a permanent easement rather than a sale of the lot is necessary, as DES has determined that the lot should remain in City inventory due to contamination and potential future cleanup. A similar adjacent easement on the same lot was sold in spring 2023 to 9 Cunningham LLC to support the business at 9-13 Canal St.

The remainder of the parcel is to be held in inventory for potential future cleanup and development, but may be leased for interim purposes. Pursuant to the requirements of the New York State Environmental Quality Review Act (SEQRA), this is a Type II item, and no further review is necessary.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-2

Ordinance No. 2024-3  
(Int. No. 7)

**Authorizing the sale of an access easement through 25-37 Canal Street**

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

Section 1. The Council hereby approves the sale of a permanent, non-exclusive easement over 25-37 Canal Street (SBL No. 120.36-2-5) to Bags Unlimited Realty LLC (Grantee) to serve as a means of access from Canal Street to the Grantee's premises located at 7 Canal Street (SBL No. 120.36-2-7) for the appraised value of \$11,000. The easement shall encompass a portion of the 25-37 Canal Street premises bounded and described 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 Lots 50 & 51, 20,000 Acre Tract, and being more particularly bounded and described as follows: Beginning at a point on the westerly ROW line of Canal Street (66' ROW), 284.87 feet north of the northerly ROW line of Berdell Alley (12' ROW), being the southeast corner of lands conveyed to 53 Pulver LLC by a deed filed in Liber 12562 of Deeds, Page 34 and being the Point or Place of Beginning; thence

- 1) Southerly, along said ROW line of Canal Street, a distance of 30.0 feet to a point; thence
- 2) Westerly, parallel with the south line of said lands of 53 Pulver LLC, a distance of 150.02 feet to a point; thence

- 3) Southerly, parallel with the west ROW line of Canal Street, a distance of 136.34 feet, more or less, to the north line of lands conveyed to Michael Macaluso, Jr. by a deed filed in Liber 7273 of Deeds, Page 242; thence
  - 4) Westerly, along said north line of Macaluso, a distance of 29.77 feet to an angle point; thence
  - 5) Northerly, continuing along said lands of Macaluso and the northerly prolongation of said line, a distance of 166.22 feet to a point being on the southerly line of lands now or formerly Rochester Gas and Electric Corp. by deed filed in Liber 813 of Deeds, Page 122; thence
  - 6) Easterly, along the south line of said lands of Rochester Gas and Electric Corp. and the south line of lands of 53 Pulver LLC, a distance of 180.35 feet to the said westerly ROW line of Canal Street, being the Point or Place of Beginning, containing 9497 square feet or 0.218 acres, more or less.
- All as shown on a map prepared by the City of Rochester Survey Office titled "Instrument Survey and Lands to be Conveyed", Job No.2020-025 and dated March 15, 2023.

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

Being part of one of the parcels conveyed to the City of Rochester by a deed dated November 28, 1980 and filed in Liber 5899 of Deeds, Page 32.

Section 2. The conveyance of the easement shall be subject to such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-4  
Re: Lease Amendment - 1099 Jay Street

Council Priority: Creating and Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing a lease amendment between the City of Rochester and Rochester Colonial Mfg. Corp. (Anthony Monaco, CEO, 1794 Lyell Ave, Rochester, NY). Pursuant to City Council Ordinance No. 2022-270, the City currently leases approximately 3,190 square feet of space on the interior of 1099 Jay Street (Water Tower Park) for use as offices and operations for the Rochester Police Department Special Teams Division. The expansion will add 920 SF of space.

The term for this lease shall remain 21 months starting from October 1, 2022 and ending June 30, 2024. The cost for the lease for the remainder of the first term shall increase beginning February 1, 2024 from monthly installments of \$2,791.25, which is an annualized cost of \$33,495, to monthly installments of \$3,596.25, which is an annualized cost of \$43,155. While the current leased area has separate utilities paid directly by the City, the 920 SF expansion has shared utilities; therefore, there will be an additional cost of \$1.75/SF per year for the City pro-rata share of the utilities. This cost is an additional \$134.17 per month for an annualized cost of \$1,610. The rent and utilities beginning February 1, 2024 shall therefore be monthly installments of \$3,730.42 for an annualized cost of \$44,765.

There remain five optional one year renewals, with annual rent adjustments linked to the one year change in the CPI-U (Consumer Price Index-Urban area, all items), not to exceed 3% annually as

measured in the most recent available date prior to each July 1st. The increased cost of this lease will be funded by the 2023-24 Budget of the Rochester Police Department. Subsequent annual lease costs will be funded from subsequent budgets of the Rochester Police Department upon approval.

The Special Teams Operations currently use the original space for two divisions that fall under that command. One of those teams needs additional space, and will take over the full existing space, while the other team will occupy the expansion space. This area in total will serve as a single reporting location for Special Teams Operations where all needed logistics and equipment are readily available. Uses include space for pre-planning, briefings and de-briefings, meetings, records storage, equipment storage and repair, and departmental training.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-3

Ordinance No. 2024-4  
(Int. No. 8)

**Authorizing an amendatory lease agreement for space located at 1099 Jay Street**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory lease agreement with Rochester Colonial Mfg. Corp. for the lease of space in its building located at 1099 Jay Street. The lease agreement authorized in Ordinance No. 2022-270 shall be amended to: increase the leased space by approximately 920 square feet to a new total of approximately 4,110 square feet; increase the monthly rent payment by \$805 to a new total of \$3,596.25; and require the City to pay an additional monthly charge of \$134.17 for the City's prorated share of the utility costs for the additional leased space. The increase in rental payments provided for herein shall be funded from the 2023-24 Budget of the Police Department for the remainder of the lease agreement's initial term, and from future years' budgets of the Police Department for any subsequent optional term extension, contingent on the approval of the future budgets.

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

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2024-5

Re: Appointment – Electrical Examining Board

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of Paul Alguire, Specialized Electrician, as a full-time member to the Electrical Examining Board. This appointment will fill the vacant seat of retired member, Michael Bader, for the term that will expire on March 31, 2025.

Members of the Electrical Examining Board serve a three-year term and must meet certain eligibility requirements (see attached). Mr. Alguire's resume is available in the City Clerk's Office.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-4

Resolution No. 2024-5  
(Int. No. 9)

**Resolution approving appointments to the Electrical Examining Board**

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

Section 1. The Council hereby approves the appointment of Paul Alguire, Specialized Electrician, to the Electrical Examining Board for a term which shall expire on March 31, 2025. This appointment is intended to fill out the remainder of the term of Michael Bader, who has resigned.

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-5  
Re: Amending Ordinance No. 2018-180 – Restore NY Initiative Round 5

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-180 to update the authorization for an agreement related to 220-222 and 224-226 East Main Street (the "Property" or "Properties"), as included in Round 5 of the Empire State Development Corporation (ESDC) Restore NY Communities Initiative award. The amendment will authorize an agreement with MCROC Associates LLC (Principal: Bret Garwood, Home Leasing, LLC, 700 Clinton Square, Rochester, NY) and replace Hopwood LLC as the responsible entity to complete the rehabilitation project. City Council approved Ordinance No. 2018-180 on June 19, 2018, appropriating \$5,000,000 in grant funds from ESDC through Round 5 of its Restore NY Communities Initiative for several projects, including authorization of an agreement with Hopwood LLC to establish \$710,000 as maximum compensation for the adaptive reuse of the Property.

MCROC Associates obtained an ownership interest in the Property in September 2023. As ESDC allocated \$710,000 in Restore NY grant funds to the Property, the grant fund approval will remain with the Property as long as the completed rehabilitation is consistent with the original plans. The project, named Harper’s Corner, includes the redevelopment of four buildings at the northwest corner of East Main Street and North Clinton Avenue. MCROC Associates LLC plans to create 11 residential units and 4,406 square feet of first floor commercial space at an estimated development cost of \$13 million. All of the residential units will be affordable to households earning up to 80% of Area Median Income.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Ordinance No. 2024-5  
 (Int. No. 11)

**Amending Ordinance No. 2018-180 relating to the Restore NY Communities Initiative Program Round 5 project at 220-222 and 224-226 East Main Street**

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

Section 1. Section 2 of Ordinance No. 2018-180, Appropriating funds and authorizing agreements for the Restore NY Communities Initiative Program, as funded by the Empire State Development Corporation, is hereby amended to read as follows:

Section 2. The Mayor is hereby authorized to enter into agreements with the following property owners or developers, for the Restore NY Round 5 projects. The agreements shall obligate the City to pay an aggregate amount not to exceed \$5,000,000 with the maximum amount of each agreement as set forth below to be funded from the appropriation in Section 1 herein. Each agreement shall for a term of five years.

<b>Developer/Principal</b>	<b>Project Address</b>	<b>Grant Amount</b>
East Main Realty Holdings LLC	176-182 East Main St.	\$250,000
Ren Square, LLC	186 East Main St.	\$265,000
Ren Square, LLC	190-194 East Main St.	\$1,300,000
<del>Hopwood LLC</del> <u>MCROC Associates LLC</u>	220-222 East Main St.	\$345,000
<del>Hopwood LLC</del> <u>MCROC Associates LLC</u>	224-226 East Main St.	\$365,000
Sibley Redevelopment Limited Partnership	250 East Main St., Condo #100	\$1,190,000
35 State Property, LLC	35 State Street	\$1,000,000
Scott Hopwood	79 State Street	\$285,000
	<b>Total</b>	<b>\$5,000,000</b>

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2024-6  
 Re: Budget Amendment - American Rescue Plan Act Funding - Emergency Assistance to Seniors Homeowners Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2023-24 Budget of the Department of Neighborhood and Business Development (NBD) by adding the remaining \$237,000 in American Rescue Plan Act (ARPA) funding from the \$1,000,000 appropriation previously authorized by City Council Ordinance No. 2021-354 for the Emergency Assistance to Seniors Homeowners Program.

The program provides financial assistance to eligible owner-occupied seniors who own a 1-4 family residential structure. Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

The funds are allocated in the following manner: to support areas where housing development projects are located; areas where the most gain can be achieved as per the Housing Market Study; and to mitigate blight and hazards city-wide.

Since the program began in 2022, a total of 28 seniors have received assistance. It is anticipated that approximately eight additional housing units will be assisted with this remaining funding (listed below). These properties have already been identified through the application process and are awaiting funding to proceed.

