

ROCHESTER CITY COUNCIL

REGULAR MEETING

November 9, 2021

Due to the current high transmission rate of the Delta variant of the Covid-19 coronavirus in Monroe County under CDC guidelines and in accordance with the new State law enacted on September 2 (Chapter 417), the meeting was conducted remotely via video conferencing on Zoom and streamed live for public viewing on the Internet via the Council's Facebook and YouTube pages and on City 12, the City's government access channel that is available to Spectrum Cable subscribers – Channel 1303.

Present –President Scott, Councilmembers Evans, Gruber, Harris, Lightfoot, Lupien, Meléndez, Patterson, Peo – 9.

President Scott requested the Council to pause for a Moment of Silence.

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

**Retirement:**

**DES:**

Ricky Kessler

**ECD:**

Jeffery Leusch

**RFD**

John Peckham  
Kathleen Ward-McManus

**RPD:**

Michael Kraus  
Cynthia Muratore  
Joanne Woodworth

**APPROVAL OF THE MINUTES**

By Councilmember Peo

RESOLVED, that the minutes of the Regular Meeting on October 12, 2021 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Mayor submits the following:

Quarterly Report – **Administrative Cancellation or Refund of Erroneous Taxes and Charges** – October, 2021 – Comm # 4345-21

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

The Council submits Disclosure of Interest Forms from **Councilmember Harris** on Int. No. 419

**THE COUNCIL PRESIDENT** --- RECEIVED AND FILED.  
PUBLIC HEARINGS.

**Pursuant to law, public hearings were held on November 4, 2021 on the following matters:**

Amending the Zoning Map by changing the zoning classification of 35 Shelbourne Road and 20 Elmerston Road Int. No. 388

Three (3) speakers

Amending the Zoning Map by changing the zoning classification of 36 Council Street Int. No. 389

No speakers

Authorizing a change in traffic flow on Bradford Street Int. No. 394

One (1) speaker

Authorizing a change in traffic flow on Manila Street Int. No. 395

No speakers

Authorizing the alteration of pavement widths relating to the Milling & Resurfacing Project for Chestnut Street (East Broad Street to East Main Street), East Avenue (East Main Street to Alexander Street), North Goodman Street (Peck Street to Bay Street and Clifford Avenue to City Line) Int. No. 396

No speakers

REPORTS OF STANDING COMMITTEES  
AND ACTION THEREON

By Councilmember Evans  
November 9, 2021

To the Council:

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

- |              |  |
|--------------|--|
| Int. No. 377 | Local Law amending and extending the Residential-Commercial Urban Exemption Program                    |
| Int. No. 378 | Authorizing an agreement for the administration of the GROW Rochester program                          |
| Int. No. 379 | Appropriating funds and amending the 2021-22 Budget for the Kiva Rochester small business loan program |
| Int. No. 380 | Authorizing an amendatory agreement for special event production services                              |
| Int. No. 411 | Authorizing an agreement to support future phases of the RASE Commission mission project               |
| Int. No. 418 | Authorizing an amendatory agreement to increase the maximum compensation for conflict counsel services |

The **FINANCE COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee

- |              |  |
|--------------|--|
| Int. No. 414 | Resolution approving the establishment of a Fifteen Dollar minimum wage for all City employees |
|--------------|--|

Respectfully submitted,  
Malik Evans  
LaShay D. Harris  
Michael A. Patterson  
Willie J. Lightfoot  
Loretta C. Scott  
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL  
Ladies and Gentlemen:

Local Law #14  
Re: Reauthorization - Residential Commercial  
Urban Exemption Program

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation reauthorizing the Residential Commercial Urban Exemption Program (CUE) under RPTL 485-a.

CUE was originally authorized by City Council in March 2003 by Local Law No. 3, under New York State Real Property Tax Law. The program allows cities with populations of between 50,000 and 1,000,000 to provide tax exemptions for certain classes of mixed-use properties. Since 2003 CUE has been re-authorized five times with the last one being in December 2018 under Local Law No. 1 of 2019.

The objective of the program is to facilitate the conversion of underutilized office, retail, manufacturing, and warehouse buildings to promote downtown residential use. Under CUE, a non-residential property, upon conversion to mixed-use (residential-commercial), can be partially exempted from taxation and special ad valorem levies for a period of twelve years. The exemption is applied only to the increase in assessed value attributable to the conversion to mixed-use.

In years 1-8, the exemption applies to 100% of the increase in assessment attributable to the conversion to mixed-use; in the years that follow, the exemption is reduced by 20% each year, with full taxation applying in year 13 and beyond. CUE is restricted to mixed-use conversion projects located in the Center City District. To qualify for the exemption, property owners must invest at least \$250,000 in converting the property, and provide a minimum of 25% of the total developed space for use as rental housing.

This program is being modified to require community benefits as follows: 20% of the total number of residential units must be affordable to households earning at or below 60% of Area Median Income (AMI). Projects will also be subject to the City's Minority and Women-Owned Business Enterprises (MWBE) and workforce goals. The City's MWBE goal is 30%, the workforce minority goal is 20%, the workforce female goal is 6.9%, and the City of Rochester resident workforce goal is 25%.

Since its inception, 29 property owners have qualified for the CUE Program; ten of which have expired and are now fully taxable. There are five applications pending with the renovations either proposed or currently in progress. The 29 projects that are currently or formerly enrolled have resulted in an investment of more than \$100 Million and the creation of 685 housing units in the Center City. The value of these properties has increased by more than \$61 million. The five proposed or pending projects will create an additional 183 dwelling units.

The current authorization for CUE expires in December 2021. If authorized, the extension will expire in December 2024.

A State Environmental Quality Review Act (SEQRA) was completed, and the program was determined to be a Type 2 activity.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-180

**Local Law amending and extending the Residential-Commercial Urban Exemption Program**

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

Section 1. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended in Section 6-71-7, Residential-Commercial Urban Exemption Program, to read as follows:

The Council hereby provides for the exemption of real property from taxation as authorized in § 485-a of the Real Property Tax Law to real property located in the Center City Zoning District, provided that the cost of conversion to mixed-use property exceeds the sum of \$250,000 and provided further that as a result of the conversion at least 25% of the total developed floor space is used for residential purposes. Moreover, for properties that qualify for participation in the exemption program on the basis of a conversion project that is commenced by means of a building permit issued on or after January 1, 2022:

- A. no less than twenty per (20%) of the premises’ residential units shall be affordable to households earning no more than sixty percent (60%) of the median income for a household of the same size in the Rochester Metropolitan Statistical Area (“Area Median Income” or “AMI”); and
  
- B. prior to hiring and retaining the contractors, consultants, workers and commodity vendors for said conversion project, the developer shall commit to comply with the minority and women business enterprise (MWBE) and workforce participation goals that the City mandates for public works in Ordinance No. 2018-54, or as modified or replaced by any subsequent ordinance; the developer shall submit to the City MWBE Officer and obtain said officer’s approval for a detailed plan that describes how the developer will seek to achieve the City’s MWBE and workforce participation goals (“MWBE Plan”), which shall include reporting and documentation requirements; and a property’s eligibility for the exemption program may be denied or revoked if the MWBE Officer determines that the conversion project has not been conducted in accordance with an approved MWBE Plan.

Section 2. Section 6-71.7 of the Charter of the City of Rochester, Residential-Commercial Urban Exemption Program, as amended, shall remain in effect for the 2022, 2023 and 2024 assessment rolls. Any property that is granted an exemption on one of those rolls shall remain eligible for the additional years of exemption on that property, provided the property continues to meet the requirements of New York State Real Property Tax Law Section 485-a.

Section 3. This local law shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien – 1.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-339  
Re Agreement – Children’s Institute, Inc.,  
GROW Rochester

Council Priority – Support the Creation  
of Effective Educational Systems

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an agreement with the Children’s Institute, Inc., (Ann Marie White, Ed.D., CEO, Rochester New York), for the administration of the GROW Rochester program. The cost of the agreement will be funded from the 2021-22 Budget of Undistributed Expenses, and the term will be for one year with the option for two one-year renewals. The optional renewals will be funded from the 2022-23 and 2023-24 Budgets of Undistributed Expenses for an amount not to exceed \$50,000 annually, contingent upon approval of the future budgets.

GROW Rochester is a collaborative of various early childhood agencies created to conduct comprehensive health and developmental screenings of three-year old children in the City of Rochester. The screenings will cover the following areas: vision, hearing, language and speech, social, emotional, dental and general health. The aim of this project is to develop a system whereby child-serving professionals conduct such screenings, provide referrals to the appropriate health system, and monitor and measure associated outcomes.

Additional funds will be provided by the Greater Rochester Health Foundation, the University of Rochester Medical Center, the United Way of Greater Rochester, and the Rochester Area Community Foundation.

The Children’s Institute will have ultimate programmatic and fiscal responsibility for the day-to-day management of this project. They will provide training to the child-serving professionals (ABVI, Rochester Hearing and Speech, Head Start, Early Childhood Development Initiative, Child Care Council, Perinatal Network, Eastman Dental, and the Mt. Hope Family Center) on how to conduct standardized screenings and to appropriately communicate screening results with parents. The Children’s Institute will track referrals and record the various screening outcomes; provide reminders, communicate results to parents and professionals involved; conduct a program evaluation; and provide various reports to funders and decision-makers.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-181

Ordinance No. 2021-339  
(Int. No. 378)

**Authorizing an agreement for the administration of the GROW Rochester program**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with the Children’s Institute to participate in and administer the GROW Rochester program (Program). The term of the agreement shall be for one year with the option to extend for up to two additional periods of one year each. The maximum annual compensation for the agreement shall be \$50,000, which shall be funded from the 2021-22 Budget of Undistributed Expenses for the initial term and from a future year’s Budget of Undistributed Expense for any optional extended term, contingent upon approval of the future year’s budget.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-340  
Re Appropriation and Budget  
Amendment – American Rescue  
Plan Act, Kiva Rochester

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

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

- 1) Appropriate the receipt and use of \$175,000 from the American Rescue Plan Act (ARPA) to hire a full-time staff member to administer the Kiva Rochester small business loan program
- 2) Amend the 2021-22 Budget of the Office of the Mayor by \$20,000 and the Budget of Undistributed by \$8,800 to reflect a portion of the appropriation authorized herein for staff costs for the remainder of FY 2021-22. Future year personnel costs will be anticipated and included in future Budgets of the Mayor’s Office and Undistributed, contingent upon approval of said budgets.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). Kiva was included in the City of Rochester’s Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category: Small Business Economic Assistance.

Day to day operations of Kiva Rochester is currently performed by staff of the Office of Community Wealth Building. Kiva provides 0% interest small business loans to small businesses in Rochester that may not qualify for traditional sources of capital. Launched in 2016, Kiva Rochester has since administered 138 loans totaling \$785,500.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment AU-182

Ordinance No. 2021-340  
(Int. No. 379)

**Appropriating funds and amending the 2021-22 Budget for the Kiva Rochester small business loan 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 \$175,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 to fund the hiring of a full-time staff member to administer the Kiva Rochester small business loan program (Program).

Section 2. The Mayor is hereby further authorized to execute any grant agreement and to provide such other documentation as may be necessary to fund and carry out said hiring and funding as authorized in Section 1 herein.

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

Section 4. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations for Budget of the Office of the Mayor by \$20,000 and for the Budget of Undistributed Expenses by \$8,800, which amounts are hereby appropriated from the funds to be received under the agreement and for the purpose authorized in Section 1 herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-341  
Re: Amendment to an agreement –  
Northeastern Production Systems, Inc.,  
Special Event Production Services

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending an agreement with Northeastern Production Systems, Inc., (principal: Ray DiBiase), Rochester, New York, for the sound, lighting, staging, and power production services at City-produced special events.

In December 2017, the City entered into a 5 year agreement with Northeastern Production Systems via ordinance 2017-382. An increase to the approved maximum compensation amounts in fiscal year 2021-22 (year 4 of the contract) and 2022-23 (year 5 of the contract) is required.

The amounts will be:

Fiscal Year	Current approved amount via Ord. 2017-382	Increase	Revised not-to-exceed amount
FY22	\$123,100	\$30,000	\$153,100
FY23	\$125,562	\$30,000	\$155,562

In general, production costs at concerts and events are on the rise. More specifically, in the current fiscal year, the City provided additional support to the Roc Summer Soul Festival as it celebrated its 25<sup>th</sup> anniversary and the Bands on the Bricks series at the Rochester Public Market. In addition, COVID regulations affected planning and subsequent spending as some events that were budgeted to occur in the prior fiscal year did not take place until the current year, depleting this year’s allocation much faster than usual. The additional funds will cover planned upcoming events while allowing a contingency for unplanned ones as well.

