



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **December 17, 2019** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **December 18, 2019** in accordance with the applicable provisions of law.

Ordinance No. 2019-352

## **Authorizing an amendatory agreement for a rental vacancy study**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Northeast & Bucks Co., aka Mullin & Lonergan Associates, to complete a rental vacancy study. The maximum compensation for the agreement originally authorized in Ordinance 2019-300 is hereby increased by \$40,000 to a total amount of \$100,000. The amendatory compensation amount shall be funded from the Planning and Studies allocation for Project #31 of the Consolidated Community Development/2017-18 Annual Action Plan, as amended in Section 1 of Ordinance No. 2019-300.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris,  
Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest Hazel Washington  
City Clerk



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Ordinance No. 2019-353

**Authorizing an amendatory agreement with Tyler Technologies, Inc.**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Tyler Technologies, Inc. to provide additional services related to the Enterprise Process and System Solution for Cashiering project. The term of the original agreement authorized in Ordinance No. 2015-285 and as amended in Ordinance No. 2019-19 is hereby extended for one additional year.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest   
City Clerk



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Ordinance No. 2019-354

## **Authorizing an agreement for State lobbying services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Ostroff Associates, Inc. for the provision of State lobbying services. The term of the agreement shall be one year with the option for up to three extensions of one year each. The maximum annual compensation for the agreement shall be \$62,500. The compensation for the first year shall be funded in the amounts of \$31,250 from the 2019-20 Budget of the Office of the Mayor and \$31,250 from the 2020-21 Budget of the Office of the Mayor, contingent upon approval of the latter Budget. The compensation for subsequent years, if any, shall be funded from subsequent years' Budgets of the Office of Mayor, contingent upon their approval.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris,  
Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest

A handwritten signature in cursive script that reads "Hazel Washington". The signature is written over a horizontal line.

City Clerk



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Ordinance No. 2019-355

**Authorizing an agreement with MVP Select Care, Inc. for health insurance administration services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with MVP Select Care, Inc. for administration of health insurance plans for City employees and retirees. The term of the agreement shall be three years with an option to renew for two additional one-year periods. The maximum annual compensation shall be \$1,800,000, which shall be funded from the Budget of Undistributed Expenses out of the payments made to MVP Select Care, Inc. as part of the City's self-insured monthly premium equivalent charges

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris,  
Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



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Ordinance No. 2019-356

**Authorizing an agreement with The Guardian Life Insurance Company of America for dental plan administration services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Guardian Life Insurance Company of America for administration of dental insurance plans for all benefit-eligible City employees. The maximum compensation for the agreement shall be \$270,000, which shall be funded from \$45,000 from the 2019-20 Budget of Undistributed Expenses, \$90,000 each from the 2020-21 and 2021-22 Budgets of Undistributed Expenses, and \$45,000 from the 2022-23 Budget of Undistributed Expenses, contingent upon the latter three budgets' approval. The term of the agreement shall be three years.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest** Hazel Washington  
City Clerk



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Ordinance No. 2019-357

**Authorizing an agreement with Lifetime Benefit Solutions, Inc. for the administration of flexible benefit plans**

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

Section 1. The Mayor is hereby authorized to enter the City into a professional services agreement with Lifetime Benefit Solutions, Inc. for administration of the Flexible Spending Accounts, Parking/Transit Reimbursement Accounts and for the remaining balances in previously-funded Health Reimbursement Accounts for City employees. The agreement shall have a term of three years from January 1, 2020 to December 31, 2022.

Section 2. The maximum compensation for the agreement shall be \$120,000. The cost of the agreement shall be funded in the amounts of \$20,000 from the 2019-20 Budget of Undistributed Expenses, \$40,000 from the 2020-21 Budget of Undistributed Expenses, \$40,000 from the 2021-22 Budget of Undistributed Expenses, and \$20,000 from the 2022-23 Budget of Undistributed Expenses, contingent upon the approval of the future budgets.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest Hazel Washington  
City Clerk



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Ordinance No. 2019-358

**Authorizing an agreement with MVP Health Care, Inc. for COBRA administration services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with MVP Health Care, Inc. for administration services to comply with the Consolidated Omnibus Budget Reconciliation Act (COBRA). The maximum compensation for the agreement shall be funded by the 2019-20 Budget of Undistributed Expenses and subsequent Budgets of Undistributed, contingent upon their approval, and be limited to the amount of premiums collected from separated employees and retirees which include an administrative fee for COBRA continuation coverage. The term of the agreement shall be three years.