9	Alma Pl.	14607
505	Avenue D	14621
64	Bellwood Pl.	14609
77	Colvin St.	14611
165	Crittenden Blvd.	14620
99	Farleigh Ave.	14606
47-49	Fillmore St.	14611
104	Fillmore St.	14611

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-5

Ordinance No. 2024-6  
(Int. No. 12)

**Amending the 2023-24 Budget for the Emergency Assistance to Seniors Homeowners Program**

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 the Department of Neighborhood and Business Development by \$237,000, which is hereby appropriated from a portion of the American Rescue Plan Act of 2021 funds allocated to the Emergency Assistance to Seniors Homeowners Program in Ordinance No. 2021-354.

Section 2. The Mayor is hereby authorized to enter into grant agreements with the

owner-occupants of the dwellings to be serviced by the Program funded herein. The recipients must be current with City and County real property taxes and not be subject to mortgage foreclosure. The grant agreements shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-7

Re: Budget Amendment - American Rescue Plan Act Funding - Housing Rehabilitation Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2023-24 Budget of the Department of Neighborhood and Business Development (NBD) by adding \$930,000 in American Rescue Plan Act (ARPA) funding from the \$5,827,200 appropriation previously authorized by City Council Ordinance No. 2021-354 for the Housing Rehabilitation Program.

The program provides financial assistance to eligible property owners who own a 1-4 family residential structure. Owners must be current with City and Monroe County property taxes and not be subject to tax or mortgage foreclosure. Household incomes must be at or below 80% of the Housing and Urban Development (HUD) area median income to be adjusted annually.

The funds are allocated in the following manner: to support areas where housing development projects are located; areas where the most gain can be achieved as per the Housing Market Study; and to mitigate blight and hazards city-wide.

Since the program began in 2022, a total of 142 properties have received assistance. It is anticipated that 31 more properties will be assisted with this additional funding. These properties have already been identified through the application process and are awaiting funding to proceed (see attached list for property locations).

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-6

Ordinance No. 2024-7  
(Int. No. 13)

**Amending the 2023-24 Budget for the Housing Rehabilitation Program**

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

the Department of Neighborhood and Business Development by \$930,000, which is hereby appropriated from a portion of the American Rescue Plan Act of 2021 funds allocated to the Housing Rehabilitation Program in Ordinance No. 2021-354.

Section 2. The Mayor is hereby authorized to enter into grant agreements with the owner-occupants of the dwellings to be repaired and/or rehabilitated pursuant to the Program funded herein. The recipients must be current with City and County real property taxes and not be subject to mortgage foreclosure. The grant agreements shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-8  
Re: Budget Amendment – American Rescue Plan Act Funding - Lead Water Service Replacement Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the 2023-24 Budget of the Department of Neighborhood and Business Development (NBD) by adding the remaining \$3,075,000 in American Rescue Plan Act (ARPA) funding from the \$6,000,000 appropriation previously authorized by City Council Ordinance No. 2023-49 for the Lead Water Service Replacement Program.

The funds provided will be used to replace residential lead service lines in an effort to reduce the amount of lead in drinking water. We estimate the program funds will replace approximately 1,200 water service lines.

The program is administered jointly between the Department of Environmental Services (DES) and the Department of Neighborhood & Business Development (NBD). Nardozzi Paving & Construction, LLC, James Nardozzi, President, 124 North Genesee St, Geneva, NY 14456 was selected through the City's public bid process to perform water service replacements.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-7

Ordinance No. 2024-8  
(Int. No. 14)

**Amending the 2023-24 Budget for the Lead Water Service Replacement Program**

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 the Department of Neighborhood and Business Development by \$3,075,000, which is hereby appropriated from a portion of the American Rescue Plan Act of 2021 funds allocated to the Lead Water Service Replacement Program in Ordinance. No. 2023-49.

Section 2. The Mayor is hereby authorized to execute any agreement or to provide such other documentation as may be necessary to implement the Program. Any such agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-9

Re: Appropriation - American Rescue Plan Act Funding, Demolition Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation appropriating \$1,771,000 in American Rescue Plan Act (ARPA) funds for the City's Demolition Program. The ARPA appropriation will allow the City to continue the Program, which removes vacant, derelict, and fire-damaged structures that are a public safety hazard or blight to surrounding neighborhoods.

In 2021, the City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by ARPA. The Demolition Program is an eligible use of ARPA funding under the ARPA Final Rule Expenditure Category 6.1 for Provision of Government Services.

This funding is being re-appropriated from a portion of the \$3,698,100 in ARPA funds originally appropriated to the Targeted Business Revitalization (TBR) program in Ordinance No. 2021-350. Since the enactment of that ordinance, the Administration has determined that the TBR program cannot utilize more than \$1,452,100 of the appropriation prior to the encumbrance deadline of December 31, 2024. Therefore, the Administration has decided to reserve \$475,000 of the remainder to be appropriated for some other ARPA-authorized purpose to be identified and authorized by Council at some future date. That leaves a balance of \$1,771,000 from the original TBR appropriation that we are proposing to re-appropriate to the Demolition Program.

This action will allow the City to continue to invest in neighborhood stability and growth as well as clear the path for future investment in housing and other developments.

Several recent high-profile emergency demolitions, including the Otis Street and Pulaski Library properties, have significantly reduced the City's available funding for the current schedule of demolitions. The ARPA funds will allow the City to continue its Demolition Program consistent with the present needs. Since July 2023, 34 structures have been demolished (see attached list). It is anticipated that an additional 44 structures will be demolished with this funding. Demolition contracts are awarded based on the City's public bid process.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-8

Ordinance No. 2024-9  
(Int. No. 15)

**Appropriating American Rescue Plan Act funds for the Demolition Program**

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

Section 1. The Council hereby authorizes the receipt and use of \$1,771,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 and appropriates said amount to implement the City's Demolition Program.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

President Meléndez recused himself from discussion surrounding Int. No. 10 and request Vice President Harris lead the discussion vote on this item.

Motion to discharge Int. No. 10 from the Committee by Vice President Harris;  
2<sup>nd</sup> by Councilmember Patterson.

Motion to discharge passed by the following vote:

Ayes - Vice President Harris, Councilmembers Gruber, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith - 8.

Nays - None - 0.

President Meléndez abstained due to a professional relationship.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-10

Re: Buy the Block Project, Amendatory Agreement - Greater Rochester Housing Partnership

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an Amendatory Project Agreement for Phase 1 of the City's Buy the Block initiative with the Greater Rochester Partnership Housing Development Fund Corporation (GRHP; Principal: Theodora Finn, 16 East Main Street, Suite 610, Rochester, NY) to authorize the purchase of one City-owned vacant parcel, and cancel approval for the purchase of three originally included parcels. This legislation will:

- 1) Amend the Project Agreement authorized by Ordinance No. 2022-130 to authorize the sale of 39 Thomas Street (SBL # 106.40-1-10.003) (the “Property”), a large parcel that will be subdivided into three lots suitable for construction of single-family houses; and
- 2) Cancel authorization to purchase 61 Cuba Place (SBL # 106.40-1-53.003) and 90 Cuba Place (SBL # 106.40-1-45.001).

As part of the City’s Buy the Block initiative, City Council authorized the sale of 24 parcels to GRHP and established \$6,000,000 as maximum compensation for an agreement with GRHP for development subsidies for Phase 1 of Buy the Block via Ordinance No. 2022-130 on May 10, 2022. City Council approved an additional \$350,000 in Cash Capital funding to provide supplementary subsidy for the construction of two-bedroom houses via Ordinance No. 2022-335 on November 15, 2022.

Phase 1 of Buy the Block is expected to result in the new construction of 24 homes in a formerly-redlined neighborhood in the Northeast quadrant. GRHP has undertaken Phase 1 in partnership with Atlas Contractors LLC and Ibero American Development Corporation. To date, owner-occupants have closed on the purchases of the first six homes. Ten homes are currently under construction with completion anticipated between December 2023 and early 2024. Construction of the final eight homes will begin by Spring 2024.

Due to site conditions that make them difficult to develop, the following vacant City-owned parcels are to be removed from the Project Agreement:

<b>Address</b>	<b>SBL #</b>	<b>Price</b>	<b>Lot Size</b>	<b>Zoning</b>
61 Cuba Place	106.40-1-53.003	\$475	55’x94’	R-1
West half of 90 Cuba Place	106.40-1-45.001	\$425	52.5’x90.5’	R-1
East half of 90 Cuba Place	106.40-1-45.001	\$425	52.5’x90.5’	R-1

The above will be replaced with the following vacant City-owned parcels:

<b>Address</b>	<b>SBL #</b>	<b>Price</b>	<b>Lot Size</b>	<b>Zoning</b>
South portion of 39 Thomas Street	106.40-1-10.003	\$525	71’x164’	R-1
Central portion of 39 Thomas Street	106.40-1-10.003	\$550	49’x228’	R-1
North portion of 39 Thomas Street	106.40-1-10.003	\$5,800	45’x286’	R-1

Because the north portion of 39 Thomas Street is greater than 10,000 square feet, the sale price was determined by an independent appraisal completed by Midland Appraisal Associates, Inc. The subdivision of 39 Thomas Street into three parcels is currently in process, and the resulting parcels will be suitable for all available homes. Construction of the three homes is expected to start in Spring 2024. Homes built through the Buy the Block initiative are sold to first-time homebuyers with incomes at or below 80% of Median Family Income (MFI).