Funding is available in the 2021-2022 Budget of the Bureau of Communications, and the 2022-2023 budget, pending its approval.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AU-183

Ordinance No. 2021-341  
 (Int. No. 380)

**Authorizing an amendatory agreement for special event production services**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Northeastern Production Systems, Inc. to provide sound, lighting, and power production services at City-produced special events. The existing agreement authorized in Ordinance No. 2017-382 is hereby amended to increase the maximum compensation for the fourth year by \$30,000 to a new total of \$153,100 and for the fifth year by \$30,000 to a new total of \$155,562. The amendatory compensation for the fourth year shall be funded in the amount of \$30,000 from the 2021-22 Budget of the Bureau of Communications and for the fifth year in the

amount of \$30,000 from the 2022-23 Budget of the Bureau of Communications, contingent upon approval of the later budget.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-342  
Re Agreement – Cedar Grove Institute  
for Sustainable Communities

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Planning for Action

Transmitted herewith for your approval is legislation to establish \$50,000 as maximum compensation for a professional services agreement with Cedar Grove Institute for Sustainable Communities (Dr. Allan Parnell, CEO, Mebane NC) for tracking, oversight, and evaluation of future phases of the RASE Commission mission. The term of the agreement will be one year. The agreement will be funded by the 2021-22 Budget of Undistributed, from the one million dollar allocation for RASE recommendation implementation.

The consultants will assist in the establishment of the RASE Council, evaluation of recommendations being currently implemented within the City of Rochester, and the development of the annual RASE report. These duties align with implementation recommendations outlined by the RASE Commission and resulting Report.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-184

Ordinance No. 2021-342  
(Int. No. 411)

**Authorizing an agreement to support future phases of the RASE Commission mission project**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Cedar Grove Institute for Sustainable Communities to provide tracking, oversight, and evaluation services for future phases of the RASE Commission mission project (Project). The maximum compensation for the agreement shall be \$50,000 which shall be funded from the 2021-22 Budget of Undistributed Expenses. The term of the agreement shall be for one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-343  
Re: Amendatory Agreement with Goldberg  
Segalla to provide Outside Conflict  
Counsel In Relation to Lawsuits  
Against the City

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an amendatory agreement with Goldberg Segalla LLP (Patrick Naylor, partner) to continue to provide conflict counsel in relation to the Notice of Claim and now lawsuit filed by former Police Chief La’Ron Singletary and an EEOC Complaint filed by Police Officer Andrew Specksgoor. The amendment would increase the maximum compensation payable from \$10,000 to \$30,000, which is an increase of \$20,000. The cost of this amendatory agreement will be funded from the 2021-22 Budget of the Law Department and future years’ budgets contingent upon approval. The term of the amendatory agreement will extend through the conclusion of the aforementioned litigation. All other terms will remain the same.

Typically, pursuant to Article 9 of the City Charter, the Corporation Counsel and Law Department attend to all the legal business of the City, and would directly represent the City and its employees in the context of a lawsuit or administrative proceeding. Here, however, the Law Department has determined that a conflict exists due to the fact that it is presently defending both La’Ron Singletary and Andrew Specksgoor in active litigation and cannot now take a position adverse to these individuals.

The Law Department, therefore, retained Goldberg Segalla to act as outside conflict counsel in relation to the Notice of Claim filed by former Police Chief La’Ron Singletary and the EEOC Complaint filed by Police Officer Andrew Specksgoor. Goldberg Segalla was selected based upon the firm’s prowess in the area of municipal employment law and police employment matters, and only after evaluating a number of local firms as well as firms or attorneys practicing in the Capital and New York City regions. In particular, Mr. Naylor previously worked in the Rochester Corporation Counsel’s Office and has experience in the types of litigation here at issue. The Law Department’s initial PSA with Goldberg Segalla was limited to \$10,000 and engaged the firm for representation in these matters with respect to litigation, administrative proceedings, and other

such proceedings pursuant to the General Municipal Law. Now that Mr. Singletary has filed suit, the Law Department seeks to engage Goldberg Segalla to continue to provide representation through the conclusion of the litigation and, for that reason, seeks to increase the fee payable from \$10,000 to \$30,000.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-185

Ordinance No. 2021-343  
(Int. No. 418)

**Authorizing an amendatory agreement to increase the maximum compensation for conflict counsel 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 Goldberg Segalla LLP to increase the maximum compensation for conflict counsel services in relation to the Notice of Claim and now lawsuit filed by former Police Chief La’Ron Singletary and an EEOC complaint filed by Police Officer Andrew Specksgoor. The maximum compensation for the agreement shall be increased by \$20,000 to a total of \$30,000, which shall be funded from the 2021-22 Budget of the Law Department and future Budgets contingent upon approval thereof. The term of the amendatory agreement shall extend through the conclusion of litigation.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Introductory No. 414  
Re: Minimum Wage

Council Priority: Creating and Sustaining  
a Culture of Vibrancy

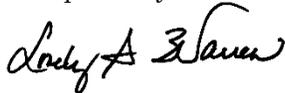
Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity

Transmitted herewith for your approval is a joint resolution raising the minimum wage for all part-time and seasonal workers to \$15.00 an hour, effective January 1, 2022. In January 2021, the City of Rochester raised the minimum wage to \$15.00 an hour for all full-time and permanent

employees. This resolution will expand upon that increase to include all part-time and seasonal employees, and achieve wage parity among all City of Rochester employees.

According to the Commission on Racial and Structural Equity (RASE), poverty is disproportionately higher among older Black Americans and other adults of color, and their greater need for services is primarily caused by a lifetime of higher instances of occupational discrimination, underemployment, and lower rates of intergenerational wealth, due in part to redlining and discrimination. One of the ways to reduce these inequities in the next generation is to correct the current compensation structure of the workforce. The RASE Commission concluded that both county and city governments should join and lead in all efforts to bring every job in Monroe County to a level of self-sufficient wages. To this end, the Mayor joins with City Council to support this resolution.

Respectfully submitted,



Lovely A. Warren  
Mayor



Loretta C. Scott  
Council President



Willie J. Lightfoot  
Vice President



Miguel Meléndez  
Councilmember



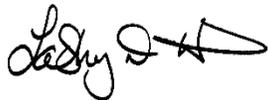
Michael A. Patterson  
Councilmember



Malik D. Evans  
Councilmember



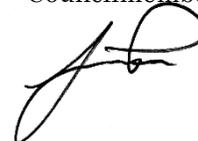
Mitch Gruber  
Councilmember



LaShay D. Harris  
Councilmember



Mary Lupien  
Councilmember



Jose Peo  
Councilmember

INTRODUCTORY NO. 414

**RESOLUTION APPROVING THE ESTABLISHMENT OF A FIFTEEN DOLLAR MINIMUM WAGE FOR ALL CITY EMPLOYEES**

WHEREAS, in January 2021 the City raised the minimum wage to \$15.00 per hour for all full-time and permanent employees;

WHEREAS, in the salary schedules set forth in the present 2021-22 Budget of the City of Rochester adopted in Ordinance No. 2021-174 (Budget), the hourly wage rate remains below \$15.00 per hour for several part-time and seasonal job categories;

WHEREAS, the Mayor proposes to modify the Budget's salary schedules effective on January 1, 2022, to extend the \$15 minimum wage to all City employees, including those who are part-time and seasonal; and

WHEREAS, the policy principles of equity and shared prosperity set forth in the *Rochester 2034* Comprehensive Plan that justify the \$15 minimum wage for the City's full-time permanent employees are no less imperative for the City's part-time and seasonal employees, who may not be able to find permanent full-time employment and/or may be working multiple jobs; and

WHEREAS, the Commission on Racial and Structural Equity (RASE) endorses this measure as one of the ways to establish self-sufficient wages for every job in Monroe County and to reduce inequities in the current workforce compensation structure, especially for older Black Americans and other adults of color, arising from generations of underemployment and lower rates of intergenerational wealth due in part to redlining and occupational discrimination.

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

Section 1. The City Council shares the Mayor's commitment to applying the \$15 minimum wage to all City employees as a matter public policy.

Section 2. The City Council hereby approves of the Mayor's plan to extend the \$15 minimum wage to all City employees, including those who are part-time or seasonal.

Section 3. This resolution shall take effect immediately.

HELD IN COMMITTEE

By Councilmember Patterson  
November 9, 2021

To the Council:

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

- |              |   |
|--------------|---|
| Int. No. 381 | Authorizing the sale of real estate   |
| Int. No. 382 | Authorizing the sale of real estate   |
| Int. No. 383 | Authorizing a grant agreement and the appropriation of grant funds for environmental investigation and cleanup activities in the Bull's Head area               |
| Int. No. 384 | Authorizing a term agreement for relocation services  |
| Int. No. 385 | Authorizing an amendatory agreement related to the Cities RISE grant program  |
| Int. No. 386 | Appropriating Emergency Solutions Grant-Coronavirus funds and authorizing agreements for additional services for the homeless and those at risk of homelessness |
| Int. No. 387 | Appropriating American Rescue Plan Act funds and amending the 2021-22 Budget for the Targeted Business Revitalization Grant Program                             |
| Int. No. 390 | Approving appointments to the Rochester Preservation Board  |

- Int. No. 415      Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget, and authorizing agreements for the Senior Meals Program
- Int. No. 416      Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing agreements for the Housing Rehabilitation and the Emergency Assistance to Seniors Homeowners programs
- Int. No. 417      Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing agreements for the Owner Occupant Roof Program

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

- Int. No. 388      Amending the Zoning Map by changing the zoning classification of 35 Shelbourne Road and 20 Elmerston Road
- Int. No. 389      Amending the Zoning Map by changing the zoning classification of 36 Council Street

Respectfully submitted,  
 Michael A. Patterson  
 Mary Lupien (*Voted against Int. No. 385, Int. No. 388 and Int. No. 389*)  
 Miguel A. Meléndez Jr.  
 Willie J. Lightfoot  
 Loretta C. Scott  
 NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed, and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2021-344  
 Re: Sale of Real Estate

Council Priority: Rebuilding and  
 Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
 Reinforcing Strong Neighborhoods

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

The first property, a portion of 774 North Street, is listed on the attached spreadsheet under the heading I. Request for Proposal – Vacant Land. The parcel was offered online via request for

proposal. The purchaser (Domingo LaPorte, 770 North Street, Rochester, NY) is an adjoining owner and will combine the lot with his parcel for additional green space. The remainder of the parcel will be a buildable lot and retained by the City for future development opportunities.

The second property, 330 Grenville Road was also offered online via request for proposal. The parcel will be sold to the owner the adjoining business (Andrew A. Melia, 50 Baker Street, Apt. No. 30, Churchville, NY) who will combine the lot with his parcel, install a fence and maintain the area. The sale price was established by an independent appraisal performed by Bruckner, Tillett, Rossi, Cahill & Associates in August, 2021.

The next four properties – 245-247 Hazelwood Terrace, 290 Melville Street, 336 Parsells Avenue and 408 Rosewood Terrace – are listed on the attached spreadsheet under the heading II. Negotiated Sale – Vacant Land. These parcels all contain existing community gardens that are part of the City's Garden Permit program and will be sold to City Roots Community Land Trust, Inc. (Joseph DiFiore, Executive Director, 1115 East Main Street, Rochester, NY) for the same continued use.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$3,230.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-186

Ordinance No. 2021-344  
(Int. No. 381)

### **Authorizing the sale of real estate**

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

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

<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Sq.Ft.</b>	<b>Price</b>	<b>Purchaser</b>
Portion of 774 North St	106.41-3-58.001	15 x 85	1,275	\$50	Domingo LaPorte
330 Grenville Rd	104.68-1-90	50 x 170	8,554	\$7,000	Andrew A. Meila

Section 2. The Council hereby approves the negotiated sale of the following parcels of vacant land to the City Roots Community Land Trust, Inc.:

<b>Address</b>	<b>SBL#</b>	<b>Lot Size</b>	<b>Sq.Ft.</b>	<b>Price</b>
245-247 Hazelwood Ter	107.54-2-20	42 x 100	4,200	\$425
290 Melville St	107.54-2-55	50 x 100	5,000	\$425
336 Parsells Av	107.54-3-61	30 x 108	3,240	\$400
408 Rosewood Ter	107.47-3-48	30 x 100	3,000	\$400

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 property 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. 2021-345  
Re: Sale of Real Estate – The National  
Susan B. Anthony Museum and  
House

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan Area: Fostering  
Prosperity and Opportunity

Transmitted herewith for your approval is legislation authorizing the sale of eight vacant lots (505 Brown St, 511 Brown St, 11 Jefferson Av, 12 Jefferson Av, 25 Jefferson Av, 33 Jefferson Av, 54 Jefferson Av & 130 Jefferson Av) to The Susan B. Anthony House, Inc. d.b.a. The National Susan B. Anthony Museum and House (Deborah L. Hughes, President & CEO, 17 Madison St, Rochester, NY). The applicant will construct a 20,000 square feet Interpretive Center and a new parking area to accommodate visitors travelling by car and motor coach buses. The purchase price for the 8 lots shall be \$13,450 and is supported by an independent appraisal performed by Bruckner, Tillett, Rossi, Cahill & Associates in July, 2021.