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

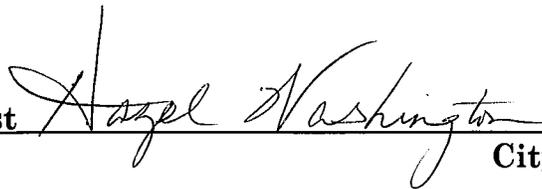
Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script that reads "Hazel Washington". The signature is written over a horizontal line.

**City Clerk**



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Ordinance No. 2019-359

**Authorizing administrative tax cancellations and refunds of \$1,000 or less for 2020**

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

Section 1. The Director of Finance is hereby authorized to approve the cancellation of real property taxes and/or charges or fees added to those taxes subject to the following conditions:

- a. The amount to be cancelled for any year for any particular account shall be \$1,000 or less.
- b. A report summarizing all cancellations approved by the Director during any month shall be submitted to the City Council by the 15th day of the subsequent month.
- c. The total amount of cancellations approved by the Director for any fiscal year shall not exceed the amount of the tax reserve (provisions for uncollected or delinquent amounts) established by the City Council for that year.

Section 2. This ordinance shall be in effect for calendar year 2020.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

*Hazel Washington*

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



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Ordinance No. 2019-360

#### Authorizing the sale of real estate and amending Ordinance No. 2016-359

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

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

Address	SBL#	Lot Size	Use	Price	Purchaser
30 Ave A	105.28-2-25	40 x 120	2 Fam	\$ 7,300	Aamir Waqar
26 Cady St	121.53-1-79	42 x 117	1 Fam	\$ 7,600	Muhammad Raza
278 Champlain St	120.60-2-83	33 x 148	1 Fam	\$ 4,900	Al Langlais & Willina Price
469 Colvin St	105.81-2-52	35 x 100	1 Fam	\$ 8,400	Morningnights Realty, LLC
‡ 465 Colvin St	105.81-2-51	35 x 100	Vacant		
3 Emanon St	091.61-1-79	40 x 117	2 Fam	\$ 12,300	Shmaria Thomas
25 Epworth St	120.51-4-13	39 x 80	1 Fam	\$ 500	Richard A. Holmes
20-22 Fair Pl	106.60-1-40	40 x 109	3 Fam	\$ 5,500	Miguel Remigio Vazquez
195 Grand Av	107.61-2-17	40 x 128	1 Fam	\$ 6,500	Marvalyn Napier
1396 Jay St	105.78-1-63	40 x 120	1 Fam	\$ 16,500	Kenny Chonge
58 Ketchum St	106.23-1-36	35 x 92	1 Fam	\$ 3,600	Lawrence Campbell
106 Lincoln St	106.42-1-61	30 x 110	1 Fam	\$ 15,200	Aamir Waqar
‡ 110 Lincoln St	106.42-1-62	30 x 110	Vacant		
170 Lincoln St	106.34-3-24	40 x 110	2 Fam	\$ 13,000	Ajay S. Fadia
6 Lorraine Pl	105.73-1-17	35 x 110	1 Fam	\$ 3,600	Shontell Williams

42 Malvern St	105.35-1-31	33 x 77	1 Fam	\$ 3,900	Emmanuel Perez
304 Orange St	105.82-2-48	53 x 64	3 Fam	\$ 8,400	Lyfe Unlimited, LLC
858 Portland Av	091.83-2-92	45 x 103	1 Fam	\$ 13,400	Muhammad Raza
38 Radio St	106.30-4-46	35 x 127	1 Fam	\$ 500	Anthony Diaz
276 Ravine Av	105.34-2-42	50 x 121	1 Fam	\$ 12,100	Andrew Cardot
17 Second St	106.59-1-23.1	40 x 120	3 Fam	\$ 4,100	Lawrence Campbell
202 Seward St	121.61-2-5.3	73 x 138	1 Fam	\$ 12,700	Alda Asef
71-73 Thurston Rd	120.64-1-5	40 x 145	2 Fam	\$ 36,000	Muhammad Raza
26 Weyl St	091.71-3-53	38 x 103	1 Fam	\$ 9,000	Miguel Remigio Vazquez

‡ Sold together with adjacent property listed above.