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-9

Ordinance No. 2024-10  
 (Int. No. 10)

**Authorizing an amendatory agreement relating to the Buy the Block 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 Greater Rochester Housing Partnership, Inc. (GRHP), Greater Rochester Partnership Housing Development Fund Corporation, a related entity, or an entity to be formed by GRHP (collectively, the Developer) to develop single-family houses on certain vacant lots for sale to income-eligible first-time homeowners pursuant to the Buy the Block Project (Project). The amendatory agreement shall amend the existing agreement authorized in Ordinance No. 2022-130 and amended in Ordinance No. 2022-335 by modifying the list of Project lots set forth in subsection 1 of Ordinance No. 2022-130 to read as follows:

Section 1. The Council hereby approves the negotiated sale of the following vacant City-owned parcels to the Greater Rochester Housing Partnership, Inc. (GRHP), Greater Rochester Partnership Housing Development Fund Corporation, a related entity, or an entity to be formed by GRHP (collectively, the Developer) for a total price of ~~\$12,675~~ **\$18,225** to develop single-family houses thereon for sale to income-eligible first-time homeowners pursuant to the Buy the Block Program (Project):

<b>Address</b>	<b>SBL #</b>	<b>Price</b>	<b>Lot Size</b>
25 Barons Street	106.32-3-26.001	\$550	68'x135'
40 Barons Street	106.32-3-8.001	\$600	72'x143'
825 Clifford Avenue	106.32-3-6.001	\$425	73'x76'
845 Clifford Avenue	106.33-1-51.003	\$600	68'x108'
847 Clifford Avenue	106.33-1-51.004	\$600	68'x124'
<del>61 Cuba Place</del>	<del>106.40-1-53.003</del>	<del>\$475</del>	<del>55'x94'</del>
<del>West half of 90 Cuba Place</del>	<del>106.40-1-45.001</del>	<del>\$425</del>	<del>52.5'x90.5'</del>
<del>East half of 90 Cuba Place</del>	<del>106.40-1-45.001</del>	<del>\$425</del>	<del>52.5'x90.5'</del>
11 Dudley Street	106.33-1-45.001	\$475	54'x124'
14 Dudley Street	106.33-1-35.001	\$525	70'x123'
15 Dudley Street	106.33-1-47.001	\$475	53'x124'
14 Thomas Street	106.40-2-42.001	\$475	66'x100'
22 Thomas Street	106.40-2-46	\$425	44'x107'
30 Thomas Street	106.40-2-49.001	\$550	66'x149'
38 Thomas Street	106.40-2-54.001	\$550	49'x192'
<u>South portion of</u>	<u>106.40-1-10.003</u>	<u>\$525</u>	<u>71'x164'</u>
<u>39 Thomas St</u>			
<u>Center portion of</u>	<u>106.40-1-10.003</u>	<u>\$550</u>	<u>49'x228'</u>
<u>39 Thomas St</u>			
<u>North portion of</u>	<u>106.40-1-10.003</u>	<u>\$5,800</u>	<u>45'x286'</u>
<u>39 Thomas St</u>			
101 Weeger Street	106.40-3-8.002	\$600	49'x136'
109 Weeger Street	106.40-3-10.001	\$600	49'x138'
145 Weeger Street	106.41-1-4.001	\$600	99'x151'
22-28 Widman Street	106.40-1-31.001	\$550	66'x147'
32-36 Widman Street	106.40-1-32.001	\$550	66'x147'
40-44 Widman Street	106.40-1-33.002	\$550	66'x147'
50 Widman Street	106.40-1-35.002	\$550	66'x148'
66 Widman Street	106.40-1-39.001	\$600	122'x148'
<b>TOTAL</b>		<b><u>\$12,675</u></b>	
		<b><u>\$18,225</u></b>	

with the three 39 Thomas Street parcels bounded and described as follows:

**SOUTH PART OF #39 THOMAS STREET**

**T.A. #106.400-01-010.003**

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 71, Township 13, Range 7, and being Lot 1 of the Thomas Street Resubdivision, all as shown on a map prepared by O'Neill-Rodak Associates, dated October 3, 2023 and intended to be filed with the Monroe County Clerk's Office.

Said Lot 1 fronts 71.00 feet on the west side of Thomas Street and is 164.38 feet in depth along its north line and 74.07 feet in depth along its south line, and being 0.193 acres in size.

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

Being part of one of the parcels conveyed to the City of Rochester by a deed dated November 22, 1999, filed in Liber 9243 of Deeds, Page 36 and a deed dated November 17, 2000, filed in Liber 9388 of Deeds, Page 512.

**MIDDLE PART OF #39 THOMAS STREET**

**T.A. #106.400-01-010.003**

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 71, Township 13, Range 7, and being Lot 2 of the Thomas Street Resubdivision, all as shown on a map prepared by O'Neill-Rodak Associates, dated October 3, 2023 and intended to be filed with the Monroe County Clerk's Office.

Said Lot 2 fronts 49.33 feet on the west side of Thomas Street and is 227.79 feet in depth along its north line and 164.38 feet in depth along its south line, and being 0.222 acres in size.

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

Being part of one of the parcels conveyed to the City of Rochester by a deed dated November 17, 2000, filed in Liber 9388 of Deeds, Page 512.

**NORTH PART OF #39 THOMAS STREET**

**NORTH PART OF T.A. #106.400-01-010.003**

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 71, Township 13, Range 7, and being Lot 3 of the Thomas Street Resubdivision, all as shown on a map prepared by O'Neill-Rodak Associates, dated October 3, 2023 and intended to be filed with the Monroe County Clerk's Office.

Said Lot 3 fronts 45.00 feet on the west side of Thomas Street and is 285.63 feet in depth along its north line and 227.79 feet in depth along its south line, and being 0.265 acres in size.

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

Being part of one of the parcels conveyed to the City of Rochester by a deed dated November 17, 2000, filed in Liber 9388 of Deeds, Page 512.

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.

Strikeout indicates deleted text, new text is underlined

Passed by the following vote:

Ayes - Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith - 8.

Nays - None - 0.

President Meléndez abstained due to a professional relationship.

By Vice President Harris

January 23, 2024

To the Council:

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

- Int. No. 16      Authorizing appropriations and agreements for the North Goodman Street Reconstruction Project
- Int. No. 17      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,480,000 Bonds of said City to finance the North Goodman Street Reconstruction Project
- Int. No. 18      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$606,000 Bonds of said City to finance water service improvements associated with the North Goodman Street Reconstruction Project
- Int. No. 20      Authorizing appropriations and agreement for the Genesee Street Reconstruction Project
- Int. No. 21      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$530,000 Bonds of said City to finance the Genesee Street Reconstruction Project
- Int. No. 22      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,222,000 Bonds of said City to finance water service improvements associated with the Genesee Street Reconstruction Project
- Int. No. 23      Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of the Genesee Street Reconstruction transportation federal-aid project, and appropriating funds therefor
- Int. No. 25      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,210,000 Bonds of said City to finance the River Street Realignment Project
- Int. No. 26      Authorizing the acquisition by negotiation of real property for the River Street Realignment Project
- Int. No. 28      Authorizing an amendatory agreement relating to the 2023 Lead Line Replacement Project

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

- Int. No. 19 Authorizing a change in traffic flow and pavement width changes for the 2024 State Touring Route Milling & Resurfacing Project
- Int. No. 24 Accepting land donation and amending the Official Map to dedicate the donated land for street purposes and to rename existing streets for the Strong Museum Neighborhood of Play
- Int. No. 27 Amending the Official Map by abandoning a portion of the River Street right-of-way

Respectfully submitted,  
 LaShay D. Harris (*absent*)  
 Willie J. Lightfoot  
 Mary Lupien  
 Michael A. Patterson  
 Miguel A. Meléndez, Jr.  
**PEOPLE, PARKS & PUBLIC WORKS COMMITTEE**

Received filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

- Ordinance No. 2024-11
- Ordinance No. 2024-12
- Ordinance No. 2024-13

Re: North Goodman Street Reconstruction Project (Bay Street to Clifford Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

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

1. Authorize the Mayor to execute agreements, amendments and any other documents with the County of Monroe necessary to implement the County share of the Project; and,
2. Appropriate \$2,085,000 in anticipated reimbursements from County of Monroe to finance a portion of the construction for the Project; and,
3. Appropriate \$150,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance a portion of the construction for the Project; and,
4. Authorize the issuance of street bonds totaling \$2,480,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and resident project representation (RPR) services for the Project; and,
5. Authorize the issuance of water bonds totaling \$606,000 and the appropriation of the proceeds thereof to partially finance the water portion of the construction and RPR services for the Project; and,

6. Establish \$650,000 as maximum compensation for a professional services agreement with Vanguard Engineering, P.C. (Joseph C. Ardieta, C.E.O., 133 South Fitzhugh Street, Rochester, New York) for RPR services for the Project. The cost of the agreement will be funded from the sources outlined in the chart on the following page.

The Project is partially funded by Monroe County in accordance with Section 131-k of the New York State Highway Law.

The Project will include, but is not limited to, pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, water anodes, hydrants, street lighting, signal upgrades, signage, tree plantings, the addition of bicycle facilities, and other various improvements. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility and enhance the streetscape.

The Project was designed by T.Y. Lin International Engineering & Architecture, P.C. as authorized by Ordinance No. 2022-133.

Vanguard Engineering, P.C. was selected for RPR services through a request for proposal process, which is described in the attached summary.

Bids for construction were received on November 9, 2023. The apparent low bid of \$4,575,000 was submitted by Villager Construction, Inc. (Timothy O Lawless, President, 425 Old Macedon Center Road, Fairport, New York).

The Project will be funded as follows:

Source of Funds	Design	Construction	Street Lighting, Traffic Cameras & Trees	RPR	Contingency	Total
Monroe County appropriated Ordinance No. 2022-133	215,000	0	0	0	0	\$215,000
Monroe County appropriated herein	0	2,040,016	44,984	0	0	\$2,085,000
New York State appropriated herein	0	150,000	0	0	0	\$150,000
Bonds authorized herein	0	1,870,694.49	0	491,940	117,365.51	\$2,480,000
Water bonds authorized herein	0	514,289.51	0	63,060	28,650.49	\$606,000
2019-20 Cash Capital	329,000	0	0	0	0	\$329,000
2020-21 Cash Capital	85,000	0	0	0	0	\$85,000
2021-22 Cash Capital	0	0	7,632	0	0	\$7,632
2022-23 Cash Capital	0	0	0	90,000	0	\$90,000
2023-24 Cash Capital	0	0	35,000	5,000	0	\$40,000
<b>Total</b>	<b>\$629,000</b>	<b>\$4,575,000</b>	<b>\$87,616</b>	<b>\$650,000</b>	<b>\$146,016</b>	<b>\$6,087,632</b>

Construction is anticipated to begin in spring 2024 be substantially complete in fall 2025. The construction of the Project will result in the creation and/or retention of the equivalent of 59.3 full-time jobs.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-10

Ordinance No. 2024-11  
(Int. No. 16)

**Authorizing appropriations and agreements for the North Goodman Street Reconstruction Project**

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

Section 1. The Council hereby appropriates \$2,085,000 in anticipated reimbursements from the County of Monroe to fund the North Goodman Street Reconstruction Project (Bay Street to Clifford Avenue) (Project). The Mayor is hereby authorized to execute an intermunicipal agreement and such other documents as may be necessary to receive and administer the funding.