The National Susan B. Anthony Museum and House has long desired to have a larger space to meet the demand for tours and programs. This new center will accommodate 30,000-80,000 visitors annually. The expansion of the National Susan B. Anthony Museum and House campus aligns with the objectives of the Rochester 2034 Plan by contributing to neighborhood stability, beauty and pride.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-187

Ordinance No. 2021-345  
(Int. No. 382)

**Authorizing the sale of real estate**

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

Section 1. The Council hereby approves the negotiated sale of the following parcels of vacant land to The Susan B. Anthony House, Inc.:

<b>Address</b>	<b>SBL#</b>
505 Brown St	120.35-3-2
511 Brown St	120.35-3-3
11 Jefferson Av	120.35-3-1.001
12 Jefferson Av	120.36-1-88.001
25 Jefferson Av	120.35-3-18
33 Jefferson Av	120.35-3-19
54 Jefferson Av	120.36-1-80.001
130 Jefferson Av	120.36-1-66

Section 2. The total purchase price for the eight lots authorized for sale in Section 1 herein shall be \$13,450.00.

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 property free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-346  
Re: Grant Agreement- EPA Brownfield  
Grant Program, Bull's Head Plaza

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

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

Transmitted herewith for your approval is legislation related to a grant agreement to support costs of environmental investigation and cleanup activities on City-owned property at 835-855 West Main Street and 42 York Street (Sites) in the Bull's Head area of the city. This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the United States Environmental Protection Agency (USEPA) and:
2. Authorize the receipt and use of \$800,000 in anticipated grant funds from the USEPA to finance a portion of the environmental investigation and cleanup activities at the Sites.

In October 2020 the City submitted an investigation and cleanup grant application to the USEPA, and in May 2021 the City was awarded \$800,000 in USEPA grant funds to assist with the investigation and cleanup of the Sites. There is a required 5% local match for this grant which will be funded with FY 2018-19 Cash Capital from the Neighborhood and Business Development Department.

835-855 West Main Street (aka: "Bull's Head Plaza") is a 4.22-acre parcel occupied by a 94,097sf commercial/retail shopping plaza and a paved parking lot. The plaza is 65% vacant. Initial environmental investigation identified contamination including chlorinated VOCs in soil and groundwater, as well as heavy metals and SVOCs in fill material and soil. USEPA grant funds for 835-855 West Main Street will be utilized for additional environmental investigation activities.

42 York Street is a .48-acre parcel consisting of an unused paved parking lot. The property contains fill material with ash layers that are considered non-hazardous industrial regulated waste. Heavy metals and SVOCs identified in the soil/fill material on this property impede redevelopment, present geotechnical challenges, and will require off-site disposal at an approved regulated landfill facility. USEPA grant funds for 42 York Street will be utilized for additional environmental investigation activities and cleanup activities.

Future uses of the Sites are anticipated to consist of mixed use redevelopment (residential and/or commercial) as part of the City's Bull's Head Revitalization Project.

A Request for Proposals for the environmental investigation and cleanup of the Sites will be developed and issued in spring of 2022, and City Council authorization will be obtained to enter into a new Professional Services Agreement with the selected qualified environmental consultant. Environmental investigation and cleanup related activities are anticipated to be initiated in 2022 and take approximately three years to complete. A State Environmental Quality Review Act (SEQRA) Review was completed, and the Project was determined to be a Type 2 activity.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-346  
(Int. No. 383)

**Authorizing a grant agreement and the appropriation of grant funds for environmental investigation and cleanup activities in the Bull's Head area**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Environmental Protection Agency (EPA) for the receipt and use of EPA Brownfield Grant Program funds to implement environmental investigation and cleanup activities on City-owned properties in the Bull's Head area.

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

Section 3. The Council hereby appropriates \$800,000 in grant funds from the EPA Brownfield Grant Program to fund environmental investigation and cleanup activities at 835-855 West Main Street and 42 York Street.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-347  
Re: Agreement – R.K. Hite & Co., Inc.,  
Relocation Services

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

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

Transmitted herewith for your approval is legislation related to services to assist with compliance with the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (Uniform Relocation Act or URA) when the City acquires real property for Federally-assisted development projects. This legislation will authorize a professional services term agreement with R.K. Hite & Co., Inc. (Richard K. Hite, President, 87 Genesee Street, Avon, NY). The cost of the agreement will be funded from the 2021-22 Operating Budget of the Department of Neighborhood and Business Development (NBD) and subsequent annual budgets contingent upon approval, as well as other capital funds appropriated for land assembly. The cost of services will be based on unit

price billing rates pre-specified within the agreement. The term of the agreement will be for three years, with options to extend for two additional 1 year periods.

Due to decreases in other funding sources, it is increasingly important for the City to pursue and maintain eligibility for State and Federal funding for the City's various redevelopment and/or public improvement projects. Eligibility for this funding includes compliance with URA requirements, which require Federally assisted projects to: pay just compensation to owners; be conducted in a way that avoids or minimizes the adverse impacts of displacing of individuals, families, businesses, and nonprofit organizations; assure the availability of a comparable replacement dwelling for each displaced residence; and pay for moving expenses and other costs arising out of the displacement from the property to be acquired.

Real property acquisition for particular redevelopment projects such as Market View Heights and Bull's Head may arise before specific State and/or Federal funding sources have been identified. In order to maintain its eligibility for such project funding, however, the City must demonstrate compliance with URA regulations during land assembly.

An existing agreement with R.K. Hite for similar services related to the Bull's Head Revitalization Project will expire in December 28, 2021. Accordingly, the new agreement will also allow for continued URA compliance activities associated with the Bull's Head Revitalization project. A Justification sheet for not using an RFP is attached.

Under the proposed agreement, R.K. Hite will provide the City with a menu and a list of the unit prices for the various URA compliance professional services applicable to the City's land assembly needs, including the following tasks:

- Relocation planning
- Relocation notices
- Title research and certification
- Preliminary interviews
- Real property appraisal
- Appraisal review
- Assistance with negotiations
- Transfer of title
- Project and records management
- Relocation advisory services
- Benefits determination and payment

As various property acquisitions arise, the City will choose those services from that menu as determined by NBD to be necessary. The services performed will depend on the needs of the project as the acquisition and relocation activities are identified. The cost of the project specific proposal will be based on the unit prices specified in the agreement.

A State Environmental Quality Review Act (SEQRA) Review was completed, and the Project was determined to be a Type 2 activity.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-188

**Authorizing a term agreement for relocation services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with R.K. Hite & Co., Inc. to provide services related to the relocation of residents and businesses when the City acquires real estate. The agreement shall have a term of 3 years with the option to extend for up to 2 additional periods of one year each.

Section 2. The compensation for the agreement shall be based on unit billing rates specified in advance by the City in the agreement. Those rates may be adjusted at the discretion of the City upon satisfactory justification by the consultant. The compensation shall be funded either from the 2021-22 and subsequent years' Budgets of the Department of Neighborhood and Business Development, contingent upon the approval of future years' budgets, or from capital funds appropriated for a specific project.

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

Section 4. This ordinance shall take effect immediately.  
Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-348  
Re: Amendatory Agreement- Rochester  
Refugee Resettlement Services, Inc.,  
Cities RISE Grant

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the implementation of Phase III of the Cities RISE grant agreement, and the Healthy Homes grant project component. This legislation will authorize an amendatory agreement with Rochester Refugee Resettlement Services, Inc. (Mike Coniff, CEO, 393 Lexington Avenue, Rochester, NY) to extend the term of the existing agreement by five months through May 31, 2021. All other terms will remain the same.

The original agreement was authorized via Ordinance No. 2020-33, and authorized \$175,000 as maximum compensation for a 12-month agreement with Rochester Refugee Resettlement Services (RRRS). The scope of services included the development and implementation of a training program for refugee tenants on maintaining an American style home, and how to avoid common health and safety hazards. The COVID-19 pandemic caused delays in the program implementation when home visits were not possible, making an extension to the agreement necessary to complete the project. So far, RRRS has completed an extensive engagement process making home visits with refugee families to document common issues and knowledge gaps. This informed the development of a

visual guidebook and accompanying video series to be used as teaching tools. RRRS is now in the process of launching a workshop series as well as one-on-one in-home sessions to deliver the education. RRRS will be documenting conditions in the participant's homes prior to receiving education, and conducting follow up visits to gauge the impact of the education. RRRS will also be collaborating with other local organizations to add components of the training to existing educational curricula, and making the guidebook and video series widely available to tenants and landlords regardless of immigrant status.

The visual guidebook and video series in five languages can be found here:  
<https://www.rochesterrefugeeservices.org/housing-programs/healthy-home/>

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-348  
(Int. No. 385)

### **Authorizing an amendatory agreement related to the Cities RISE grant program**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Rochester Refugee Resettlement Services, Inc., which is funded by the Cities RISE grant program, to continue to provide an in-home healthy housing training program for refugee tenants. The amendatory agreement shall extend the term of the original agreement, which was authorized in Ordinance No. 2020-33, for an additional five months through May 31, 2021.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien – 1.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-349  
Re: 2019-20 Annual Action Plan,  
Consolidated Community Development  
Plan – Emergency Solutions Grants  
CARES Act (ESG-CV) Program Agreements

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the continuation and expansion of services for homeless and at-risk of homelessness populations funded through the City's Emergency Solutions Grants CARES Act (ESG-CV) allocation. This legislation will:

1. Appropriate \$1,866,756 from the Emergency Solutions Grants CARES Act (ESG-CV) funds from the 2019-20 Annual Action Plan, ESG allocation; and
2. Authorize new professional services agreement with, and establish maximum compensation for, the organizations and amounts listed below.

<b>Organization</b>	<b>Principal</b>	<b>Award</b>
Volunteer Legal Services Project of Monroe County, Inc. (dba JustCause)	Tina Foster	\$638,992
Providence Housing Development Corporation	Mark Greisberger	\$158,316
Empire Justice Center	Kristin Brown	\$221,500
Volunteers of America of Western New York, Inc.	Lynn Sullivan	\$21,828
The Salvation Army of Greater Rochester	Major Deborah Burr	\$32,500
Catholic Charities of the Diocese of Rochester (dba Catholic Family Center)	Marlene Bessette	\$127,981
Catholic Charities of the Diocese of Rochester (dba Catholic Family Center)	Marlene Bessette	\$68,000
Coordinated Care Services, Inc. (Coordinated Entry)	Anne Wilder	\$35,619
Coordinated Care Services, Inc. (Rapid ReHousing)	Anne Wilder	\$42,570
Open Door Mission, Inc.	Anna Valeria-Iseman	\$75,000
The Center for Youth Services, Inc.	Elaine Spaul	\$61,018
The Young Women's Christian Association of Rochester and Monroe County, N.Y.	Myra Henry	\$54,320
The Young Women's Christian Association of Rochester and Monroe County, N.Y.	Myra Henry	\$24,730
Willow Domestic Violence Center of Greater Rochester, Inc.	Meaghan de Chateauvieux	\$15,000
Rochester/Monroe County Homeless Continuum of Care, Inc. (dba Partners Ending Homelessness)	Connie Sanderson	\$5,501
Rochester/Monroe County Homeless Continuum of Care, Inc. (dba Partners Ending Homelessness)	Connie Sanderson	\$108,259
Person Centered Housing Options Inc.	Nicholas Coulter	\$110,621
Baden Street Settlement of Rochester, Inc.	Michael Marsh	\$65,001
<b>TOTAL</b>		<b>\$1,866,756</b>

Funding priorities were jointly determined with Partners Ending Homelessness (formerly Rochester/Monroe County Continuum of Care - CoC) and Monroe County, and ESG-CV providers were selected through a Request for Proposal (RFP) process. The RFP development and funding distribution decisions were conducted jointly with Monroe County. The RFP was issued February 25, 2021.

This program was last authorized by City Council on August 18, 2020 via Ordinance No. 2020-255, which provided funding for the Tenant Defense Pilot Project and approved ESG-CV funding for a number of services and supports for those facing homelessness or those at risk of homelessness. The majority of those projects and programs had terms ending June 30, 2021, with a few larger programs continuing to serve the community. The award recommendations in this item will allow partner agencies to continue serving our community's most vulnerable populations.

ESG-CV funds are primarily used to provide emergency housing and support services for individuals and families who are homeless or at risk of homelessness. Eligible activities include street outreach, shelter operations (staffing and overhead) and associated essential services, case management, and direct financial assistance to both prevent homelessness/evictions and to re-house households that have recently become homeless. This item includes the following awards; six emergency shelter operations awards totaling \$322,377, five homelessness and eviction prevention awards totaling \$1,008,492, three rapid rehousing awards totaling \$275,887, three street outreach awards totaling \$254,499, and one Homeless Management Information System (HMIS) award totaling \$5,501.