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

Address	SBL#	Lot Size	Use	Price	Purchaser
151-153 Wilkins St	106.23-3-26	43 x 102	Apartment	\$ 2,777	Emma Lovett

Section 3. The Council hereby approves the negotiated sale of the following parcel of vacant land:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
25 Pool St	105.79-1-61	40 x 120	4,805	\$1,000	Tien Tran and Huy Tran

Section 4. The Council hereby approves the sale of each of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq.Ft.	Purchaser
1227 N. Clinton Ave	091.78-2-17	38 x 130	4,975	Brian E. Abramson
424 Maple St	120.26-2-53	33 x 214	7,062	Paul Birch
4 Parker Pl	105.84-3-71	28 x 44	1,246	NSRE Holdings, LLC

Section 5. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



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Ordinance No. 2019-361

**Authorizing funding and agreements for the 2019 Lead Hazard Control Grant Program, as amended**

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

Section 1. The Council hereby authorizes the receipt and use of \$5,600,000 from the U.S. Department of Housing and Urban Development (HUD) to fund the City's 2019 Lead Hazard Control Grant Program (Program) and authorizes the Mayor to enter into an agreement with HUD and to execute such other documents as may be necessary for the City to participate in and administer the use of HUD funding for the-Program.

Section 2. The Council hereby appropriates \$5,207,704 from the funds authorized by Section 1 herein for the City's use to operate the Program. Of this amount, \$485,330 shall be used for personnel, \$12,720 for travel and \$4,709,654 for lead hazard control projects.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Yehl Environmental Incorporated to provide lead abatement and interim control worker training. The maximum compensation for the agreement shall be \$63,000, which shall be funded from the funds authorized by Section 1 herein. The term of the agreement shall be one year with the option to extend for up to 2 additional years if funds within the authorized maximum compensation remain.

Section 4. The Mayor is hereby authorized to enter into professional services agreements with the following consultants for lead hazard evaluation services for the Program. The agreement shall have an aggregate maximum compensation of \$235,000, which shall be funded from the appropriation authorized by Section 1 herein:

- a. Environmental Testing & Consulting, Inc., Batavia, NY; and
- b. Environmental Education Associates, Inc., Buffalo, NY.

The term of each agreement shall be one year with the option to extend for up to 2 additional years if funds within the authorized aggregate maximum compensation remain.

Section 5. The Mayor is hereby authorized to enter into a professional services agreement with Causewave Community Partners, Inc. to provide community education and outreach to raise awareness of child lead poisoning. The maximum compensation for the agreement shall be ~~\$63,000~~ \$94,296, which shall be funded from the funds authorized by Section 1 herein. The term of the agreement shall be one year with the option to extend for up to 2 additional years if funds within the authorized maximum compensation remain.

Section 6. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for Program only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest



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Ordinance No. 2019-362

**Authorizing an agreement with Nextcorps, Inc. for economic development services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Nextcorps, Inc. to provide economic development services relating to assisting businesses within the City of Rochester. The maximum compensation for the agreement shall be \$10,000, which shall be funded from the 2019-20 Budget of the Department of Neighborhood and Business Development. The term of the agreement shall be six months.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest *Hazel Washington*  
City Clerk



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Ordinance No. 2019-363

## **Authorizing an agreement for economic development services**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Greater Rochester Enterprise, Inc. to provide economic development services for attracting and retaining businesses in the City of Rochester. The maximum compensation for the agreement shall be \$25,000, which shall be funded from the 2019-20 Budget of the Department of Neighborhood and Business Development. The term of the agreement shall be six months.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest** *Hazel Washington*  
City Clerk



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Ordinance No. 2019-364

## **Authorizing an amendatory lease agreement for 200 East Main Street**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory lease agreement with Geddes Rochester LLC (Geddes) for the lease of space in the building located at 200 East Main Street agreement. The maximum amount that the City shall reimburse to Geddes for Supplemental Space improvements under the lease agreement that was originally authorized in Ordinance No. 2017-263 and subsequently amended by Ordinance No. 2018-259 is hereby increased by \$16,473 to a total amount of \$341,598. The amendatory amount shall be funded by a Dormitory Authority of the State of New York grant that was appropriated for the purpose in Ordinance No. 2018-259.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**