Section 2. The Council hereby appropriates \$150,000 in anticipated reimbursements from the New York State Department of Transportation to fund 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 3. The Mayor is hereby authorized to enter into a professional services agreement with Vanguard Engineering, P.C. to provide Resident Project Representation services for the Project. The maximum compensation for the agreement shall be \$650,000, which shall be funded in the amounts of \$491,940 from the proceeds of street bonds appropriated in a concurrent ordinance, \$63,060 from the proceeds of water bonds appropriated in a concurrent ordinance, \$90,000 in 2022-23 Cash Capital and \$5,000 in 2023-24 Cash Capital. The term of the agreement shall continue to three months following completion of a two-year guarantee inspection of the Project.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-12  
(Int. No. 17)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,480,000 Bonds of said City to finance the North Goodman Street Reconstruction Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the North Goodman Street Reconstruction Project that includes pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, street lighting, signal upgrades, signage, tree plantings, the addition of bicycle facilities, and other various improvements for North Goodman Street from Bay Street to Clifford Avenue (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,367,632. The plan of financing includes the issuance of \$2,480,000 bonds of the City, which amount is hereby appropriated for the Project, \$215,000 in anticipated reimbursements from Monroe County appropriated for the Project in Ordinance No. 2022-133, \$2,085,000 in anticipated reimbursements from Monroe County appropriated for the Project in a concurrent ordinance, \$150,000 in anticipated reimbursements from the New York State Department of Transportation appropriated in a concurrent ordinance, \$310,000 in 2019-20 Cash Capital, \$7,632 in 2021-22 Cash Capital, \$80,000 in 2022-23 Cash Capital, \$40,000 in 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 \$2,480,000 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 \$2,480,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20(c) of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2024-13  
(Int. No. 18)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$606,000 Bonds of said City to finance water service improvements associated with the North Goodman Street Reconstruction Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of water service improvements, including replacement or repairs to water mains, water services, water anodes and hydrants, associated with the North Goodman Street Reconstruction Project from Bay Street to Clifford Avenue (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$720,000. The plan of financing includes the issuance of \$606,000 bonds of the City, which amount is hereby appropriated for the Project, \$19,000 in 2019-20 Cash Capital, \$85,000 in 2020-21 Cash Capital, \$10,000 in 2022-23 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 \$606,000 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 \$606,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-14

Re: 2024 State Touring Route Milling & Resurfacing Project West Main Street (West Broad Street to Churchlea Place), South Plymouth Avenue (Ford Street to Genesee Street)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the 2024 State Touring Route Milling & Resurfacing Project. This legislation will:

1. Authorize a change in the direction of traffic flow on Churchlea Place from West Main Street to approximately 125 feet south of West Main Street from one-way northbound to two-way. This two-way conversion is necessary to allow for traffic to access the future Bull's Head Redevelopment site; and,

2. Authorize changes in pavement width on Churchlea Place, South Plymouth Avenue and West Main Street as follows:

Churchlea Place

- A. An increase in pavement width of 5 feet, from 19 feet to 24 feet, beginning at West Main Street and continuing approximately 147 feet southward.

West Main Street

- A. A decrease in pavement width of 8 feet, from 50 feet to 42 feet, beginning at Canal Street and continuing approximately 114 feet eastward.

South Plymouth Avenue

- A. A decrease in pavement width of 8 feet, from 40 feet to 32 feet, beginning approximately 32 feet south of the Plymouth Gardens north side driveway located at 1400 South Plymouth Avenue, and continuing approximately 140 feet southward.
- B. A decrease in pavement width of 16 feet, from 44 feet to 28 feet, beginning at Barton Street and continuing approximately 91 feet southward.
- C. A decrease in pavement width of 8 feet, from 44 feet to 36 feet, beginning at Flint Street and continuing approximately 92 feet southward.
- D. A decrease in pavement width of 8 feet, from 44 feet to 36 feet, beginning at Flint Street and continuing approximately 99 feet northward.
- E. An increase in pavement width of 8 feet, from 28 feet to 36 feet, beginning approximately 145 feet north of Edith Street and continuing approximately 130 feet northward.

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

Public meetings were held on July 26, 2023 and October 16, 2023. A copy of the meeting minutes are attached. The change in direction of traffic flow and the pavement width changes were endorsed by the Traffic Control Board at the December 6, 2023 meeting.

Construction is anticipated to begin in spring 2024 with substantial completion anticipated in Summer 2025.

A public hearing on the pavement width changes is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-11

Ordinance No. 2024-14  
(Int. No. 19)

**Authorizing a change in traffic flow and pavement width changes for the 2024 State Touring Route Milling & Resurfacing Project**

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

Section 1. The Council hereby approves a change in the direction of the traffic flow on a segment of Churchlea Place, which begins at West Main Street and extends approximately 125 feet southward, from one-way northbound to two-way.

Section 2. The Council hereby approves the following pavement width changes to be implemented as part of the 2024 State Touring Route Milling & Resurfacing Project:

A. On Churchlea Place:

An increase of 5 feet, from approximately 19 feet to 24 feet, beginning at West Main Street and continuing approximately 147 southward.

B. On West Main Street:

A decrease in pavement width of 8 feet, from 50 feet to 42 feet, beginning at Canal Street and continuing approximately 114 feet eastward.

C. On South Plymouth Avenue:

1. A decrease in pavement width of 8 feet, from 40 feet to 32 feet, beginning approximately 32 feet south of the Plymouth Gardens north side driveway located at 1400 South Plymouth Avenue, and continuing approximately 140 feet southward.

2. A decrease in pavement width of 16 feet, from 44 feet to 28 feet, beginning at Barton Street and continuing approximately 91 feet southward.

3. A decrease in pavement width of 8 feet, from 44 feet to 36 feet, beginning at Flint Street and continuing approximately 92 feet southward.

4. A decrease in pavement width of 8 feet, from 44 feet to 36 feet, beginning at Flint Street and continuing approximately 99 feet northward.

5. An increase in pavement width of 8 feet, from 28 feet to 36 feet, beginning approximately 145 feet north of Edith Street and continuing approximately 130 feet northward.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-15

Ordinance No. 2024-16

Ordinance No. 2024-17

Resolution No. 2024-6

Re: Genesee Street Reconstruction Project - (Elmwood Avenue to Brooks Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

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

1. Appropriate \$5,240,320 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and resident project representation (RPR) services for the project; and,
2. Appropriate \$982,560 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of the construction for the Project; and,
3. Appropriate \$1,300,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance a portion of the construction for the Project; and,
4. Authorize the issuance of street bonds totaling \$530,000 and the appropriation of the proceeds thereof to partially finance the street portion of the construction and RPR services for the Project; and,
5. Authorize the issuance of water bonds totaling \$1,222,000 and the appropriation of the proceeds thereof to finance a portion the water portion of the construction and RPR services for the Project; and,
6. Establish \$1,450,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Joseph Dopico, C.E.O) for RPR services for the Project. The cost of the agreement will be funded from the sources outlined in the chart on the following page.
7. Approve a resolution, in a form that is required by the NYSDOT, committing the City to pay for the State-funded portion of the Project in the first instance before seeking reimbursement from the State, and if applicable, commit the City Council to meet promptly to consider appropriating money to make up any cost overruns.

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

The Project includes, but is not limited to, pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, water anodes, hydrants, street lighting, signal upgrades, signage, tree plantings, the addition of bicycle facilities, and other various streetscape improvements. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility for all users, and enhance the streetscape.

The Project was designed by Stantec Consulting Services, Inc. as authorized by Ordinance No. 2021-320. Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. was selected for RPR services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on November 7, 2023. The apparent low bid of \$8,159,970.00 was submitted by Ramsey Constructors, Inc. (Christopher Ramsey, C.E.O., 5711 Gateway Park, Lakeville, New York).

The Project will be funded as follows:

Source of Funds	Design & ROW	Construction	Traffic Cameras	RPR	Contingency	Total
Federal Aid appropriated Ordinance No. 2022-106	560,800	0	0	0	0	\$560,800
Federal Aid appropriated herein	0	4,419,833.68	34,406.64	786,079.68	0	\$5,240,320
Marchiselli Aid appropriated Ordinance No. 2022-305	105,150	0	0	0	0	\$105,150
Marchiselli Aid appropriated Ordinance No. 2023-241	1,950	0	0	0	0	\$1,950
Marchiselli Aid appropriated herein	0	828,718.81	6,451.24	147,389.95	0	\$982,560
New York State appropriated herein	0	1,300,000	0	0	0	\$1,300,000
Bonds authorized herein	0	205,988.74	0	299,878.75	24,132.51	\$530,000
Water bonds authorized herein	0	991,955.54	0	175,148.73	54,895.73	\$1,222,000
Pure Waters reimbursement authorized Ordinance No. 2020-360	0	56,741.48	0	0	0	\$56,741.48
Pure Waters reimbursement authorized Ordinance No. 2021-085	0	123,376.46	0	0	0	\$123,376.46
2020-21 Cash Capital	93,050	0	0	6,000	0	\$99,050
2021-22 Cash Capital	41,650	0	0	25,000	0	\$66,650
2023-24 Cash Capital	0	233,355.29	15,449.12	10,502.89	0	\$259,307.30
<b>Total</b>	<b>\$802,600</b>	<b>\$8,159,970</b>	<b>\$56,307</b>	<b>\$1,450,000</b>	<b>\$79,028.24</b>	<b>\$10,547,905.24</b>

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

The construction of the Project will result in the creation and/or retention of the equivalent of 105.9 full-time jobs.

The term of the agreement shall be six (6) months after final completion of the project.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-12

Ordinance No. 2024-15  
 (Int. No. 20)

**Authorizing appropriations and agreement 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 \$5,240,320 in anticipated reimbursements from the Federal Highway Administration (FHWA) to fund the Genesee Street Reconstruction Project (Elmwood Avenue to Brooks Avenue) (Project).

Section 2. The Council hereby appropriates \$982,560 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund the Project.

Section 3. The Council hereby appropriates \$1,300,000 in anticipated reimbursements from the New York State Department of Transportation to fund the Project.