The City of Rochester and Monroe County have provided approximately \$3.6 million in ESG funding for these types of programs over the last five program years, and grantees have served the needs over 15,000 persons (2015-2020). Additionally, the City has provided the community with \$2.66 million in ESG-CV funding since March 2020, meeting the needs of over 5,000 individuals and families. It is anticipated that approximately 3,000 people will be served through these ESG-CV funded programs during program year 2021-22.

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

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-189

Ordinance No. 2021-349  
(Int. No. 386)

**Appropriating Emergency Solutions Grant-Coronavirus funds and authorizing agreements for additional services for the homeless and those at risk of homelessness**

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

Section 1. The sum of \$1,866,756 is hereby appropriated from the Emergency Solutions Grant-Coronavirus (ESG-CV) allocation of the Consolidated Community Development Plan/2019-20 Annual Action Plan as amended by Ordinance No. 2020-130 to continue and expand services for the homeless and those at risk of homelessness under the Emergency Solutions Grant Program (ESG Program).

Section 2. The Mayor is hereby authorized to enter into a new or amendatory professional services agreement with the following organizations to provide ESG Program services, with the maximum amount for each agreement being as follows:

<b>Organization</b>	<b>Award</b>
Volunteer Legal Services Project of Monroe County, Inc.	\$638,992
Providence Housing Development Corporation	\$158,316
Empire Justice Center	\$221,500
Volunteers of America of Western New York, Inc.	\$21,828
The Salvation Army of Greater Rochester	\$32,500
Catholic Charities of the Diocese of Rochester (Emergency Shelter and Essential Services)	\$127,981
Catholic Charities of the Diocese of Rochester (Homelessness Prevention)	\$68,000
Coordinated Care Services, Inc. (Coordinated Entry services)	\$35,619
Coordinated Care Services, Inc. (Rapid ReHousing services)	\$42,570
Open Door Mission, Inc.	\$75,000
The Center for Youth Services, Inc.	\$61,018
The Young Women’s Christian Association of Rochester and Monroe County, N.Y. (Emergency Shelter Operations and Essential Services)	\$54,320
The Young Women’s Christian Association of Rochester and Monroe County, N.Y. (Emergency Shelter Operations and Essential Services)	\$24,730
Willow Domestic Violence Center of Greater Rochester, Inc.	\$15,000
Rochester/Monroe County Homeless Continuum of Care, Inc. (Homeless Management Information System)	\$5,501
Rochester/Monroe County Homeless Continuum of Care, Inc. (Street Outreach)	\$108,259
Person Centered Housing Options Inc.	\$110,621
Baden Street Settlement of Rochester, Inc.	\$65,001
<b>TOTAL</b>	<b>\$1,866,756</b>

The maximum amounts of said agreements, or so much thereof as may be necessary, shall be funded from the sum appropriated in Section 1. The Mayor is hereby authorized to adjust the compensation amounts for individual agreements if anticipated funds are not available or if any provider is unable to provide services consistent with its full funding allotment.

Section 3. Each agreement authorized in Section 2 shall have a term of 1 year with the option to extend for up to one additional year if funds from the original appropriation remain and

subject to requirements and preconditions applicable to the awards of ESG Program relief funds under the federal Coronavirus Aid, Relief and Economic Security (CARES) Act.

Section 4. The agreements authorized in Section 2 shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and the provider agencies shall enter into agreements only with organizations that are in compliance with federal rules and regulations, including without limitation those issued pursuant to the CARES Act.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-350  
Re: 2021-22 American Rescue Plan  
Act Funding – Targeted Business  
Revitalization Grant Program

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist small businesses through the Targeted Business Revitalization Grant Program. This legislation will:

1. Appropriate \$3,698,100 to fund the Targeted Business Revitalization Grant Program.
2. Amend the 2021-22 Budget of the Department of Neighborhood and Business Development (NBD) by \$399,800 and the Budget of Undistributed by \$14,400 to reflect the addition of ARPA funding to support grants to businesses and the addition of 1 staff position for the remainder of the fiscal year. The remaining funds will be anticipated and included in the 2022-23 and future budgets of NBD, contingent upon approval.
3. Authorize grant agreements with businesses and non-profits necessary to implement the program.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program, is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category: 2.9 Small Business Economic Assistance (General).

Funding will be utilized to provide grants to assist small businesses (both for-profit and non-profit entities). Businesses must be located within Low Moderate Income (LMI) census tracts. A preference will be given to MWBE owned businesses and those hiring city residents. Grants can be a maximum of \$75,000 per businesses and are based upon the economic development benefits associated with the project. For projects that include significant economic development benefits in LMI areas of the city, assistance may exceed \$75,000 and be to organizations who have gross

revenues above \$5 million. The following are eligible uses of funds: Working capital expenses (payroll, inventory, utilities, insurance and other similar soft costs), renovations (internal and external) and furniture, fixtures and equipment.

The program is anticipated to assist approximately 45 businesses during the four-year term of the program.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-190

Ordinance No. 2021-350  
(Int. No. 387)

**Appropriating American Rescue Plan Act funds and amending the 2021-22 Budget for the Targeted Business Revitalization Grant 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 \$3,698,100 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Targeted Business Revitalization Grant Program (Program).

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development by \$399,800 and to the Budget of Undistributed Expenses by \$14,400 to reflect the receipt of a portion of the funds appropriated herein in Section 1 herein.

Section 4. The Mayor is hereby authorized to enter into agreements with recipients to implement the Program. All such agreements shall be contingent on compliance with federal regulations and shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-351  
Re: Zoning Map Amendment –  
35 Shelbourne Road and  
20 Elmerston Road

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
The Placemaking Plan

Transmitted herewith for your consideration is legislation amending the Zoning Map of the City of Rochester by rezoning the properties located at 35 Shelbourne Road and 20 Elmerston Road from R-1 Low Density Residential District to C-2 Community Center District to facilitate the redevelopment of the site for the new construction of a one story, 2,000 square foot, two-lane drive-through restaurant with associated parking lot.

The applicant, Hospitality Syracuse, Inc. (Wayne H. Lobdell, CEO, 745 S Garfield Suite A, PO Box 1269, Traverse City, MI), a restaurant franchise seeks to redevelop the subject properties along with 1737 Mt Hope Avenue into a two-lane drive-through restaurant with an associated parking lot. The applicant has contracted to purchase the project site from the property owner. The proposed work scope includes the demolition of a single family dwelling and a commercial building.

A drive-through is a special permit use in the proposed C-2 Community Center District and will require review and approval in a public hearing format by the City Planning Commission. The proposed redevelopment also requires site plan review.

35 Shelbourne Road is a 0.26 acre residential property situated on a residential road that contains a single family dwelling. 20 Elmerston Road is a 0.22 acre parking lot that is also on a residential road. The R-1 Low-Density Residential District is characterized predominantly by owner-occupied, single-family detached and attached homes.

The proposed C-2 Community Center District will connect to the existing C-2 Community Center District to the east. The purpose of the C-2 Community Center District is to provide diverse commercial development along gateway transportation corridors and neighborhood or village centers with a dense mixture of uses such as housing, retail and other complementary uses that serve the adjacent neighborhood and the community at large. The C-2 District is preserved through appropriate design elements, amenities or treatments that create, enhance and reinforce the design relationships between the buildings, sites and streets and still establish an ambience that is uniquely urban and pedestrian-oriented.

The subject properties are situated in the boundary between the Neighborhood Mixed-Use and the Low Density Residential character areas of the *Rochester 2034* Placemaking Plan. The Neighborhood Mixed-Use character area calls for auto-oriented uses to be subject to additional requirements in order to mitigate impacts on the public realm. The proposed rezoning is generally consistent with *Rochester 2034*.

Notification of the proposed rezoning was provided to the surrounding property owners and the official neighborhood contact. The City Planning Commission held an informational meeting on October 18, 2021. The applicant and their representatives spoke in support of the proposed action. Two (2) written comments in support of the proposed action and five (5) written comments in opposition were received by the comment deadline. By a vote of 6-0-0, the City Planning Commission recommended approval.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-191

Ordinance No. 2021-351  
(Int. No. 388)

**Amending the Zoning Map by changing the zoning classification of 35 Shelbourne Road and 20 Elmerston Road**

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

Section 1. Chapter 120 of the Municipal Code, Zoning, as amended, is hereby further amended by changing the zoning map classification of the following parcels from R-1 Low Density Residential to C-2 Community Center District:

<b>Address</b>	<b>SBL #</b>
35 Shelbourne Road	136.69-1-40
20 Elmerston Road	136.77-1-11.001

as well as the area extending from that parcel to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Evans, Harris, Lightfoot, Patterson, – 5.

Nays – Councilmember Gruber, Lupien, Meléndez, Peo – 4.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-352  
Re: Zoning Map Amendment –  
36 Council Street

Council Priority: Jobs and Economic

## Development

### Comprehensive Plan 2034 Initiative Area: The Placemaking Plan

Transmitted herewith for your consideration is legislation amending the Zoning Map of the City of Rochester by rezoning the property located at 36 Council Street from R-1 Low Density Residential District to M-1 Industrial District to facilitate the redevelopment of the site for outdoor storage to serve Ramar Steel, a steel fabrication business.

The applicant, Ramar Steel Erectors, Inc. (Anthony J. Randall, CEO, 432 Portland Ave, Rochester) owns the two adjacent properties at 432 and 464 Portland Avenue. Ramar Steel has been operating their steel fabrication business at the project site for the past 30 years. The business is expanding and the applicant seeks to make certain site improvements to facilitate their growing operation which include establishing an additional outdoor storage area at the subject property.

Outdoor storage is a special permit use in the proposed M-1 Industrial District and will require review and approval in a public hearing format by the City Planning Commission. The proposed redevelopment also requires site plan review.

The 0.51 parcel is vacant, unimproved land and is currently zoned R-1 Low-Density Residential District. The R-1 Low-Density Residential District is characterized predominantly by owner-occupied, single-family detached and attached homes.

The proposed M-1 Industrial District will connect to the existing M-1 Industrial District to the north. The M-1 Industrial District promotes the retention and growth of employment opportunities by providing areas where a broad range of industrial uses may locate and where options for complementary uses exist in older two-story and multistory buildings.

The subject property is located in the Flexible Mixed-Use character area of the *Rochester 2034* Placemaking Plan. The vision for the Flexible Mixed-use character area is commercial and mixed-use structures with no size restrictions and relatively low-impact production and industrial uses. The proposed rezoning is generally consistent with *Rochester 2034*.

Notification of the proposed rezoning was provided to the surrounding property owners and the official neighborhood contact. The City Planning Commission held an informational meeting on October 18, 2021. The applicant and their representatives spoke in support of the proposed action. No written comment was received. By a vote of 6-0-0, the City Planning Commission recommended approval.

A public hearing is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-192

Ordinance No. 2021-352  
(Int. No. 389)

**Amending the Zoning Map by changing the zoning classification of 36 Council Street**

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

Section 1. Chapter 120 of the Municipal Code, Zoning, as amended, is hereby further amended by changing the zoning map classification of the following parcels from R-1 Low Density Residential to M-1 Industrial District:

<b>Address</b>	<b>SBL #</b>
36 Council Street	106.42-3-10.002

as well as the area extending from that parcel to the center line of any adjoining street, alley, and right-of-way.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien – 1.

TO THE COUNCIL  
Ladies and Gentlemen:

Resolution No. 2021-25  
Re: Appointments - Rochester  
Preservation Board

Transmitted herewith for your approval is legislation confirming the appointment of three full-time members to the Rochester Preservation Board. All of the members start new, two year terms that will expire on November 30, 2023.

New full-time members:

<u>Name</u>	<u>Address</u>
Victor Sanchez	898 Garson Ave, Rochester, NY 14609 (At-Large)
William Marshall Jr.	37 Madison St, Rochester, NY 14608 (Preservation District)
Kati Smith	1211 Park Ave, Rochester, NY 14610 (Architect)

Resumes for all individuals are on file with the City Clerk.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Resolution No. 2021-25  
(Int. No. 390)

**Approving appointments to the Rochester Preservation Board**

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

Section 1. The Council hereby approves the appointment to the Rochester Preservation Board of the following persons as regular members, each for a term which shall expire on November 30, 2023:

<b>Name</b>	<b>Affiliation</b>
Victor Sanchez	At-Large
William Marshall Jr.	Preservation District Resident
Kati Smith	Architect

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-353  
Re: 2021-22 American Rescue Plan  
Act funding – Senior Meals Program

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist small businesses and senior citizens through the Senior Meals Program. This legislation will:

1. Appropriate \$5,379,800 in American Rescue Plan Act funding to fund the Senior Meals Program.
2. Amend the 2021-22 Budget of the Department of Neighborhood and Business Development by \$896,700 to reflect the addition of ARPA funding to support program contracts for the remainder of the fiscal year. The remaining funds will be anticipated and included in future year budgets of NBD contingent upon approval.
3. Authorize \$137,000 as maximum compensation for an agreement with Goodwill of the Finger Lakes, Inc. (Jennifer Lake, President/CEO, 422 South Clinton Ave, Rochester, NY) to manage intake and program logistics for the Senior Meals Program through the 211 call center. The cost of the agreement will be funded from the ARPA funding appropriated herein. The term of the agreement will be for one year, with options to extend for up to two additional 1 year periods.