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Ordinance No. 2019-365

**Authorizing reimbursement agreement for abandonment of areaway at 23-27 East Main Street**

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

Section 1. The Council hereby authorizes the Mayor to enter into an agreement with Rochesterville 2 LLC wherein the City shall reimburse up to \$60,000 as a portion of the costs that Rochesterville 2 LLC incurs to abandon and remove the areaway at 23-27 East Main Street, and the construction or reconstruction of the necessary incidentals thereto. The reimbursement shall be funded from 2014-15 Cash Capital and the term of the agreement shall extend until 3 months after completion and final acceptance of construction.

Section 2. The work described in Section 1 shall be performed and constructed in accordance with the provisions of Chapter 10 of the Municipal Code and City Standards and Specifications.

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

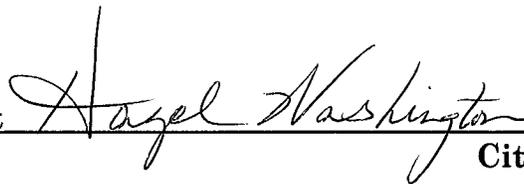
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest

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Ordinance No. 2019-366

**Authorizing pavement width changes and the acquisition of property takings for the Mt. Hope Avenue Phase 2 Improvements Project**

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

Section 1. Council hereby approves the following pavement width changes for the Mt. Hope Avenue Phase 2 Improvements Project (the Project):

A. On Mt. Hope Avenue:

1. An increase in pavement width of 2 feet, from 40 feet to 42 feet, from Rossiter Road to Irvington Road;
2. A tapered variable increase in pavement width of 2 to 12 feet, from 40 feet to 42 - 52 feet, beginning at Irvington Road and continuing 102 feet southward; and
3. An increase in pavement width of 12 feet, from 40 feet to 52 feet, beginning 102 feet south of Irvington Road to Brighton Park; and
4. A tapered variable increase in pavement width of 2 to 12 feet, from 40 feet to 42 - 52 feet, beginning at Brighton Park and continuing approximately 65 feet southward; and
5. An increase in pavement width of 2 feet, from 50 feet to 52 feet, beginning approximately 65 feet south of Brighton Park to Westfall Road/Westmoreland Drive.

B. On Westfall Road:

1. An increase in pavement width of 7 feet, from 44 feet to 51 feet, beginning at Mt. Hope Avenue and continuing approximately 125 feet eastward; and
2. A tapered variable increase in pavement width of 7 to 4 feet, from 44 feet to 51 - 48 feet, beginning approximately 125 feet east of Mt. Hope Avenue and continuing approximately 61 feet eastward; and
3. An increase in pavement width of 4 feet, from 44 feet to 48 feet, beginning approximately 186 feet east of Mt. Hope Avenue and continuing approximately 139 feet eastward; and
4. A tapered variable increase in pavement width of 4 to 0 feet, from 44 feet to 48 - 44 feet, beginning approximately 325 feet east of Mt. Hope Avenue and continuing approximately 79 feet eastward.

C. On Westmoreland Drive, a tapered variable increase in pavement width of 0 to 20 feet, from between 26 feet to 35 feet wide to between 26 feet to 45 feet wide, beginning at Mt. Hope Avenue and continuing approximately 120 feet westward.

D. On Irvington Road, an increase in pavement width of 8 feet, from 26 feet to 34 feet, beginning at a point approximately 5 feet west of Mt. Hope Avenue and continuing approximately 65 feet westward.

Section 2. The changes authorized herein shall be made in accordance with plans and specifications approved by the City Engineer, who may make reasonable modifications.

Section 3. The Council hereby authorizes the City to accept and take title to all permanent property interests that the State of New York has acquired for the Project in accordance with Ordinance Nos. 2017-185 and 2019-133 and authorizes the Mayor to execute such deeds, agreements or other instruments as may be necessary to effectuate the acquisitions authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



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Ordinance No. 2019-367

**Amending the Official Map by abandoning an unnamed alley located off of Wiley Street between Canal Street and Litchfield Street**

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by changing and deleting therefrom the following described property, heretofore dedicated to provide pedestrian and vehicular access for the proposed Canal Street Apartments.