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C to provide Resident Project Representation services for the Project. The maximum compensation for the agreement shall be \$1,450,000, which shall be funded in the amounts of \$786,079.68 from the FHWA reimbursements appropriated herein, \$147,389.95 from the Marchiselli Aid reimbursements appropriated herein, \$299,878.75 from the proceeds of street bonds appropriated in a concurrent ordinance, \$175,148.73 from the proceeds of water bonds appropriated in a concurrent ordinance, \$6,000 in 2020-21 Cash Capital, \$25,000 in 2021-22 Cash Capital and \$10,502.89 in 2023-24 Cash Capital. The term of the agreement shall continue to six months after final completion of the Project.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-16  
(Int. No. 21)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$530,000 Bonds of said City to finance the Genesee Street Reconstruction Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the Genesee Street Reconstruction Project that includes pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, street lighting, signal upgrades, signage, tree plantings, the addition of bicycle facilities, and other various improvements for Genesee Street from Elmwood Avenue to Brooks Avenue (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$9,275,905.24. The plan of financing includes the issuance of \$530,000 bonds of the City, which amount is hereby appropriated for the Project, \$560,800 in anticipated reimbursements from the Federal Highway Administration ("FHWA") appropriated in Ordinance No. 2022-106, \$5,240,320 in anticipated reimbursements from FHWA appropriated in a concurrent ordinance, \$105,150 in anticipated reimbursements from the Marchiselli Aid Program appropriated in Ordinance No. 2022-305, \$1,950 in anticipated reimbursements from the Marchiselli Aid Program appropriated in Ordinance. No. 2023-241, \$982,560 in anticipated reimbursements from the Marchiselli Aid Program appropriated in a concurrent ordinance, \$1,300,000

in anticipated reimbursements from the New York State Department of Transportation appropriated in a concurrent ordinance, \$56,741.48 in anticipated Monroe County Pure Waters reimbursements authorized in Ordinance No. 2020-360, \$123,376.46 in anticipated Monroe County Pure Waters reimbursements authorized in Ordinance No. 2021-85, \$90,050 in 2020-21 Cash Capital, \$25,650 in 2021-22 Cash Capital, \$259,307.30 in 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 \$530,000 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 \$530,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20(c) of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2024-17  
(Int. No. 22)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,222,000 Bonds of said City to finance water service improvements associated with the Genesee Street Reconstruction Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of water service improvements, including replacement or repairs to water mains, water services, water anodes and hydrants, associated with the Genesee Street Reconstruction Project from Elmwood Avenue to Brooks Avenue (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,272,000. The plan of financing includes the issuance of \$1,222,000 bonds of the City, which amount is hereby appropriated for the Project, \$9,000 in 2020-21 Cash Capital, \$41,000 in 2021-22 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,222,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,222,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

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

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

Passed unanimously.

Resolution No. 2024-6  
(Int. No. 23)

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

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

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

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

THAT the Council hereby approves the above-subject Project;

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

THAT the sum of \$10,547,905.24 is hereby appropriated pursuant to Ordinance No. 2021-320 as amended by Ordinance No. 2022-106 and Ordinance No. 2022-305 (\$800,000.00), Ordinance No. 2023-241 (\$2,600), Ordinance No. 2024-16 (\$8,473,305.24) and Ordinance No. 2024-17 (\$1,272,000) and made available to cover the cost of participation in the above-described phase of the Project;

THAT in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, this Council shall convene as soon as possible to 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 be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and

THAT this Resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-18

Re: Adventure Place LLC Strong Museum Neighborhood of Play Official Map Amendment – Land Transfer, Right-of-Way Dedication, and Right-of-Way Renaming

Council Priority: Creating and Sustaining a Culture of Vibrancy and Strengthening Neighborhoods

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to improvements at Strong Museum Neighborhood of Play located at 95 S. Union Street - Lot 5 of the Neighborhood of Play Subdivision (Figure 1 & Figure 2). This legislation will:

1. Approve the donation of Tax Account Number: 121.33-1-5.003, also known as Lot 5, from Adventure Place Development, LLC for street purposes (Refer to “Neighborhood of Play Figure 2 – Location Map Lot #5”); and,
2. Amend the Official Map by dedicating the donated parcel Tax Account Number: 121.33-1-5.003 as right-of-way (Refer to “Neighborhood of Play Figure 2 – Location Map Lot #5”); and,
3. Amend the Official Map by dedicating a portion of the donated parcel as right-of-way and naming said parcel Savannah Street (Refer to “Neighborhood of Play Figure 3 – Savannah Street Dedication” Map and Legal Description attached); and,

4. Amend the Official Map by dedicating a portion of the donated parcel as right-of-way and naming said parcel Adventure Place (Refer to “Neighborhood of Play Figure 4 – Adventure Place Dedication” Map and Legal Description attached); and,
5. Amend the Official Map by dedicating a portion of the donated parcel as right-of-way and naming said parcel Manhattan Square Drive (Refer to “Neighborhood of Play Figure 5 – Manhattan Square Drive Dedication” Map and Legal Description attached); and,
6. Amend the Official Map by renaming the following right-of-way from Manhattan Square Drive to Adventure Place (Refer to “Neighborhood of Play Figure 6 – Manhattan Square Drive Right-of-Way Re-Naming to Adventure Place” Map and Legal Description attached);and,
7. Amend the Official Map by renaming the following right-of-way from Savannah Street to Inigo Road (Refer to “Neighborhood of Play Figure 7 – Savannah Street Right-of-Way Re-Naming to Inigo Road” Map and Legal Description attached).

Ordinance No. 2019-126 authorized an agreement and funding for the construction of Adventure Place (the Project) by Adventure Place Development, LLC. The City’s payment of up to \$800,000 to reimburse the Developer for a portion of its Project costs is contingent upon the Developer completing the Project in accordance with the City of Rochester Standards and Specifications to the satisfaction of the City Engineer.

The dedication and renaming authorized herein shall take effect upon the City Engineer or the City Engineer’s designee affirming the satisfaction of conditions necessary for advancing the public interest and maintaining the general welfare.

The City Planning Commission (CPC), at its December 18, 2023 meeting, recommended approval of this dedication and renaming by a vote of 6-0-0. Official Map Amendment (OMA) Application, CPC Recommendation and CPC Meeting Minutes are attached. The abandonment was endorsed by the Traffic Control Board at the November 15, 2023 meeting.

A Public hearing is required.

Respectfully submitted,  
 Malik D. Evans  
 Mayor

Attachment No. AX-13

Ordinance No. 2024-18  
 (Int. No. 24)

**Accepting land donation and amending the Official Map to dedicate the donated land for street purposes and to rename existing streets for the Strong Museum Neighborhood of Play**

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

Section 1. The Council hereby authorizes the acceptance of the donation of the following described parcel for street purposes in the Strong Museum Neighborhood of Play:

<b>Address</b>	<b>Reputed Owner</b>	<b>SBL #</b>
95 South Union St	Adventure Place Development, LLC	121.33-1-5.003

being Lot 5, which is 1.799 acres in size, all as shown on the Neighborhood of Play Subdivision, as recorded in the Monroe County Clerk's Office on December 17, 2019 in Liber 359 of Maps, Page 82. Upon transfer of title to the City, any City taxes and any other City charges, liens or encumbrances against said property are hereby cancelled.

Section 2. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by adding thereto and dedicating for street purposes the donated parcel accepted in Section 1 herein. A street name shall be assigned to each one of the three parts of the donated parcel as follows:

A. As Savannah Street, for the part bounded and described as follows:

All that Tract or Parcel of Land, situate in Township 13, Range 7 of the Phelps & Gorham Purchase, Manhattan Tract, City of Rochester, County of Monroe, and State of New York;

- 1) Beginning at southeast corner of FiveTwentyFive East Broad LL – COMIDA, Tax Account Number: 121.33-1-6.003 ALSO KNOWN AS Lot 3, thence N 47°26'13" E along the westerly right of way for Savannah Street a distance of 32.78 feet, thence
  - 2) Continuing along said westerly right of way for Savannah Street along a curve 91.60 feet to the left, having a radius of 201.00 feet, the chord of which is N 34°22'56" E, with a Delta Angle of 26°06'34" to a point, thence
  - 3) Continuing N 21°19'39" E along said westerly right of way for Savannah Street a distance of 84.47 feet to a point, thence
  - 4) S 68°30' 40" E through Savannah Street a distance of 56.00 feet to a point in the northwesterly corner of lands now or formerly of Indus S Union St LLC COMIDA, Tax Account Number: 121.33-1-89.003 ALSO KNOWN AS LOT 4, thence
  - 5) S 21°19'39" W along said easterly right of way a distance of 84.32 feet to a point, thence
  - 6) Continuing along said right of way along a curve 117.11 feet to the right, having a radius of 257.00 feet, the chord of which is S 34°22'56" W, with a Delta Angle of 26°06'34" to a point, thence
  - 7) S 47°26'13" W along said easterly right of way a distance of 32.77 feet to a point in southwest corner of Indus S Union St LLC COMIDA, Tax Account Number: 121.33-1-89.3 ALSO KNOWN AS Lot 4, thence
  - 8) N 42°34'30" W a distance of 56.00 feet to the POINT OF BEGINNING.
- The above-described parcel contains ± 0.2848 acres (12405.3295 sq. ft.).

B. As Adventure Place, for the part bounded and described as follows:

All that Tract or Parcel of Land, situate in Township 13, Range 7 of the Phelps & Gorham Purchase, Manhattan Tract, City of Rochester, County of Monroe, and State of New York;

- 1) Beginning at a point in the easterly right of way for Chestnut Street at its intersection with the southerly right of way for Manhattan Square Drive, thence S 11°13'07" E a distance of 41.24 feet to a point in the northwesterly corner of lands now or formerly of Margaret Woodbury Strong Museum, Tax Account number: 121.33-1-5.002 also known as Lot 1, thence
- 2) N 78°48'12" E along said northerly lands now or formerly of Margaret Woodbury Strong Museum, Tax Account number: 121.33-1-5.002 also known as Lot 1 a distance of 245.86 feet to a point, thence;
- 3) Continuing along said line along a curve 8.13 feet to the left, having a radius of 522.00 feet, the chord of which is N 78°21'25" E, with a Delta Angle of 00°53'34" to a point, thence;
- 4) N 12°05'22" W continuing along said line a distance of 6.00 feet to a point, thence;
- 5) Continuing along said line along a curve 37.05 feet to the left, having a radius of 516.00 feet, the chord of which is N 75°51'13" E, with a Delta Angle of 04°06'50" to a point, thence;
- 6) S 16°12'12" E continuing along said line a distance of 6.00 feet to a point, thence;
- 7) Continuing along said line along a curve 117.18 feet to the left, having a radius of 522.00 feet, the chord of which is N 67°21'56" E, with a Delta Angle of 12°51'44" to a point, thence;
- 8) N 60°56'04" E continuing along said line a distance of 26.64 feet to a point, thence;
- 9) Continuing along said line along a curve 26.98 feet to the right, having a radius of 225.00 feet, the chord of which is N 64°31'30" E, with a Delta Angle of 06°52'12" to a point, thence;
- 10) S 22°02'48" E continuing along said line a distance of 5.00 feet to a point, thence;
- 11) Continuing along said line along a curve 118.93 feet to the right, having a radius of 220.00 feet, the chord of which is N 83°26'49" E, with a Delta Angle of 30°58'25" to a point, thence;