4. Authorize agreements with small businesses necessary to implement the Senior Meals Program.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program, is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category: 2.1 Household Assistance: Food Programs.

The funds will be utilized by restaurants located in the city of Rochester to cover operating expenses required to assist in preparing and distributing free meals to vulnerable senior citizen residents.

The program is anticipated to deliver approximately 278,000 meals for senior residents and support 30 businesses during the term of the program. During the prior iterations of the program funded by the CARES act, over 42,000 meals were delivered.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-353  
(Int. No. 415)

**Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget, and authorizing agreements for the Senior Meals 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 \$5,379,800 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Senior Meals Program (Program). The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to obtain the funds and carry out the Program.

Section 2. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development by \$896,700 to reflect the receipt of a portion of the funds appropriated in Section 1 herein.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Goodwill of the Finger Lakes, Inc. to manage meal order intake and logistics for the Program. The maximum compensation for the agreement shall be \$137,000, which shall be funded from a portion of the funds appropriated in Section 1 herein. The term of the agreement shall be up to one year with the option to extend for up to two additional periods of 1 year each.

Section 4. The Mayor is hereby authorized to enter into agreements with recipient restaurants and other meal providers to implement Program. All such agreements shall be contingent on compliance with federal regulations and shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-354  
Re: 2021-22 American Rescue Plan Act  
Funding- Housing Rehabilitation and  
Emergency Assistance to Seniors  
Homeowners Programs

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

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist owner occupied households through the Housing Rehabilitation Program. This legislation will:

1. Appropriate \$5,827,200 from the American Rescue Plan Act allocation to operate the Housing Rehabilitation Program.
2. Appropriate \$1,000,000 from the American Rescue Plan Act allocation to operate the Emergency Assistance to Senior Homeowner programs.
3. Amend the 2021-22 Budget of the Department of Neighborhood and Business Development (NBD) by \$690,000 and the Budget of Undistributed by \$23,900 to reflect the addition of ARPA funding to support grants to homeowners and the addition of 1.5 positions for the remainder of the fiscal year. The NBD Budget amendment will be funded with \$547,100 from the Housing Rehabilitation Program funding, and \$142,900 from the Emergency Assistance to Senior Homeowners Program funding appropriated herein. The Undistributed Budget amendment will be funded from the Housing Rehabilitation Program funding appropriated herein. The remaining funds will be anticipated and included in the 2022-23 and future budgets of NBD, contingent upon approval.
4. Authorize agreements with homeowners and contractors necessary to implement the programs.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program, is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category: 3.12 Housing Support: Other Housing Assistance.

The program provides financial assistance to eligible owner-occupants who own a 1-4 family residential structure. Priority will be given to seniors. The funds 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. The funds will assist approximately 205 properties.

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.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-193

Ordinance No. 2021-354  
(Int. No. 416)

**Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing agreements for the Housing Rehabilitation and the Emergency Assistance to Seniors Homeowners programs**

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

Section 1. The Council hereby authorizes the receipt and use of \$5,827,200 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Housing Rehabilitation Program.

Section 2. The Council hereby authorizes the receipt and use of \$1,000,000 provided by the United States Treasury pursuant to ARPA and appropriates said amount to implement the Emergency Assistance to Seniors Homeowners Program.

Section 3. The Mayor is hereby authorized to execute any grant agreements or to provide such other documentation as may be necessary to fund and carry out the Programs to be funded from the appropriations authorized in Section 1 and 2 herein.

Section 4. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to:

- A. the Budget of the Department of Neighborhood and Business Development by \$690,000 to reflect the receipt of \$547,100 from a portion of the Housing Rehabilitation Program funds authorized in Section 1 herein and \$142,900 from a portion of the Emergency Assistance to Seniors Homeowners Program funds authorized in Section 2 herein; and
- B. the Budget of Undistributed by \$23,900 to reflect the receipt of \$23,900 from a portion of the Housing Rehabilitation Program funds authorized in Section 1.

Section 5. 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 either to the two Programs 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 to be appropriate.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-355  
Re: 2021-22 American Rescue Plan Act  
Funding- Owner Occupant Roof  
Program

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

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist owner occupied households through the Owner Occupant Roof Program. This legislation will:

1. Appropriate \$7,852,200 from American Rescue Plan Act allocation to fund the Owner Occupant Roof Program.
2. Amend the 2021-22 Budget of the Department of Neighborhood and Business Development (NBD) by \$547,100 and the Budget of Undistributed by \$23,900 to reflect the addition of ARPA funding to support grants to homeowners and the addition of 1.5 staff positions for the remainder of the fiscal year. The remaining funds will be anticipated and included in the 2022-23 and future budgets of NBD, contingent upon approval.
3. Authorize agreements with homeowners and contractors necessary to implement the program.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program is an eligible use of ARPA funding per the following Treasury Interim Guidelines Expenditure Category: 3.12 Housing Support: Other Housing Assistance.

The program will offer financial assistance to owner-occupants of 1-2 family residential structures for roof replacement. 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 will assist approximately 405 properties

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.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-355  
(Int. No. 417)

**Appropriating American Rescue Plan Act funds, amending the 2021-22 Budget and authorizing agreements for the Owner Occupant Roof 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 \$7,852,200 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Owner Occupant Roof Program (the Program).

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development by \$547,100 and to the Budget of Undistributed by \$23,900 to reflect the receipt of a portion of the Program funds authorized in Section 1.

Section 4. 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. 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 to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Gruber  
November 9, 2021

To the Council:

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

- |              |  |
|--------------|--|
| Int. No. 391 | Authorizing agreements and funding for the Aqueduct Reimagined and Riverfront Promenades Project   |
| Int. No. 392 | Authorizing the implementation and funding in the first instance of the State-aid Program eligible costs of a capital project and appropriating funds therefor in relation to the Aqueduct Reimagined Riverfront Promenade |
| Int. No. 393 | Authorizing funding and agreements for the Main Street Streetscape and Pedestrian Wayfinding Phase II project  |

- Int. No. 397      Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$400,000 Bonds of said City to finance the Milling & Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)
  
- Int. No. 398      Authorizing an agreement for the Milling & Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)
  
- Int. No. 399      Appropriating funds and amending Ordinance No. 2021-241 relating to the 2023 Preventive Maintenance Group 1 Project
  
- Int. No. 400      Appropriating funds and amending Ordinance No. 2021-83 relating to the 2021 Preventive Maintenance Northwest Group 12 Project
  
- Int. No. 401      Authorizing applications to and agreements with New York State for funding of water quality infrastructure improvements

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

- Int. No. 394      Authorizing a change in traffic flow on Bradford Street
  
- Int. No. 395      Authorizing a change in traffic flow on Manila Street

The **PARKS & PUBLIC WORKS committee** recommends the following entitled legislation to be **HELD** in Committee

- Int. No. 396      Authorizing the alteration of pavement widths relating to the Milling & Resurfacing Project for Chestnut Street (East Broad Street to East Main Street), East Avenue (East Main Street to Alexander Street), North Goodman Street (Peck Street to Bay Street and Clifford Avenue to City Line)

Respectfully submitted,  
 Mitch Gruber  
 Malik Evans  
 Jose Peo  
 Willie J. Lightfoot  
 Loretta C. Scott  
**PARKS & PUBLIC WORKS COMMITTEE**

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-356

Resolution No. 2021-26

Re: Agreement – Bergmann Associates  
Aqueduct Reimagined and Riverfront  
Promenades Project

Council Priority: Creating & Sustaining a  
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Aqueduct Reimagined and Riverfront Promenades Project. The legislation will:

1. Authorize the Mayor to enter into an agreement with New York State Department of Transportation (NYSDOT) to participate in and administer the project; and,
2. Appropriate \$4,500,000 in anticipated reimbursements from ROC the Riverway / Upstate Revitalization Initiative funding administered by the New York State Department of Transportation (NYSDOT) to finance the engineering and design of the project; and,
3. Establish \$4,500,000 as maximum compensation for an agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro V. Giovenco, C.E.O., 280 East Broad Street, Rochester, New York) for preliminary structural engineering / bridge design, historic preservation, landscape architecture / public space design, multi-modal street design, multi-use trail planning, architectural design, and SEQR review services for the project; and
4. Approve a resolution, in a form that is required by the New York State Department of Transportation (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.

An engineering marvel that once carried the Erie Canal over the Genesee River, the Aqueduct now serves as the foundation of the Broad Street Bridge. The ROC the Riverway Vision Plan calls for preserving the Aqueduct's original architecture by removing the roadway deck and converting the aqueduct into an iconic public space that would span the river between Downtown's two largest visitor and entertainment venues, the Blue Cross Arena at the Rochester War Memorial and the Joseph A. Floreano Rochester Riverside Convention Center.

Removal of the roadway deck will open river views that have been blocked for nearly a century, as the historic Aqueduct will be reestablished at an elevation that is compatible with the adjacent river bridges at Main Street, Court Street, and Andrews Street. It would also close a significant gap in the Genesee Riverway Trail by serving as the anchor for new riverfront promenades and open the Rundel Memorial Library building's north terrace, now under construction, to the riverfront.

Preliminary design is funded with \$4,500,000 in ROC the Riverway funds administered through the NYSDOT.

Bergmann Associates was selected for preliminary design services through a request for proposal process, which is described in the attached summary.

Preliminary design services are anticipated to begin in December 2021. The project construction schedule will be determined as the design is developed and funding becomes available. The preliminary design portion of the project results in the creation/retention of the equivalent of 48.9 full-time jobs.

The term of the agreement shall terminate six (6) months after completion and acceptance of preliminary design and SEQRA determination.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-194

Ordinance No. 2021-356  
(Int. No. 391)

**Authorizing agreements and funding for the Aqueduct Reimagined and Riverfront Promenades Project**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to participate in and administer the Aqueduct Reimagined and Riverfront Promenades Project (the Project).

Section 2. The Council hereby appropriates \$4,500,000 in anticipated reimbursements from the ROC the Riverway/Upstate Revitalization Initiative administered by NYSDOT to fund engineering and design services for the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide preliminary structural engineering, bridge design, historic preservation, landscape architecture, public space design, multi-modal street design, multi-use trail planning, architectural design and State Environmental Quality Review Act (SEQRA) services for the Project. The maximum compensation shall be \$4,500,000, which shall be funded from the appropriation authorized in Section 2 herein. The term of the agreement shall continue to 6 months after completion and acceptance of the preliminary design and SEQRA determination.

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

Section 5. This ordinance shall take effect immediately.

Passed by the following:

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

Nays – Councilmember Lupien-1.

Resolution No. 2021-26  
(Int. No. 392)

**Authorizing the implementation and funding in the first instance of the State-aid Program eligible costs of a capital project and appropriating funds therefor in relation to the Aqueduct Reimagined Riverfront Promenade**

WHEREAS, a Project for Aqueduct Reimagined Riverfront Promenade identified as PIN 4RTR.05 (the “Project”) is eligible for funding under a New York State Program administered by the NYS Department of Transportation (NYSDOT); and

WHEREAS, a sum not to exceed \$4,500,000.00 in Program funding is available to progress the Project; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the State share of the costs of engineering and design work.

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 cost of engineering and design work for the Project or portions thereof;

THAT the sum of \$4,500,000 is hereby appropriated pursuant to Ordinance No. 2021-356 and made available to cover the cost of participation in the above described phase of the Project;

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

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

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

THAT this Resolution shall take effect immediately.

Adopted by the following:

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

Nays – Councilmember Lupien-1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-357

Re: Main Street Streetscape and  
Pedestrian Wayfinding Phase II

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Main Street Streetscape and Pedestrian Wayfinding Phase II Project. This legislation will appropriate \$300,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of construction for the project.

The Main Street Streetscape Phase II project will result in streetscape enhancements along Main Street between State Street / Exchange Street in the west and St. Paul Street / South Avenue in the east. The project will implement similar improvements installed as part of the Phase I project completed in 2019.