**Legal Description of the Unnamed Alley  
to be Abandoned**

All that tract or parcel of land containing 660 square feet, more or less, situate in Town Lot 50 in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows:

Commencing at the point of intersection of the easterly right-of-way line of Litchfield Street (33' wide R.O.W.) and the southerly right-of-way line of Wiley Street (36' wide); thence

A. Easterly, along the said southerly right-of-way line of Wiley Street, a distance of 120 feet to a point at its intersection with the west line of an unnamed alley (10' wide R.O.W.), said point being the Point of Beginning; thence

1. Southerly, along the west line of said unnamed alley, a distance of 66 feet to the southerly end of said unnamed alley; thence
2. Easterly along the southerly end of said unnamed alley, a distance of 10 feet to the east line of said un-named alley; thence
3. Northerly, along the east line of said un-named alley, a distance of 66 feet to its intersection with the aforementioned southerly right-of-way line of Wiley Street; thence
4. Westerly, along the north end of said unnamed alley and the aforementioned southerly right-of-way line of Wiley Street extended, a distance of 10 feet to the Point of Beginning.

Hereby intending to describe a parcel of land to be abandoned in the City of Rochester, New York.

Section 2. This ordinance shall take effect immediately

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script that reads "Hazel Washington". The signature is written over a horizontal line.

**City Clerk**



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **December 17, 2019** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **December 18, 2019** in accordance with the applicable provisions of law.

Ordinance No. 2019-368

## **Accepting a donation for the Petten Street Boat Launch project**

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

Section 1. The Council hereby authorizes the receipt and use of a donation in the amount of \$17,700 from the Center for Environmental Initiatives, Inc. to help fund the Petten Street Boat Launch project.

Section 2. Ordinance No. 2019-161, the 2019-20 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 Environmental Services by the sum of \$17,700 to reflect the receipt of the funds authorized in Section 1 herein.

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris,  
Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

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



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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

## **TO WHOM IT MAY CONCERN:**

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Ordinance No. 2019-369

**Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of the Pedestrian Safety Action Plan Phase III transportation federal-aid project, and appropriating funds therefor**

WHEREAS, a Project for the Pedestrian Safety Action Plan Phase III (City of Rochester), P.I.N. 40PS.04 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the Project costs to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the City of Rochester desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the preliminary engineering and detailed design phases.

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

1. The Council hereby approves the above described Project.
2. The Council hereby authorizes the City of Rochester to pay in the first instance 100% of the federal and non-federal share of the costs of the preliminary engineering and detailed design work for the Project or portions thereof.
3. The sum of \$486,000 in anticipated reimbursements from the Federal Highway Administration is hereby appropriated and made available to cover the cost of participation in the above described Project.

4. In the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, this Council shall convene as soon as possible to vote on an appropriation of said excess amount immediately upon notification by the City Engineer.

5. The Mayor is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Rochester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the 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.

6. A certified copy of this ordinance shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

7. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**   
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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

**TO WHOM IT MAY CONCERN:**

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Ordinance No. 2019-370

**Appropriating funds for the Rundel Library Structural Terrace Improvements Phase IV Project**

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

Section 1. The sum of \$1,500,000 in anticipated reimbursements from the ROC the Riverway/Upstate Revitalization Initiative administered by the New York State Urban Development Corporation, doing business as Empire State Development, is hereby appropriated to fund a portion of the Rundel Library Structural Terrace Improvements Phase IV Project.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



**City of Rochester**

**City Clerk's Office**

# **Certified Ordinance**

---

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

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Ordinance No. 2019-371

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,070,000 Bonds of said City to finance the costs of the Rundel Library Structural Terrace Improvements Phase IV Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the Rundel Library Terrace Improvements Phase IV project that will perform priority repairs and improvements to extend the structures' serviceable life (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 \$8,277,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,070,000 in bonds of the City to finance a portion of said appropriation, the issuance of \$3,457,000 in bonds authorized in Ordinance No. 2016-344, \$2,000,000 in anticipated reimbursements from the Dormitory Authority of the State of New York authorized in Ordinance No. 2018-53, the issuance of \$250,000 in bonds authorized in Ordinance No. 2018-313, \$1,500,000 in ROC the Riverway/Upstate Revitalization Initiative grant funds appropriated by Ordinance No. 2019-370 and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,070,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,070,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script, reading "Hazel Washington", written over a horizontal line.