- 12) S 56°48'05" E continuing along said line a distance of 43.49 feet to a point, thence;
  - 13) Continuing along said line along a curve 101.39 feet to the right, having a radius of 206.01 feet, the chord of which is S 55°51'46" E, with a Delta Angle of 28°11'54" to a point, thence;
  - 14) S 57°34'00" E continuing along said line a distance of 54.31 feet to a point, thence;
  - 15) S 42°34'30" E continuing along said line a distance of 203.17 feet to a point, thence;
  - 16) Continuing along said line along a curve 124.67 feet to the left, having a radius of 280.00 feet, the chord of which is S 55°19'50" E, with a Delta Angle of 25°30'41" to a point, thence;
  - 17) S 68°05'11" E continuing along said line a distance of 67.04 feet to a point in the westerly right of way for South Union Street, thence;
  - 18) N 21°58'15" E along said westerly right of way for South Union Street a distance of 60.00 feet to a point in the division line between lands now or formerly of Indus S Union St LLC COMIDA, Tax Account Number: 121.33-1-89.3 also known as southeast corner of Lot 4 on the north and lands now or formerly of Adventure Place Development LL, Tax Account Number: 121.33-1-5.003 also known as Lot 5 on the south, thence;
  - 19) N 68°05'11" W along said division line a distance of 67.10 feet to a point, thence;
  - 20) Continuing along said division line along a curve 97.96 feet to the right, having a radius of 220.00 feet, the chord of which is N 55°19'50" W, with a Delta Angle of 25°30'41" to a point, thence;
  - 21) N 42°34'30" W continuing along said division line a distance of 258.53 feet to a point, said point being in the division line between lands now or formerly of FiveTwentyFive East Broad LL – COMIDA, Tax Account Number: 121.33-1-6.003 also known as Lot 3 on the north and lands now or formerly of Adventure Place Development LL, Tax Account Number: 121.33-1-5.003 also known as Lot 5 on the south, thence;
  - 22) Along the westerly extension of the northerly line of Adventure Place along a curve 382.36 feet to the left, having a radius of 280.00 feet, the chord of which is N 81°41'44" W, with a Delta Angle of 78°14'29" to a point in the easterly right of way for Manhattan Square Drive, thence;
  - 23) Along said easterly right of way along a curve 41.30 feet to the right, having a radius of 127.50 feet, the chord of which is S 31°09'49" W, with a Delta Angle of 18°33'41" to a point, thence;
  - 24) S 78°47'17" W continuing along said right of way for Manhattan Square Drive a distance of 30.92 feet to point, thence;
  - 25) Continuing along said right of way along a curve 49.83 feet to the right, having a radius of 111.00 feet, the chord of which is S 65°55'11" W, with a Delta Angle of 25°43'24" to a point, thence;
  - 26) S 78°46'53" W a distance of 299.04 feet to the POINT OF BEGINNING.
- The above-described parcel contains ± 1.507 acres (65633 sq. ft.).

C. As Manhattan Square Drive, for the part bounded and described as follows:

All that Tract or Parcel of Land, situate in Township 13, Range 7 of the Phelps & Gorham Purchase, Manhattan Tract, City of Rochester, County of Monroe, and State of New York;

- 1) Beginning at the southwest corner of lands now or formerly of FiveTwentyFive East Broad LL – COMIDA, Tax Account Number: 121.33-1-6.003 also known as Lot 3, thence N 29°03'54" W along the westerly boundary of lands now or formerly of FiveTwentyFive East Broad LL – COMIDA, Tax Account Number: 121.33-1-6.003 a distance of 5.94 feet to a point, thence;
- 2) Continuing along said westerly boundary along a curve 20.59 feet to the right, having a radius of 61.00 feet, the chord of which is N 19°23'43" W, with a Delta Angle of 19°20'23" to a point in the easterly right of way for Manhattan Square Drive, thence;
- 3) S 21°19'25" W along said easterly right of way for Manhattan Square Drive a distance of 38.96 feet to a point, thence;
- 4) Continuing along said easterly right of way for Manhattan Square Drive along a curve 1.24 feet to the right, having a radius of 127.50 feet, the chord of which is S 21°36'12" W, with a Delta Angle of 00°33'33" to a point in the easterly right of way for Manhattan Square Drive, thence;
- 5) along the westerly extension of the north line of Adventure Place along a curve 27.55 feet to the right, having a radius of 280.00 feet, the chord of which is N 62°00'10" E, to a to the POINT OF BEGINNING.

The above-described parcel contains ± 0.008 acres (332 sq. ft.)

Section 3. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by renaming the following described segment of Manhattan Square Drive as Adventure Place:

All that Tract or Parcel of Land, situate in Township 13, Range 7 of the Phelps & Gorham Purchase, Manhattan Tract, City of Rochester, County of Monroe, and State of New York.

- 1) Beginning at a point in easterly Right of way for Chestnut Street at its intersection with the northerly right of way for Manhattan Square Drive; thence S 11°13'07" E along said easterly right of way for Chestnut Street a distance of 28.50 feet to a point in the right of way for Manhattan Square Drive, thence;
- 2) N 78°46'53" E along said southerly Right of way for Manhattan Square Drive a distance of 299.04 feet to a point, thence;
- 3) Continuing along said southerly Right of way a distance along a curve to the left of 49.83 feet having a radius of 111.00 feet, the chord of which is N 65°55'11" E , having a Delta 25°43'24" to a point, thence;
- 4) Continuing N 78°47'17" E along said southerly Right of way a distance of 30.92 feet to a point, thence;
- 5) Continuing along said southerly Right of way a distance along a curve of 41.30 feet to the left, having a radius of 127.50 feet the chord of which is N 31°09'49" E, having a Delta 18°33'41" to a point, thence;
- 6) Continuing through said Right of way a distance along a curve of 75.94 feet to the right, having a radius of 222.00 feet the chord of which is S 68°58'40" W having a Delta 19°35'57" to a point, thence;
- 7) S 78°46'53" W along the northerly Right of way for Manhattan Square Drive a distance of 331.38 feet to the POINT OF BEGINNING.

The above-described parcel contains 0.245 acres (10688.214 sq. ft.).

Section 4. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by renaming the following described segment of Savannah Street as Inigo Road:

All that Tract or Parcel of Land, situate in Township 13, Range 7 of the Phelps & Gorham Purchase, Manhattan Tract, City of Rochester, County of Monroe, and State of New York;

- 1) Beginning at a point in the westerly right of way for South Union Street at its intersection with the northeasterly property line of lands now or formerly of Indus S Union St LLC COMIDA, Tax Account Number: 121.33-1-89.3 also known as Lot 4; thence along a curve 12.63 feet to the left, having a radius of 8.00 feet, the chord of which is N 23°16'14" W, having a Delta Angle of 90°25'05", thence;
- 2) N 68°30'40" W along the southerly right of way for Savannah Street a distance of 200.20 feet, thence;
- 3) N 15°31'35" E through the right of way for Savannah Street a distance of 55.30 feet to a point said point being the southwest property line of lands now or formerly of Set Housing Development Fund Company, Inc, Tax Account Number: 121.33-1-90 on the north, thence;
- 4) S 68°30'40" E along said northerly right of way for Savannah Street a distance of 206.46 feet, thence;
- 5) Continuing along said right of way along a curve 12.50 feet to the left, having a radius of 8.00 feet, the chord of which is N 66°43'48" E, a Delta Angle of 89°31'05" to a point in the westerly right of way for South Union Street, thence;
- 6) S 21°58'15" W a distance of 71.00 feet to the POINT OF BEGINNING.

The above-described parcel contains ± 0.264 acres (11650 sq. ft.)

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-19  
Ordinance No. 2024-20  
Ordinance No. 2024-21

Re: River Street Realignment Project

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems  
Transmitted herewith for your approval is legislation related to the River Street Realignment Project. This legislation will:

1. Authorize the issuance of street bonds totaling \$1,210,000 and the appropriation of the proceeds thereof to finance right-of-way acquisitions and a portion of the construction and resident project representation services for the Project; and,
2. Authorize the acquisition, by negotiation, a portion of 527 River Street from the United States Government; and,
3. Amend the Official Map by abandoning a portion of the River Street public right-of-way.

The acquisition is required for the realignment of River Street. The City has negotiated the acquisition of a portion of 527 River Street and is in the process of negotiating the acquisition of additional River Street parcels with a private owner. The US Government will retain a portion of the parcel, which is not needed for the street project.

The value of the property acquisition was established by an independent appraisal performed by Brucker, Tillett, Rossi, Cahill & Associates in August 2022. The total acquisition cost, including closing costs, will not exceed \$80,000 and will be funded from bonds issued herein. Property acquisition information is as follows:

Reputed Owner	Property Address	Tax Account No.	Area in FEE Square Feet +/-	Acquisition Cost
United States Government	527 River Street	047.63-1-1.002	11,493	\$80,000

The abandonment of the existing right-of-way, which adjoins 520 River Street, will result in that rightof-way portion being added to the existing US Government property at 520 River Street and creating a larger waterfront parcel for the US Government.

The Project includes the realignment of River Street from the CSX at-grade railroad crossing (adjacent to 503 River Street) to 565 River Street. This work was originally planned within the Port Of Rochester Harbor Improvement Project but was subsequently placed on hold pending needed property acquisitions. Final design is nearly complete and the City is now in the final stages of acquiring the properties. Future Council legislation will include the acquisition of 503 River Street.

The Project will include, but is not limited to, street realignment, pavement reconstruction, curbs, curb ramps, catch basins, manhole frames and covers, street lighting, signage, tree plantings, and other various improvements. In addition, the Project includes a multi-use trail that will connect the existing Genesee Riverway Trail (at the CSX at-grade railroad crossing) to the multi-use trail along River Street to the north. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

The Project will be funded as follows:

Source of Funds	Design & CSX	ROW	Estimated Construction and RPR	Total
Bonds authorized herein	0	210,000	1,000,000	\$1,210,000
Pure Waters Reimbursement to be appropriated	0	0	66,000	\$66,000
2014-15 Cash Capital	6,255	0	0	\$6,255
2019-20 Cash Capital	190,000	0	0	\$190,000
2020-21 Cash Capital	0	0	12,500	\$12,500
Total	\$196,255	\$210,000	\$1,078,500	\$1,484,755

The abandonment authorized herein shall take effect upon completion of transfer of land between the City of Rochester and the United States Government and upon the City Engineer or the City Engineer's designee affirming the satisfaction of conditions necessary for advancing the public interest and maintaining the general welfare.