The project will be funded as follows:

Source of Funds	Design	Construction	RPR	Contingency	Total
RG&E grant appropriated Ordinance No. 2018-341	20,000	0	0	0	\$20,000
RG&E grant appropriated Ordinance No. 2021-267	0	0	0	200,000	\$200,000
Federal Aid appropriated Ordinance No. 2017-360	179,000	0	0	0	\$179,000
Federal Aid appropriated Ordinance No. 2021-93	200	1,552,000	172,800	0	\$1,725,000
Federal Aid appropriated herein	0	300,000	0	0	\$300,000
Bond authorized Ordinance No. 2021-94	0	3,479,541.22	386,648.22	257,810.56	\$4,124,000
Water Bond authorized Ordinance No. 2021-95	0	62,211.40	6,847.29	9,941.31	\$79,000
Pure Waters Reimbursement appropriated Ordinance No. 2021-85	0	137,733.01	0	0	\$137,733.01

2014-15 Cash Capital	274,800	0	0	0	\$274,800
2015-16 Cash Capital	25,000	0	0	0	\$25,000
2016-17 Cash Capital	0	105,800	0	0	\$105,800
2017-18 Cash Capital	84,000	18,714.62	13,704.49	0	\$116,419.11
Total	\$583,000	\$5,656,000.25	\$580,000	\$467,751.87	\$7,286,752.12

Construction began in spring 2021 and substantial completion is anticipated in summer 2022. The additional Federal aid will result in the creation and/or retention of the equivalent of 3.3 full-time jobs.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-195

Ordinance No. 2021-357  
(Int. No. 393)

**Authorizing funding and agreements for the Main Street Streetscape and Pedestrian Wayfinding Phase II project**

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

Section 1. The sum of \$300,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to fund a portion of the costs of the Main Street Streetscape and Pedestrian Wayfinding Phase II project (the Project).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-358  
Re: Change in the Direction of Traffic  
Flow on Bradford Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

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

This conversion was initiated at the request of the residents of Bradford Street in the interest of public safety. Bradford Street is 20' wide with parking on one side, leaving little room for two vehicles to pass each other. A petition in support of changing the direction of traffic to one-way northbound was submitted to DES by neighborhood residents. The petition was verified to meet the minimum requirement of at least 60% of all properties on the street. The Traffic Control Board endorsed the change at its September 1, 2021 meeting.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-196

Ordinance No. 2021-358  
(Int. No. 394)

### **Authorizing a change in traffic flow on Bradford Street**

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

Section 1. The Council hereby approves a change in direction of the traffic flow on Bradford Street between Berlin Street and Avenue D, from two-way to one-way northbound.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-359  
Re: Change in the Direction of Traffic  
Flow on Manila Street

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the change in the direction of traffic flow on Manila Street. This legislation will authorize a change in the direction of traffic flow on Manila Street, between Shelter Street and Magnolia Street, from two-way to one-way southbound.

This conversion was initiated at the request of the residents of Manila Street in the interest of public safety. Manila Street is 20' wide with parking on one side of the street, leaving little room

for two vehicles to pass each other. A petition in support of changing the direction of traffic to one-way southbound was submitted to DES by neighborhood residents. The petition was verified to meet the minimum requirement of at least 60% of all properties on the street. The Traffic Control Board endorsed the change at its September 1, 2021 meeting.

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

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-197

Ordinance No. 2021-359  
(Int. No. 395)

**Authorizing a change in traffic flow on Manila Street**

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

Section 1. The Council hereby approves a change in direction of the traffic flow on Manila Street between Shelter Street and Magnolia Street, from two-way to one-way southbound.

Section 2. This ordinance shall take effect immediately.

Passed Unanimously.

Councilmember Gruber moved to discharge Int. No. 396 from committee

The motion was seconded by Councilmember Patterson

The motion was adopted unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-360  
Re: Milling & Resurfacing Project  
Chestnut Street (East Broad Street to  
East Main Street), East Avenue  
(East Main Street to Alexander Street),  
North Goodman Street (Peck Street  
to Bay Street and Clifford Avenue  
to City Line)

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 Milling and Resurfacing Project, which includes segments of Chestnut Street, East Avenue and North Goodman Street as described above. The legislation will authorize geometric changes as listed below:

- A. On East Avenue, a decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 5 feet east of the west curb line of Swan Street and continuing approximately 59 feet eastward.
- B. On North Goodman Street:
  - a) A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 86 feet south of the south curb line of Ashwood Drive and continuing approximately 138 feet northward to the north curb line of Perkins Avenue; and,
  - b) A decrease in pavement width of 12 feet, from 40 feet to 28 feet, beginning at the north curb line of Perkins Avenue and continuing approximately 37 feet northward; and,
  - c) A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 37 feet north of the north curb line of Perkins Avenue and continuing approximately 46 feet northward.

The project includes milling and resurfacing of the pavement, spot curb replacements, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, and replacement of traffic pavement markings. The addition of on-street bicycle facilities are being evaluated. These improvements will enhance the surface drainage and riding quality of the roadway, improve ADA accessibility, and expand the useful life of the pavement structure.

A meeting was held with property and business owners on September 13, 2021 to discuss the on-street parking impacts associated with the pavement width changes on East Avenue. A Public Meeting was held on September 29, 2021. A copy of the meeting minutes for both meetings are attached. The pavement width changes were endorsed by the Traffic Control Board at the October 6, 2021 meeting.

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

A public hearing on the pavement width changes is required.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-198

Ordinance No. 2021-360  
(Int. No. 396)

**Authorizing the alteration of pavement widths relating to the Milling & Resurfacing Project for Chestnut Street (East Broad Street to East Main Street), East Avenue (East Main Street to Alexander Street), North Goodman Street (Peck Street to Bay Street and Clifford Avenue to City Line)**

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

Section 1. Council hereby approves the following pavement width changes to be implemented as part of the Milling & Resurfacing Project for Chestnut Street (East Broad Street to East Main Street), East Avenue (East Main Street to Alexander Street), North Goodman Street (Peck Street to Bay Street and Clifford Avenue to City Line):

- A. On East Avenue: a decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 5 feet east of the west curb line of Swan Street and continuing approximately 59 feet eastward.
- B. On North Goodman Street:
  - 1. A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 86 feet south of the south curb line of Ashwood Drive and continuing approximately 138 feet northward to the north curb line of Perkins Avenue;
  - 2. A decrease in pavement width of 12 feet, from 40 feet to 28 feet, beginning at the north curb line of Perkins Avenue and continuing approximately 37 feet northward; and,
  - 3. A decrease in pavement width of 6 feet, from 40 feet to 34 feet, beginning approximately 37 feet north of the north curb line of Perkins Avenue and continuing approximately 46 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 2. This ordinance shall take effect immediately.

Passed Unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-361  
Ordinance No. 2021-362  
Re: Agreement – Fisher Associates,  
P.E., L.S., L.A., D.P.C.  
Engineering Design and Construction  
Administration Services, Milling &  
Resurfacing Project Brooks Avenue  
(Genesee Park Boulevard to  
Genesee Street), Jefferson Avenue  
(Champlain Street to West Main Street),  
Thurston Road (Genesee Park  
Boulevard to Arnett Boulevard)

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 Milling and Resurfacing Project, which includes segments of Brooks Avenue, Jefferson Avenue and Thurston Road as described above. The legislation will:

1. Authorize the issuance of bonds totaling \$400,000 and the appropriation of the proceeds thereof to finance a portion of the design of the project; and,
2. Establish \$400,000 as maximum compensation for an agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. (Roseann B. Schmid, C.E.O, 180 Charlotte Street, Rochester, New York) for engineering design and construction administration services related to the project. The agreement will be funded per the chart below.

The project includes milling and resurfacing of the pavement, spot curb replacements, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, replacement of traffic pavement markings. The addition of on-street bicycle facilities will be evaluated during preliminary design. These improvements will enhance the surface drainage and riding quality of the roadway, improve ADA accessibility, and expand the useful life of the pavement structure.

The cost of the project will be financed as follows:

<b>Source of Funds</b>	<b>Survey</b>	<b>Design</b>	<b>Estimated Construction and RPR</b>	<b>Total</b>
Bonds to be authorized herein	57,500	342,500	0	\$400,000
2020-21 Cash Capital	0	57,500	0	\$57,500
2022-23 Cash Capital	0	0	5,500	\$5,500
Bonds to be authorized in future legislation	0	0	3,339,000	\$3,339,000
Pure Waters Reimbursement to be appropriated	0	0	380,000	\$380,000
<b>Total:</b>	<b>\$57,500</b>	<b>\$400,000</b>	<b>\$3,724,500</b>	<b>\$4,182,000</b>

Fisher Associates, P.E., L.S., L.A., D.P.C. was selected to provide the engineering design and construction administration services through a request for proposal process, which is described in the attached summary.

Design services are anticipated to begin in December 2021. Construction is anticipated to begin in spring 2023. The design phase of the project will result in the creation and/or retention of the equivalent of 4.3 full-time jobs.

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

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AU-199

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$400,000 Bonds of said City to finance the Milling & Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the a portion of the cost of a Milling & Resurfacing Project that consists of milling and resurfacing of the pavement, spot curb replacements, installing or upgrading sidewalk curb ramps, adjusting and repairing manholes, receiving basins, and water valve castings, and replacement of traffic pavement markings along Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$4,182,000. The plan of financing includes the issuance of \$400,000 bonds of the City, which amount is hereby appropriated for the Project, \$57,500 in 2020-21 Cash Capital, \$5,500 from future 2022-23 Cash Capital allocated to Milling & Resurfacing in the 2021-22 to 2025-26 Capital Improvement Program ("CIP"), \$3,339,000 from future bonds to be authorized pursuant to General Debt and/or Water Debt allocated to Milling & Resurfacing for future fiscal years in the CIP, \$380,000 in anticipated Monroe County Pure Waters reimbursements for sewer work associated with street improvement projects, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20(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. 2021-362  
(Int. No. 398)

**Authorizing an agreement for the Milling & Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)**

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 Fisher Associates, P.E., L.S., L.A., D.P.C. to provide engineering design and construction administration services for the Milling & Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the Project). The maximum compensation shall be \$400,000, which shall be funded in the amounts of \$57,500 from 2020-21 Cash Capital and \$342,500 from bonds issued for the Project in a concurrent ordinance. The term of the agreement shall extend until three months after completion of the Project's two-year guarantee inspection.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-363  
Re: 2023 Preventive Maintenance  
Group 1 - East Avenue  
(Culver Road to Probert Street),  
Culver Road (Garson Avenue to  
Laurelton Road), Culver Road  
(Clifford Avenue to Norton Street),  
South Avenue (E. Henrietta Road  
to Elmwood Avenue), University  
Avenue (Culver Road to Blossom Road)

Council Priority: Jobs and  
Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2023 Preventive Maintenance Group 1 Project. This legislation will:

1. Appropriate \$90,000 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of the design and construction administration services for the project; and,
2. Amend Section 3 of Ordinance No. 2021-241, which established funding for an agreement with Erdman, Anthony and Associates, Inc. for engineering design and construction administration services by reducing \$90,000 of 2021-22 Cash Capital and replacing those funds with the NYS Marchiselli Aid appropriated herein.

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

The project includes milling and resurfacing of the pavement, spot curb and hazardous sidewalk replacements, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, and replacement of traffic pavement markings. The addition of on-street bicycle facilities will be evaluated during preliminary design. 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.

It is anticipated that construction will begin in spring 2023 with substantial completion in fall 2023.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Appropriating funds and amending Ordinance No. 2021-241 relating to the 2023 Preventive Maintenance Group 1 Project**

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

Section 1. The Mayor is hereby authorized to accept and use \$90,000 in anticipated reimbursements from the New York State Marchiselli Aid program, which amount is hereby appropriated to fund a portion of the design and construction administration services for the 2023 Preventive Maintenance Group 1 Project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue), and University Avenue (Culver Road to Blossom Road) (collectively, the Project).

Section 2. Section 3 of Ordinance No. 2021-241, authorizing an agreement for the Project, is hereby amended to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Erdmann, Anthony and Associates, Inc. to provide engineering design and construction administration services for the Project. The maximum compensation for the agreement shall be \$625,000, which shall be funded in the amounts of \$480,000 from the FHWA funds appropriated in Section 2 hereof, \$90,000 in anticipated reimbursements from the New York State Marchiselli Aid Program, and ~~\$145,000~~\$55,000 from 2021-22 Cash Capital. The term of the agreement shall continue until 6 months after final acceptance of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed Unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Re: Ordinance No. 2021-364  
2021 Preventive Maintenance  
Northwest Group 12 -Driving Park  
Avenue (Ramona Street to Dewey  
Avenue), Emerson Street (Mt. Read  
Boulevard to Sherman Street),  
Jay Street (Mt. Read Boulevard  
to at-grade Railroad Crossing)

Council Priority: Jobs and Economic  
Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2021 Preventive Maintenance Northwest Group 12 Project. This legislation will:

1. Appropriate \$469,050 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of construction and Resident Project Representation (RPR) services for the project; and,
2. Amend Section 3 of Ordinance No. 2021-83, which established funding for an agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. for Resident Project Representation (RPR) services related to this project, by reducing bonds appropriated by Ordinance No. 2021-84 by \$63,110 to a new total of \$29,852 and reducing 2020-21 Cash Capital by \$3,015 to a new total of \$1,354 and replacing those funds with \$66,125 of NYS Marchiselli Aid appropriated herein.

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

The project includes milling and resurfacing of the pavement, spot curb replacements, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, and replacement of traffic pavement markings. Additional enhancements include new bike lanes, curb bump-outs, new left turn lanes on Emerson Street at Glide Street and an evaluation for converting a signalized intersection of Jay Street and Glide Street to a four-way stop. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility for all users, and expand the useful life of the pavement structure.