**City Clerk**



City of Rochester

City Clerk's Office

## Certified Ordinance

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **December 17, 2019** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **December 18, 2019** in accordance with the applicable provisions of law.

Ordinance No. 2019-373

**Authorizing the acquisition by negotiation or ~~condemnation~~ donation of a permanent easement in furtherance of the West River Wall Project, as amended**

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

Section 1. The Council hereby approves the acquisition of a permanent easement over a parcel (the "Easement Parcel") comprised of the following described portion of 300 Exchange Boulevard (S.B.L # 121.39-1-8.004) by donation or for the maximum acquisition amount \$66,000:

All that tract or parcel of land, situate in City of Rochester, County of Monroe and State of New York, all as shown on maps entitled "Corn Hill Landing – Resubdivision of Lot 2" prepared by Sear-Brown having drawing numbers 1571801 SU13 and SU14, being filed in the Monroe County Clerk's Office in Liber 316 of Maps, Page 48 & 49, and being more particularly bounded and described as follows:

Beginning at the southwest corner of Lot R-2A, said point being marked by an iron pin on the easterly right-of-way line of Exchange Boulevard (width varies); thence

1. N 21°29'20" E, along the easterly right-of-way line of Exchange Boulevard, a distance of 316.52 feet to a point; thence

2. S 68°30'40" E, thru Lot R-2A, a distance of 72.03 feet to a point on the westerly boundary line of the Land Now and Formerly of the State of New York; thence

3. Southerly, along a non-tangent curve to the left, having a radius of 5741.65 feet, through a central angle of 02°56'29", a distance of 294.75 feet to a point, said non-tangent curve having a chord length of 294.72 feet along a bearing of S 24°42'31" W, said point also being on the southerly right-of-way line of former Edinburgh Street (49.5' Wide); thence

4. S 89°37'25" W, along said southerly right-of-way line, a distance of 59.78 feet to the point of beginning.

Hereby intending to describe a parcel of land to be conveyed containing 19,007 sq.ft. (0.436 Acre) of land, more or less.

The acquisition amount set forth herein shall be funded in the amount of \$26,000 from the proceeds of bonds authorized in Ordinance No. 2017-333 and \$40,000 from 2014-15 Cash Capital.

~~Section 2. In the event that said permanent easement cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings to acquire the Easement Parcel. In the event of condemnation, the amount set forth herein for the acquisition shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of the Easement Parcel pursuant to the Eminent Domain Procedure Law.~~

~~Section 3~~ 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest

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



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

**TO WHOM IT MAY CONCERN:**

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Ordinance No. 2019-374

## **Authorizing agreements for motor vehicle collision repair services**

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

Section 1. The Mayor is hereby authorized to enter into professional service agreements with the following companies to provide collision repair services for City vehicles for a term of one year, with options for up to four one-year renewals:

Alliance Collision, Inc., 532 North Street, Rochester, NY 14605  
Sofia Automotive Center, Inc., 20 Palmer Street, Rochester, NY 14609

Section 2. The fee charged for each repair shall be in accordance with a cost estimate prepared by Environmental Services personnel according to a fee schedule established by the 2018 Motor Collision Estimating Guide. The maximum compensation for these agreements for the first year shall be funded by, and shall not exceed the funds available for this purpose in, the 2019-20 Budget of Department of Environmental Services. The fees for each optional subsequent year, if any, shall be funded by future Budgets of DES, contingent upon their approval of sufficient funds.

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

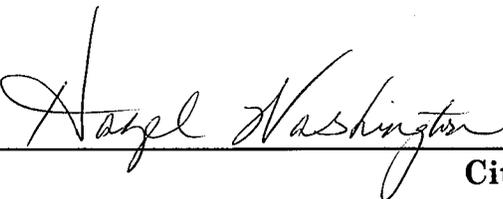
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

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



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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

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Ordinance No. 2019-375

## **Authorizing agreements and funding for an Environmental Workforce Development and Job Training Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Environmental Protection Agency (USEPA) for the receipt and use of \$200,000 in grant funds for the purpose of financing an Environmental Workforce Development and Job Training Program.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Yehl Environmental Incorporated to provide occupational health and safety training services as part of the Rochester Environmental Job (REJob 2.0) Training Program. The maximum compensation for the agreement shall be \$85,400 which shall be funded from USEPA funds authorized in Section 1 herein. The term of the agreement shall be three years with the option to extend for one additional year upon mutual agreement.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None -0.