The City Planning Commission (CPC), at its November 28, 2022 meeting, recommended approval of this abandonment by a vote of 7-0-0. The CPC Staff Report, minutes and CPC Recommendation are attached. The abandonment was endorsed by the Traffic Control Board at the December 7, 2022 meeting.

A public hearing for amending the official map is required.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-14

Ordinance No. 2024-19  
(Int. No. 25)

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,210,000 Bonds of said City to finance the River Street Realignment Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the River Street Realignment Project extending from CSX Transportation's at-grade railroad crossing adjacent to 503 River Street and extending northward to 565 River Street, to include street realignment, pavement reconstruction, curbs, curb ramps, catch basins, manhole frames and covers, street lighting, signage, tree plantings, and other improvements as well as establishing a parallel multi-use trail that will connect to the existing Genesee Riverway Trail (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,484,755. The plan of financing includes the issuance of \$1,210,000 bonds of the City, which amount is hereby appropriated for the Project, \$66,000 in anticipated Monroe County Pure Waters

reimbursements, \$6,255 in 2014-15 Cash Capital, \$190,000 in 2019-20 Cash Capital, \$12,500 in 2020-21 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,210,000 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 \$1,210,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20(c) of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2024-20  
(Int. No. 26)

**Authorizing the acquisition by negotiation of real property for the River Street Realignment Project**

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

Section 1. The Council hereby approves the acquisition of the following parcel of land for up to the maximum acquisition amount indicated to effectuate the River Street Realignment Project:

<b>Address</b>	<b>Reputed Owner</b>	<b>SBL #</b>	<b>Maximum Acquisition Amount</b>
Part of 527 River Street	U.S. Government	Part of 047.63-1-1.002	\$80,000

being more particularly bounded and described as follows:

Beginning in the westerly street right-of-way line of River Street (82.5 feet wide), South 26° 51' 53" West, 264.00 feet from the north end of River Street (30.0 feet wide) and the southeast corner of City Tax Parcel No. 047.63-01-03.6, lands now or formerly owned by T & S Holding Corporation; said point also being located North 26° 51' 53" East a distance of 655.46 feet from the intersection of the northerly right-of-way line of Latta Road (64.8 feet wide) and the westerly right-of-way line of River Street; thence

- 1) North 63° 14' 07" West, along said southerly bounds of Tax Parcel No. 047.63-01-01.2, a distance of 88.66 feet to lands now or formerly owned by New York Central Lines LLC; thence
- 2) North 07° 20' 53" East, along said easterly bounds of said lands of New York Central Lines LLC, a distance of 139.96 feet to a point; thence
- 3) South 63° 14' 07" East, along the southerly bounds of lands now or formerly owned by the City of Rochester, City Tax Parcel No. 047.63-01-02, a distance of 72.43 feet to the easterly bounds of a proposed street right-of-way; thence
- 4) South 03° 21' 42" West, along the chord of a curve to the left having a radius of 366.00 feet and a curve length of 58.29 feet, along the easterly bounds of said proposed street right-of-way, a distance of 58.23 feet to a point of tangency in said proposed street right-of-way; thence
- 5) South 07° 55' 28" East, continuing said proposed street right-of-way, a distance of 59.02 feet to the current westerly right-of-way of River Street; thence
- 6) South 26° 51' 53" West, along said westerly right-of-way of River Street, a distance of 33.11 feet to the Point or Place of Beginning.

Hereby intending to describe a parcel of land containing 11493 square feet, more or less, all as shown as parcel P3 on a map entitled "Map of Lands to be Acquired for Street Purposes – 527 River Street", prepared by the City of Rochester Office of Maps & Surveys and dated July 16, 2012 and revised December 1, 2022.

Section 2. The acquisition amount and necessary closing costs shall be funded from the proceeds of bonds appropriated in a concurrent ordinance.

Section 3. City taxes and other current-year charges against said parcel shall be canceled from the date of acquisition closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City owns the parcel, shall also be canceled.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2024-21  
(Int. No. 27)

**Amending the Official Map by abandoning a portion of the River Street right-of-way**

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by changing and deleting therefrom a portion of River Street, heretofore dedicated to street purposes, that adjoins 520 River Street, being more particularly bounded and described as follows:

Commencing at a point in the westerly highway boundary line of River Street (82.5 feet wide) being 655.46 feet northerly from its intersection with the northerly highway boundary line of Latta Road (variable width); thence

- A) Easterly and through said River Street, forming an angle of 90° 06' 00" in the southeast quadrant, S63° 14' 07" E a distance of 82.50 feet to a point on the easterly highway boundary line of River Street and the true point of BEGINNING; thence
  - 1) Westerly forming an angle of 90° 06' 00" in the northwest quadrant, N63° 14' 07" W a distance of approximately 39.50 feet to a point within the current right of way of River Street (82.5 feet wide); thence
  - 2) Northerly at an interior angle of 89° 54' 00", parallel with the easterly bounds of River Street, N26° 51' 53" E a distance of 132.00 feet to a point on the current northerly bounds of said River Street (82.5 feet wide); thence
  - 3) Easterly and forming an interior angle of 90° 06' 00", along said northerly bounds of River Street (82.5 feet wide), S63° 14' 07" E a distance of approximately 39.50 feet to a point on the easterly bounds of said River Street (82.5 feet wide); thence
  - 4) S26° 51' 53" W along the easterly bounds of said River Street (82.5 feet wide), a distance of approximately 132.00 feet to the point or place of BEGINNING.

This amendment shall be contingent upon the City Engineer affirming the satisfaction of necessary conditions.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-22  
Re: Amendatory Agreement – Ravi Engineering and Land Surveying, P.C. – 2023 Lead Line Replacement Project Grant No. 18998

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation authorizing an amendatory professional services agreement with Ravi Engineering and Land Surveying, P.C. (Nagappa Ravindra, President, 2110 South Clinton Ave, Suite 1, Rochester, New York) to provide professional construction management and resident project representative (RPR) services related to the 2023 Lead Service Line Replacement Project Grant No.18998 funded by the New York State Water Infrastructure Improvement Act. The original agreement for \$750,000 was authorized in Ordinance No. 2023-78. This amendment will increase the compensation by \$600,000 to a maximum total of \$1,350,000. The cost of the amendatory agreement will be funded from 2023-24 Cash Capital.

The original agreement included inspection of the 2022 2A & 2B Lead Service Line Replacement Projects. The amendatory agreement will provide construction inspection and RPR services for the 2023 Lead Service Line Replacement Project Grant No.18998, including but not limited to, full inspection of all work performed by the contractors, all equipment and materials installed and certification of compliance with the contract documents.

Construction is anticipated to begin in summer 2024 and be substantially complete in summer 2025. The professional services amendatory agreement will result in the creation and/or retention of the equivalent of 6.5 full-time jobs.

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

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-15

Ordinance No. 2024-22  
(Int. No. 28)

### **Authorizing an amendatory agreement relating to the 2023 Lead Line Replacement Project**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Ravi Engineering and Land Surveying, P.C. to provide additional construction management and resident project representation services for lead line replacement projects. The agreement authorized in Ordinance. No. 2023-78 is hereby authorized to be amended to extend the scope of work to projects conducted pursuant to the 2023 Lead Line Replacement Project Grant No. 18999 funded by the NYS Water Infrastructure Improvement Act and to increase the maximum compensation by \$600,000 to a new total of \$1,350,000. The compensation increase shall be funded from 2023-24 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 unanimously.

By Councilmember Gruber  
January 23, 2024

To the Council:

The **BUDGET, FINANCE & GOVERNANCE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

- Int. No. 29      Authorizing an agreement for human resources legacy data retention
- Int. No. 30      Authorizing agreement for drug and alcohol testing
- Int. No. 31      Authorizing an agreement relating to the Racial and Structural Equity (RASE) Commission's recommendations
- Int. No. 32      Authorizing an amendatory agreement for real estate title services
- Int. No. 33      Authorizing an agreement for the recruitment and selection of an Executive Director for the Police Accountability Board

Respectfully submitted,  
Mitch Gruber  
Stanley Martin  
Bridget Monroe  
Lashay D. Harris (*absent*)  
Miguel A. Meléndez Jr.

**BUDGET, FINANCE & GOVERNANCE COMMITTEE**

Received, filed & published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2024-23

Re:      Agreement – Harmony Healthcare IT, Human Resources Legacy Data Retention

Transmitted herewith for your approval is legislation establishing \$353,127 as maximum compensation for an agreement with Harmony Healthcare IT (Tom Liddell, CEO) of South Bend, Indiana, to provide data migration, retention, and access software for City of Rochester legacy human resources information. The term of the agreement will be for seven (7) years and will be funded from the 2023-24 (\$61,161), 2024-25 (\$48,661), 2025-26 (\$48,661), 2026-27 (\$48,661), 2027-28 (\$48,661), 2028-29 (\$48,661), and 2029-30 (\$48,661) Budgets of the Department of Human Resource Management, contingent upon approval of future budgets.

This software solution is needed to retain and access historic human resource data from multiple legacy systems, such as Sigma and HRIS. These systems hold information such as W-2 history, payroll registers, retirement information, job application history, and civil service lists which are required by law to be retained for various durations of time. In addition, these current legacy systems are no longer supported by the companies that developed them and reside on servers that are no longer supported by Microsoft.

Harmony Healthcare IT was selected through a request for proposal process described in the attached summary.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-16

Ordinance No. 2024-23  
(Int. No. 29)

**Authorizing an agreement for human resources legacy data retention**

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 Harmony Healthcare IT to provide and service data migration, retention and access software for the City's legacy human resource information. The term of the agreement shall be seven years. The maximum compensation for the agreement shall be \$353,127, which shall be funded from the Budgets of the Department of Human Resource Management as follows: \$61,161 from 2023-24, \$48,661 from 2024-25, \$48,661 from 2025-26, \$48,661 from 2026-27, \$48,661 from 2027-28, \$48,661 from 2028-29 and \$48,661 from 2029-30, contingent upon approval of the latter years' budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-24  
Re: Agreements – Energetix Corporation, Drug and Alcohol Testing

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$287,550 as maximum total compensation for an agreement with Energetix Corporation (Susan Lobsinger, President) of Oklahoma City, Oklahoma, to provide drug and alcohol testing services for the City. The agreement will have a term of three years, with the option for two one-year renewals, and will be funded from the 2023-24, 2024-25, 2025-26, and 2026-27 Budgets for Undistributed Expenses in the annual amounts of \$47,925, \$95,850, \$95,850, and \$47,925, respectively, contingent upon approval of future budgets. The optional renewals will be funded from the 2026-27, 2027-28, and 2028-29 Budgets for Undistributed Expenses in the annual amounts of \$47,925, \$95,850, and \$47,925, respectively, contingent upon approval of future budgets.