Construction began in spring 2021 and is anticipated to be substantially complete in fall 2021.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-201

Ordinance No. 2021-364  
(Int. No. 400)

**Appropriating funds and amending Ordinance No. 2021-83 relating to the 2021 Preventive Maintenance Northwest Group 12 Project**

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

Section 1. The Mayor is hereby authorized to accept and use \$469,050 in anticipated reimbursements from the New York State Marchiselli Aid program, which amount is hereby appropriated to fund a portion of the design and construction administration services for the Preventive Maintenance Northwest Group 12 - Driving Park Avenue (Ramona Street to Dewey

Avenue), Emerson Street (Mt. Read Boulevard to Sherman Street), Jay Street (Mt. Read Boulevard to at-grade Railroad Crossing) (collectively, the Project).

Section 2. Section 3 of Ordinance No. 2021-83, authorizing funding and an agreement for the Project, is hereby amended to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. to provide resident project representation services for the Project. The maximum compensation shall be \$450,000, which shall be funded in the amounts of \$352,669 from FHWA funds appropriated in Section 1 herein, ~~\$92,962~~ \$29,852 from bonds issued for the Project in a concurrent Ordinance No. 2021-84, \$66,125 in anticipated reimbursements from the NYS Marchiselli Aid Program, and ~~\$4,369~~ \$1,354 from 2020-21 Cash Capital. The term of the agreement shall continue to six months after final completion of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed Unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-365  
Re: New York State Water  
Infrastructure Improvement  
Grant Application

Council Priority: Deficit Reduction and  
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods.

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

1. Authorize the Mayor to apply to New York State for grants under the NYS WIIA.
2. Authorize any necessary agreements with New York State for the receipt of funding.

This program provides grants to assist municipalities in funding water quality infrastructure projects that focus on improving water quality and protecting public health. Municipalities may receive up to \$3 million or 60% of the total project cost, whichever is less.

Grant applications must be submitted by November 22, 2021 to be considered for funding during the State Fiscal Year 2021-2022. Construction for eligible projects must be completed during or after Federal Fiscal Year 2019.

The WIIA funds, if granted, shall be used to fund a portion of the Lead Service Line Replacement Project, with an estimated project cost of \$5,000,000, a State funding request of \$3,000,000 and a City match of \$2,000,000.

If State funding is awarded, the local match amounts will be funded from the 20-21 Capital improvement plan and from future Capital Improvement Plans contingent upon approval.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-365  
(Int. No. 401)

**Authorizing applications to and agreements with New York State for funding of water quality infrastructure improvements**

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

Section 1. The Mayor is hereby authorized to submit applications to and enter into an agreements with New York State for grants of up to \$3,000,000 under the New York State Water Infrastructure Improvement Act to fund a portion of the costs of the City's Lead Service Line Replacement Project.

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

Section 3. This ordinance shall take effect immediately.

Passed Unanimously.

By Vice President Lightfoot  
November 9, 2021

To the Council:

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

- |              |  |
|--------------|--|
| Int. No. 402 | Authorizing an agreement for athletic skill development and academic support services  |
| Int. No. 403 | Appropriating funds for the Mural Arts Project   |
| Int. No. 404 | Authorizing agreements and funding and amending the 2021-22 Budget for the Comprehensive Adolescent Pregnancy Prevention Program |

- Int. No. 405 Authorizing a grant agreement and amending the 2021-22 Budget for Motor Vehicle Theft and Insurance Fraud Prevention
- Int. No. 406 Appropriating funds and amending the 2021-22 Budget for the Office of Business Intelligence
- Int. No. 407 Authorizing a grant agreement and amending the 2021-22 Budget for the 2021 State Homeland Security program
- Int. No. 408 Authorizing an agreement for electronic patient care reporting software license and support
- Int. No. 409 Appropriating federal forfeiture funds and amending the 2021-22 Budget in relation to investigating narcotics trafficking
- Int. No. 410 Authorizing an agreement to create a Comprehensive Language Access Plan for the Police Accountability Board
- Int. No. 412 Authorizing an agreement to create an Awareness and Complaint-Related Communications Implementation Project for the Police Accountability Board
- Int. No. 413 Authorizing an agreement to create a Comprehensive Program of Onboard and Training for the Police Accountability Board

The **PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE** recommends the following entitled legislation to be **HELD** in Committee

- Int. No. 419 Authorizing an Intermunicipal agreement with the Rochester City School District related to overtime police services

Respectfully submitted,  
 Willie Lightfoot  
 Mitch Gruber (*Voted against Int. No. 409*)  
 Lashay D. Harris  
 Jose Peo  
 Loretta C. Scott  
**PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE**

Received, filed and published.

TO THE COUNCIL  
 Ladies and Gentlemen:

Ordinance No. 2021-366  
 Re: Agreement – Mitchell Harris dba  
 Hoop N Holla – Athletic Skill  
 Development & Academic Support

Council Priority: Creating and Sustaining

a Culture of Vibrancy; Support the Creation  
of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$12,500 as maximum annual compensation for an agreement with Mitchell Harris dba Hoop N Holla (Rochester, NY) to provide Academic Monitoring and Support, Sports IQ Training, Athletic Skill Development and NCAA Compliance for City youth. This agreement will be for the remainder of the fiscal year with the option to renew for one additional one-year period. The cost of this agreement will be funded from the 2021–22 Budget of the Department of Recreation and Human Services (DRHS), and future budgets of DRHS contingent upon approval.

Prior to this agreement, DRHS collaborated with Mitchell Harris dba Hoop N Holla to conduct summer camps and basketball clinics since 2017. Mitchell Harris has more than 20 years of coaching experience in the Rochester area and provides a curriculum for advanced athletes. Mitchell had been an educator for over 25 years and is the author of several books. He has several former and current student athletes who benefit from his NCAA Compliance and Academic Monitoring services which include transcript assessments, developing course schedules for Division I and II NCAA eligibility, SAT and ACT Prep, amateur status review and assessment and researching college & universities for potential good “fit”.

Mitchell Harris dba Hoop N Holla was selected for these services based on the City’s past and current experience collaborating with this consultant. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-202

Ordinance No. 2021-366  
(Int. No. 402)

**Authorizing an agreement for athletic skill development and academic support services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Mitchell Harris to provide academic monitoring and support, sports IQ training, athletic skill development and NCAA compliance support for City youth. The term of the agreement shall extend until June 30, 2022, with the option to extend for one additional year. The maximum annual compensation for the agreement shall be \$12,500, which shall be funded from the 2021-22 Budget of the Department of Recreation and Human Services (DRHS) for the initial term. The compensation for the optional 1 year extension shall be funded from the 2022-23 Budget of DRHS, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-367  
Re: 2021-22 Annual Action Plan  
Consolidated Community  
Development Plan – Job Creation  
and Youth Development Mural  
Arts Project

Council Priority: Creating and  
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation appropriating \$11,300 of Community Development Block Grant funds from the 2021-22 Annual Action Plan, Job Creation and Youth Development allocation for the “Roc Paint Division” Mural Arts project. These funds will be used for program supplies, artistic training fees and educational field trip expenses.

The Mural Arts project, initiated in 2012 in collaboration with the Department of Neighborhood and Business Development, engages Rochester youth to create, develop, and install public art projects to enhance and improve the community. Each year, a “Roc Paint Division” mural arts team is assembled consisting of two public arts coordinators (Justin Suarez and Brittany Williams) and ten youth workers who are chosen based on an application and interview process. The team will identify opportunities for mural/arts installations at underserved Rochester parks and green spaces, the Rochester Public Library branches and community-based non-profit agencies. Locations will be determined through consultation with youth and adult community stakeholders and will create opportunities to engage the public during the design and installation process.

Since the program’s inception, murals have been installed at the various locations throughout the city including: the Ametek building on North Union Street across from the Public Market, Adams Street R-Center, Avenue D R-Center, Tyshaun Cauldwell Center for Hope, Carter Street R-Center, Edgerton R-Center, Willie W. Lightfoot R-Center, Frederick Douglass R-Center, David F. Gantt R-Center, Humboldt Street R-Center, Roxie and Ryan R-Centers, the Lincoln Branch Library, and Jones Square Park.

This program was last approved by Council in July 2019 via Ordinance No. 2019-239.

Respectfully submitted,  
Lovely A. Warren  
Mayor

**Appropriating funds for the Mural Arts Project**

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

Section 1. The sum of \$11,300 from the Job Creation/Youth Development allocation of the 2021-22 Annual Action Plan is hereby appropriated for the Mural Arts Project (the Project). The uses of the appropriation herein shall be allocated for Project supplies, field trips, and artistic training.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-368  
Re: Agreement – New York State  
Department of Health,  
Comprehensive Adolescent  
Pregnancy Prevention Grant

Council Priority: Support the Creation  
of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Comprehensive Adolescent Pregnancy Prevention (CAPP) Grant program to address teen pregnancy. This legislation will:

1. Authorize an agreement with the New York State Department of Health (NYSDOH) for the receipt and use of \$598,407 for the January 1 through December 31, 2022 program period.
2. Amend the 2021-22 Budget of the Departments of Recreation and Human Services by \$97,400 and Undistributed Expenses by \$53,000 to reflect \$150,378 in grant funds apportioned to personnel expenses for four full-time employees for January 1, 2022 through June 30, 2022. The remaining \$153,389 apportioned to personnel costs and benefits for those grant-funded employees for July 1, 2022 through December 31, 2022, will be anticipated and included in the 2022-23 Budgets of the Department of Recreation and Human Services and Undistributed Expenses, contingent upon approval.
3. Establish \$223,220 as total maximum compensation for the following agreements, funded from the grant authorized herein, for a term of one year:

Baden Street Settlement, Inc. / Metro Council for Teen Potential (Mike Marsh)	\$83,242
Anthony L. Jordan Health Center (Dr. Janice Harbin)	\$20,000
Society for the Protection and Care of Children (Laurie Valentine)	\$63,441
YWCA of Rochester and Monroe County (Dr. Myra Henry)	\$56,537
<b>TOTAL</b>	<b>\$223,220</b>

The remaining \$71,420 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel expenses such as educational supplies, printing, and office supplies, as well as indirect expenses.

The NYSDOH CAPP Grant program completed its five year grant cycle and was awarded a one-year extension due to the CAPP new request for application being delayed. The grant was last authorized by City Council Ordinance No. 2020-370. The goal of this program is to significantly reduce the rate of pregnancy among teenagers in targeted areas. The primary goals of the program are to:

- Provide evidence-based curricula in the Rochester City School District, Charter Schools, R-Centers and community based agency settings
- Reduce adolescent pregnancy and STI rates in the city of Rochester
- Improve high school graduation rates in the city of Rochester

The program will be locally promoted as RISE and will serve a total of 800 unduplicated youth and 100 parents each year. According to the 2019 Youth Risk Behavior Survey, youth are being more careful with their sexual behavior. The survey reflects a delay in onset sexual experiences, a reduction in number of partners and overall sexual activity. Please see the attachment for additional information on Rochester youth health trends over time.

Respectfully submitted,  
 Lovely A. Warren  
 Mayor

Attachment No. AU-203

Ordinance No. 2021-368  
 (Int. No. 404)

**Authorizing agreements and funding and amending the 2021-22 Budget for the Comprehensive Adolescent Pregnancy Prevention Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health (NYSDOH) for the receipt and use of \$598,407 in funding for the Comprehensive Adolescent Pregnancy Prevention Program (Program) for the January 1, 2022 to December 31, 2022 program period.

Section 2. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services by \$53,000, which amount is hereby

appropriated from the funds to be received under the grant agreement and for the purpose authorized in Section 1 herein.

Section 3. The Mayor is hereby authorized to enter into professional service agreements to provide Program services with each of the following organizations for the maximum compensation amounts specified herein for a term of one year:

Baden Street Settlement of Rochester, Inc.	\$83,242
Anthony L. Jordan Health Center	\$20,000
Society for the Protection and Care of Children	\$63,441
YWCA of Rochester and Monroe County	\$56,537
TOTAL	\$223,220

provided that, in the event that all funds allocated for any listed provider are not expended, the Mayor is authorized to enter into an amendatory agreement with one or more of the other providers to use the unexpended funds to provide additional Program services.

Section 4. The provider agreements authorized in Section 3 shall be funded from the grant funds to be received from NYSDOH as authorized and appropriated in Section 1 herein.

Section 5. Funds in the amount of \$71,420 from the grant agreement authorized in Section 1 are hereby appropriated to the Teenage Pregnancy Prevention Special Revenue Fund to pay for non-personnel and indirect expenses relating to the Program.

Section 6. The grant agreement and provider agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-369  
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 2021-22 Budget of the Police Department by \$23,000 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. This grant does not cover fringe which is estimated at \$16,363.

The term of this agreement is January 1, 2022 through December 31, 2022. RPD has received this grant for over 10 years.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-369  
(Int. No. 405)

**Authorizing a grant agreement and amending the 2021-22 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, 2022 through December 31, 2022.

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations for the Budget of the Police Department by \$23,000, which amount is hereby appropriated from the grant funds to be received and for the purpose authorized in Section 1 herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

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

Nays – Councilmember Lupien -1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-370

Re: Appropriation and Budget Amendment,  
American Rescue Plan Act

Council Priority: Public Safety

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

- a. Appropriate the receipt and use of \$1,912,100 from ARPA for salaries for the expansion of the Office of Business Intelligence.
2. Amend the 2021-22 Budget of the Police Department by \$173,600 and Undistributed by \$126,900 to reflect a portion of this appropriation. The remaining funding appropriated herein will be anticipated and included in future Budgets of the Police Department and Undistributed upon approval.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). The expansion of the Rochester Police Department's Office of Business Intelligence (OBI) was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. Expanding the analytical capacity of OBI, is an eligible use of ARPA funding per the Treasury Interim Guidelines Expenditure Category 6.1 Provision of Government Services.

This funding allocation also aligns with the City of Rochester's Comprehensive Plan under Public Health and Safety strategy 3a to increase the capabilities of RPD through collaboration, data analysis, technology, and new or improved resources, and Smart City Innovations strategy 4a to improve municipal technology to better serve the city, residents, stakeholders, and others.

These funds will be used to hire five Data Analysts for RPD's Office of Business Intelligence to develop the necessary business processes, manage data workflow, create analytical products, and upgrade the existing Open Data Portal. Additionally, the improved data governance and automation would have a direct impact on the RPD's ability to comply with the Governor's Executive Order (203) on Criminal Justice Reform and the data recommendations from the RASE Commission. The Data Analysts' time will be focused on operationalizing and implementing the use of data to 1) inform leadership and the community of crime trends and causal factors; 2) engage the community in collaborative problem-solving; 3) drive strategies to prevent crime and to develop a response to trends and patterns; 4) ensure equity in the application of public safety; 5) properly assess and evaluate operational responses, organizational changes, technology use; and 6) make budgetary recommendations about the organization.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-370  
(Int. No. 406)

## **Appropriating funds and amending the 2021-22 Budget for the Office of Business Intelligence**

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

Section 1. The Council hereby authorizes the receipt and use of \$1,912,200 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 to expand the analytical capacity of the Police Department's Office of Business Intelligence to better serve the city, residents and others.

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund and carry out said expansion as authorized in Section 1 herein. The agreements and documents authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations for the Budget of the Police Department by \$173,600 and for Undistributed Expenses by \$126,900, which amounts are hereby appropriated from the funds to be received under the agreement and for the purpose authorized in Section 1 herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-371  
Re: Grant Agreement – 2021 State  
Homeland Security Program (SHSP)

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services (NYSDHSES) for the receipt and use of \$198,000 from the 2021 State Homeland Security Program (SHSP) grant and amending the 2021-22 Budgets of the Fire Department by \$26,200 and Undistributed Expenses by \$8,300 for related personnel expenses. The remaining non-personnel expenses (\$163,500) will be funded directly from a Special Revenue Fund specific to this grant. Since this is a multi-year grant, any remaining personnel expenses will be appropriated in the 2022-23 Budget of the Fire Department, contingent upon its approval.

This grant was initially received by the Rochester Fire department in 2010. It is provided to support building, sustainment and delivery of core capabilities for achieving preparedness and resilience in the event of terrorist attacks, severe weather and other significant events in the Rochester/Monroe County region. Grantees are required to build capabilities that relate to the prevention of, protection from, or response to significant events. The program period is September 1, 2021 through August 31, 2024, and no matching funds are required.

The 2021 allocation will be used for equipment, such as: rescue task force personal protective gear and training props, Hazmat Team portable radios and Community Emergency Response Training (CERT) supplies (\$163,500). Funding will also support overtime back-fill for rescue task force sustainment training and Community Emergency Response Training (CERT) training classes (\$26,200) and fringe benefits for all personnel expenses included in the funding allocation (\$8,300).

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-371  
(Int. No. 407)

**Authorizing a grant agreement and amending the 2021-22 Budget for the 2021 State Homeland Security program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of grant funds from the 2021 State Homeland Security program (Program) in the amount of \$198,000. The term of the agreement shall be from September 1, 2021 through August 31, 2024.

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

Section 3. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Fire Department by \$26,200 and Undistributed Expenses by \$8,300, which amounts are hereby appropriated from the Program grant authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-372  
Re: Agreement – American Medical  
Response, Inc. (AMR)

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with American Medical Response, Inc. (AMR), Edward B. Van Horne, President, with corporate offices in

Greenwood Village, CO and local offices in Rochester, NY for electronic patient care report (ePCR) software license and support. The Rochester Fire Department will enter into an agreement with AMR to use Multi-EMS Data System (MEDS), an electronic patient care report (ePCR) data submission platform that is compliant with new New York State Department of Health (DOH) reporting mandates.

The Fire Department does not currently submit patient care reports to NYS DOH. The current system is not capable of sending reports. Effective January 1, 2022 NYS DOH is implementing new ePCR data submission mandates. RFD must implement a report submission platform that is compliant with the new mandates. The MEDS platform has the ability to customize reports and provide a wide array of data such as Narcan uses and opioid overdoses.

Since the City of Rochester has an agreement with AMR for the provision of emergency ambulance services within the City there will be no cost and no annual fee to use the cloud-based platform. The current contract term with AMR for emergency ambulance service is for 4 years with 2 renewal options of 1 year each expiring November 30, 2024. The term of the Epcr cloud based platform use agreement will align with the current contract for emergency ambulance services and will be for 3 years with 2 additional one year renewal options.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-372  
(Int. No. 408)

### **Authorizing an agreement for electronic patient care reporting software license and support**

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 American Medical Response, Inc. (AMR) to provide a license and support for the Rochester Fire Department to utilize the Multi-EMS Data System (MEDS) platform to submit electronic patient care reports in accordance with the State Health Department reporting mandates. There shall be no cost or annual fee for the Fire Department's use of MEDS provided that the City's agreement with AMR for the provision of emergency ambulance services remains in effect. The term of the MEDS agreement shall be for 3 years with the option to extend for up to 2 additional periods of one-year each in order to align with the term of the City's current emergency ambulance services agreement with AMR.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL  
Ladies and Gentlemen:

Ordinance No. 2021-373  
Re: Appropriation of Federal Forfeiture  
Funds – Overtime

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$225,000 from federal forfeiture funds generated by the Police Department, and amending the 2021-22 Budget of the Police Department to reflect this amount.

These funds will be used to pay overtime to supplement a lengthy investigation into a highly-active narcotics network operating across the City of Rochester. To date, the Rochester Police Department's investigation into this group has yielded over 6 kilograms of cocaine/fentanyl and 34 illegal guns. From the onset of this investigation, the goal has been to reduce the amount of dangerous narcotics flowing into our neighborhoods and eliminating the possibility of associated firearms being used to hurt or kill any individuals.

The appropriations requested this month will result in a balance of approximately \$352,300 in the federal forfeiture treasury fund.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Ordinance No. 2021-373  
(Int. No. 409)

**Appropriating federal forfeiture funds and amending the 2021-22 Budget in relation to investigating narcotics trafficking**

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

Section 1. There is hereby appropriated from federal forfeiture funds the sum of \$225,000, or so much thereof as may be necessary, to fund the payment of overtime pay and to supplement an investigation into a narcotics network operating across the city.

Section 2. Ordinance No. 2021-174, the 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 \$225,000, which amount is hereby appropriated for the purposes authorized in Section 1 herein.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Evans, Harris, Lightfoot, Meléndez, Patterson,  
Peo- 7.

Nays – Councilmembers Gruber, Lupien-2.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-374

Re: Agreement – Empire Justice Center

Council Priority: Public Safety

Comprehensive Language Access Plan

Transmitted herewith for your approval is legislation establishing \$112,750 as maximum compensation for an agreement with Empire Justice Center, One West Main Street, Suite 200, Rochester, New York 14614, for consulting services to assist the Police Accountability Board to create a Comprehensive Language Access Plan that will ensure the Board can provide high quality appropriate language services to all communities in Rochester.

The cost of this agreement will be funded from the 2021-22 Budget of the Police Accountability Board.

Empire Justice Center was selected for these services through a Request for Proposal process described in the attached summary.

Respectfully submitted,  
Loretta C. Scott  
President

Attachment No. AU-204

Ordinance No. 2021-374  
(Int. No. 410)

**Authorizing an agreement to create a Comprehensive Language Access Plan 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 Empire Justice Center to assist the Police Accountability Board to create a Comprehensive Language Access Plan. The term of the agreement shall be up to one year. The maximum compensation for the agreement shall be \$112,750, which shall be funded from the 2021-22 Budget of the Police Accountability Board.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-375  
Re: Agreement – Causewave  
Community Partners

Council Priority: Public Safety

Awareness & Complaint-Related  
Communications Implementation Project

Transmitted herewith for your approval is legislation establishing \$158,600 as maximum compensation for an agreement with Causewave Community Partners (Kate Pellet, Chief Operating Officer, Rochester, New York) for consulting services to assist the Police Accountability Board to create an Awareness & Complaint-Related Communications Implementation Project. The cost of this agreement will be funded from the 2021-22 Budget of the City Council & Clerk.

Causewave Community Partners was selected for these services through a Request for Proposals process described in the attached summary.

Respectfully Submitted,  
Loretta C. Scott  
President

Attachment No. AU-205

Ordinance No. 2021-375  
(Int. No. 412)

**Authorizing an agreement to create an Awareness and Complaint-Related Communications Implementation Project 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 Causewave Community Partners, Inc. to assist the Police Accountability Board in creating an Awareness and Complaint-Related Communications Implementation Project. The term of the agreement shall be up to one year. The maximum compensation for the agreement shall be \$158,600, which shall be funded from the 2021-22 Budget of the Police Accountability Board.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-376  
Re: Agreement – Coordinated Care  
Services, Inc. (CCSI)

Council Priority: Public Safety

Comprehensive Program of Onboard and  
Training

Transmitted herewith for your approval is legislation establishing \$300,000 as maximum compensation for an agreement with Coordinated Care Services, Inc. (Elizabeth Meeker, Vice President of Consulting Services, Rochester, New York) for consulting services to assist the Police Accountability Board to create a Comprehensive Program of Onboard and Training. The cost of this agreement will be funded from the 2021-22 Budget of the City Council & Clerk.

Coordinated Care Services, Inc. (CCSI) was selected for these services through a Request for Qualifications process that aimed to choose a vendor on a best value basis. A full justification for not issuing a request for proposals is attached.

Respectfully Submitted,  
Loretta C. Scott  
President

Attachment No. AU-206

Ordinance No. 2021-376  
(Int. No. 413)

**Authorizing an agreement to create a Comprehensive Program of Onboard and Training 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 Coordinated Care Services, Inc. (CCSI) to assist the Police Accountability Board in creating a Comprehensive Program of Onboard and Training. The term of the agreement shall be up to one year. The maximum compensation for the agreement shall be \$300,000, which shall be funded from the 2021-22 Budget of the Police Accountability Board.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Gruber moved to discharge Int. No. 419 from committee

The motion was seconded by Councilmember Patterson

The motion was adopted unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2021-377  
Re: Agreement – Rochester City School  
District, Overtime Police Services

Council Priority: Public Safety; Support the  
Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the Rochester City School District (RCSD) for the provision of sworn Police Officers to provide police services at an overtime rate at certain school facilities during student arrival and dismissal times, with reimbursement for costs at a minimum overtime rate of \$79.00 per hour for thirty days throughout the school year. One hour of police presence will be provided at arrival times on each of the chosen days, as well as one hour during dismissal, with one officer provided for each arrival and dismissal. The term of the agreement will be for six months from the time of execution.

The intermunicipal agreement is contingent upon approval by the RCSD Board of Education, which is scheduled to consider the matter at the Board's next meeting on October 28.

Respectfully submitted,  
Lovely A. Warren  
Mayor

Attachment No. AU-207

Ordinance No. 2021-377  
(Int. No. 419)

**Authorizing an intermunicipal agreement with the Rochester City School District related to overtime police services**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the Rochester City School District (RCSD) to provide sworn City of Rochester Police Officers to provide police services at certain school facilities during student arrival and dismissal times, and to obtain reimbursement for the overtime services from the RCSD at a minimum overtime rate of \$79.00 per hour per officer as partial reimbursement for the City's cost of providing said officers. The term of said agreement shall be for no more than six months from the date of execution.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmember Evans, Lightfoot, Meléndez, Patterson, Peo -6.

Nays: Councilmembers Gruber, Lupien – 2.

Councilmember Harris abstained due to a professional relationship.

The meeting was adjourned at 8:50 p.m.

HAZEL L. WASHINGTON  
City Clerk