Energetix Corporation has provided drug and alcohol testing services for the City since 2012 and will continue to provide, as required by the Omnibus Transportation Employee Testing Act, random, follow-up and post-accident testing for drugs and alcohol for employees whose duties require the possession of a commercial driver's license, and drug and alcohol testing of

Emergency Communications Department employees, as required by the AFSCME collective bargaining agreement. Additionally, pre-employment testing will be performed for all new hires with the City, in addition to pre-employment testing for Police Officer and Firefighter candidates.

Energetix Corporation was selected through a request for proposals process, as described in the attached summary, based on their competitive pricing structure and ease of access to collection sites.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-17

Ordinance No. 2024-24  
(Int. No. 30)

**Authorizing agreement for drug and alcohol testing**

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 Energetix Corporation to provide drug and alcohol testing for pre-employment and for New York State Department of Transportation compliance testing and reporting. The term of the agreement shall be three years with the option to extend for up to two periods of one year each. The maximum compensation for the initial term shall be \$287,550, which shall be funded from the Budgets for Undistributed Expenses as follows: \$47,925 from 2023-24, \$95,850 from 2024-25, \$95,850 from 2025-26 and \$47,925 from 2026-27, contingent upon approval of the future years' budgets. The maximum compensation for the two optional term extensions shall be \$191,700, which shall be funded from the Budgets for Undistributed Expenses as follows: \$47,925 from 2026-27, \$95,850 from 2027-28 and \$47,925 from 2028-29, contingent upon approval of the future years' budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-25  
Re: Agreement – Urban League of Rochester, N.Y., Inc – oversight of the Racial and Structural Equity (RASE) Report recommendations.

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation which will:

1. Authorize an intermunicipal agreement with Monroe County for receipt and use of \$50,000 to support activities relating to implementation of recommendations in the Racial and Structural Equity (RASE) report, including a City contract with the Urban League of Rochester, N.Y., Inc. (Urban League).
2. Authorize a professional services agreement with the Urban League (Dr. Seanelle Hawkins, President and CEO, Rochester, NY) to provide services related to oversight of RASE report recommendations. The maximum compensation will be \$100,000 with a term of one year. The compensation will be funded from the 2023-24 Budget of the Mayor's Office reflecting the \$50,000 from Monroe County described above (anticipated and included in the 2023-24 Budget) along with \$50,000 in City funds.

In City Council Ord. No. 2022-261, as amended by Ordinance No. 2022-365, the City authorized an initial Urban League contract to provide RASE related services and oversight. This new contract will continue that important work. The RASE recommendations include items that fall under the jurisdiction of the City, the County, the Rochester City School District (RCSD) and the community-at-large. Mayor Evans and County Executive Bello agree that the Urban League is the appropriate entity to continue to lead the RASE initiative with a collaborative, community-wide perspective. As a result of their natural role in providing community leadership, the Urban League has participated in monthly meetings on the RASE initiative with the City, County, and RCSD, and will continue to serve as the voice of the community going forward. A No-RFP Justification is attached.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-18

Ordinance No. 2024-25  
(Int. No. 31)

**Authorizing an agreement relating to the Racial and Structural Equity (RASE) Commission's recommendations**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for the receipt and use of \$50,000 from the County to support implementing the recommendations in the Racial and Structural Equity (RASE) Report. The term of the agreement shall be one year.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Urban League of Rochester, N.Y., Inc. to oversee community implementation of the recommendations set forth in the RASE Commission's report. The agreement shall have a term of one year. The maximum compensation shall be \$100,000, which shall be funded from the 2023-24 Budget of Office of the Mayor.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-26  
Re: Amending Real Estate Title Services Agreement

Transmitted herewith for your approval is legislation amending the professional services agreement with Independent Title Agency, LLC, 200 Canal View Blvd. in Brighton, New York (Denise Harbaugh, Manager) to provide real estate title services. It would amend the agreement authorized in Ordinance No. 2022-122 to increase the maximum annual compensation by \$50,000 to a new total of \$300,000. The amendatory compensation will be funded from the 2023-24 Budget of Undistributed Expenses for the current year and from the 2024-25 Budget of Undistributed Expenses for any optional extension of the term, contingent upon the approval of the later year's budget.

The number of title searches required by the City over the last year was unusually high, due to increased Code Enforcement, demolition, and foreclosure activity. The Law Department expects this demand to be the new normal in future years due to the City's increased focus on housing and neighborhood quality issues.

The Law Department is currently conducting a Request for Proposals process for the coming year, in order to provide for the increased volume of title services required for foreclosure and Code Enforcement, and will soon commence an RFP process for term contracts with title service providers, as well.

Independent Title Agency, LLC was previously selected through a request for proposal process described in the attached summary, which was provided when the original agreement was authorized. Pricing has not changed and Independent Title is still the most cost-effective option for the City.

Respectfully submitted,  
Malik D. Evans  
Mayor

Ordinance No. 2024-26  
(Int. No. 32)

**Authorizing an amendatory agreement for real estate title services**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Independent Title Agency, LLC for the provision of title services. The agreement authorized in Ordinance No. 2022-122 shall be amended to increase the maximum annual compensation by \$50,000 to a new total of \$300,000. The amendatory compensation shall be funded from that same years' Budgets of Undistributed Expenses as provided for in the original agreement, contingent on the approval of future years' budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-27  
Re: Agreement – WBCP, Inc. for Police Accountability Board Executive Director Search

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with WBCP, Inc. (Wendi Brown, President, Rogue River, Oregon), for executive search services for recruitment and selection of the position of Executive Director for the Police Accountability Board. The cost of this agreement will be funded from the 2023-24 Budget of the City Council & Clerk.

WBCP, Inc. was selected for these services through a Request for Proposal process described in the attached summary. Also included is the Request for Proposal that was issued in October, as well as the selected firm's proposal.

Respectfully submitted,  
Miguel A. Meléndez Jr.  
City Council President

Attachment No. AX-19

Ordinance No. 2024-27  
(Int. No. 33)

**Authorizing an agreement for the recruitment and selection of an Executive Director for the Police Accountability Board**

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 WBCP, Inc. to conduct a nationwide search for qualified candidates and to assist with the selection of an Executive Director for the Police Accountability Board. The term of the agreement shall continue until a qualified candidate's acceptance of the City's offer of employment as the Executive Director for the Police Accountability Board. The maximum compensation for the agreement shall be \$40,000, which shall be funded from the 2023-24 Budget of the City Council & Clerk.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot  
January 23, 2024

To the Council:

The **PUBLIC SAFETY COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 34      Authorizing an agreement and amending the 2023-24 Budget for Motor Vehicle Theft and Insurance Fraud Prevention

Respectfully submitted,  
Willie J. Lightfoot  
Mitch Gruber  
Mary Lupien (*absent*)  
Stanley Martin  
Bridget Monroe  
Michael A. Patterson  
Kimberly Smith (*absent for vote on Int. No. 34*)  
LaShay D. Harris (*absent*)  
Miguel A. Meléndez Jr.  
**PUBLIC SAFETY COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2024-28  
Re:      Agreement – New York State Division of Criminal Justice Services, Motor Vehicle Theft and Insurance Fraud Prevention Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$49,600 for the Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant, and amending the 2023-24 Budget of the Police Department by \$25,400 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime in the amount of \$47,200 to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides \$2,400 to train police officers in specialized anti-theft techniques and technology. This grant does not cover fringe which is estimated at \$16,700.

The term of this agreement is January 1, 2024 through December 31, 2024. RPD has received this grant for over 10 years.

Respectfully submitted,  
Malik D. Evans  
Mayor

Attachment No. AX-20

Ordinance No. 2024-28  
(Int. No. 34)

**Authorizing an agreement and amending the 2023-24 Budget for Motor Vehicle Theft and Insurance Fraud Prevention**

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 grant funds from the Motor Vehicle Theft and Insurance Fraud Prevention program in the amount of \$49,600. The term of the agreement shall be from January 1, 2024 to December 31, 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 Police Department by \$25,400 to reflect the receipt of a portion of the grant funds authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez  
January 23, 2024

To the Council:

The **COMMITTEE OF THE WHOLE** recommends the following entitled legislation to be **HELD** In Committee:

Int. No. 35      Resolution confirming the appointment of the Budget Director

Int. No. 36      Resolution confirming the appointment of the Corporation Counsel

Respectfully submitted,  
Miguel A. Meléndez, Jr.  
LaShay D. Harris (*absent*)  
Mitch Gruber  
Willie J. Lightfoot  
Mary Lupien (*absent*)  
Stanley Martin  
Bridget Monroe  
Michael A. Patterson  
Kimberly Smith

**COMMITTEE OF THE WHOLE**

Received, filed and published.

Motion to discharge Int. No. 35 from the Committee by President Meléndez;  
2<sup>nd</sup> by Councilmember Patterson.  
Motion to discharge adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2024-7  
Re: Confirmation of the Budget Director

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Suzanne P. Warren.

Suzanne P. Warren's resume is on file in the City Clerk's Office.

Respectfully submitted,  
Malik D. Evans  
Mayor

Resolution No. 2024-7  
(Int. No. 35)

**Resolution confirming the appointment of the Budget Director**

WHEREAS, the Mayor has appointed Suzanne P. Warren to the position of Budget Director, subject to confirmation by the City Council, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Suzanne P. Warren as Budget Director.

This resolution shall take effect immediately.

Adopted unanimously.

Motion to discharge Int. No. 36 to the Committee by President Meléndez ;  
2<sup>nd</sup> by Councilmember Patterson.  
Motion to discharge passed unanimously.

Motion to adopt by Councilmember Gruber; 2<sup>nd</sup> by Councilmember Patterson.  
Motion to adopt passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2024-8  
Re: Confirmation of the Corporation Counsel

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Patrick Beath.

Patrick Beath's resume is on file in the City Clerk's Office.

Respectfully submitted,  
Malik D. Evans  
Mayor

Resolution No. 2024-8  
(Int. No.36)

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

WHEREAS, the Mayor has appointed Patrick Beath to the position of Corporation Counsel, subject to confirmation by the City Council, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Patrick Beath as Corporation Counsel.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 6:37 pm.

HAZEL L. WASHINGTON  
City Clerk