Attest

A handwritten signature in cursive script that reads "Hazel Washington". The signature is written over a horizontal line.

City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2019-376

**Authorizing an application and agreement for the Resiliency and Economic Development Initiative, as amended**

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

Section 1. The Mayor is hereby authorized to submit an application to, and enter into an agreement with, New York State for the receipt and use of ~~\$3,289,000~~ \$5,385,000 through the Resiliency and Economic Development Initiative (REDI) for projects that will secure critical assets and sustain economic vitality along the shorelines impacted by Lake Ontario flooding.

Section 2. City match funding shall be provided through Budget funds allocated for REDI project purposes.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

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



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

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Ordinance No. 2019-377

**Authorizing agreements and funding for the Comprehensive Adolescent Pregnancy Prevention Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health (NYSDOH) for the receipt and use of \$598,407 in funding for the Comprehensive Adolescent Pregnancy Prevention Program (Program) for the January 1, 2020 to December 31, 2020 program period.

Section 2. The Mayor is hereby authorized to enter into professional service agreements to provide Program services with the following organizations up to the maximum amount specified therein for a term of one year:

Baden Street Settlement of Rochester, Inc.	\$83,242
Highland Hospital of Rochester	49,523
Rochester Society for the Prevention of Cruelty to Children, Inc.	60,044
YWCA of Rochester and Monroe County, N.Y.	50,359
<b>TOTAL</b>	<b>\$243,168</b>

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

Section 3. The provider agreements shall obligate the City to pay an aggregate amount not to exceed \$243,168, and said amount, or so much thereof as may be necessary, is hereby appropriated from the funds to be received from NYSDOH under the grant agreement authorized in Section 1 herein.

Section 4. Funds from that grant agreement in the amount of \$72,149 are hereby appropriated to the Teenage Pregnancy Prevention Special Revenue Fund to pay for non-personnel and indirect expenses relating to the Program.

Section 5. The grant agreement and provider agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2019-378

**Authorizing an agreement for a Recreation Programs and Facility Access software solution**

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 PerfectMind Inc. to provide hosting and implementation services for a new Recreation Programs and Facility Access software solution for the Department of Recreation and Youth Services (DRYS). The term of the agreement shall be one year with the option to renew for one additional year. The maximum compensation for the agreement shall be \$150,000, which shall be funded in the amount of \$100,000 from 2019-20 Cash Capital and \$50,000 from the 2019-20 Budget of DRYS.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**



**City Clerk**



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

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Ordinance No. 2019-379

## **Appropriating Complex Coordinated Terrorist Attack Grant funds**

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

Section 1. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$3,800, and by increasing the revenue estimates and appropriations of the Budget of Undistributed Expenses by the sum of \$1,200. Said amounts are hereby appropriated from unspent grant funds appropriated by the fiscal year 2016 Complex Coordinated Terrorist Attack Grant authorized in Ordinance No. 2019-102. Said funds shall be used for their original purpose.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest *Hayzel Washington*  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2019-380

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

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Monroe in the amount of \$55,675 to reimburse the City for providing firearms instruction to Monroe County police agencies for the 2020 Firearms Instruction Program. The term of the agreement shall be January 1, 2020 through December 31, 2020.

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

Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest *Hazel Washington*  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2019-381

## **Appropriating federal forfeiture funds to purchase a Canine Unit dog**

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

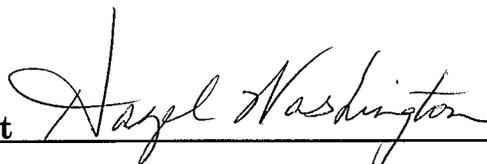
Section 1. Ordinance No. 2019-161, the 2019-20 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$8,500 from funds to be received from the Federal Government from seized and forfeited assets. Said funds are hereby appropriated to purchase a dog for the Police Department's Canine Unit.

Section 2. This resolution shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

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



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

## **TO WHOM IT MAY CONCERN:**

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Ordinance No. 2019-382

### **Authorizing an agreement for expert services in support of the Community Policing Development Micro-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 a professional services agreement with Dr. Ernest Fokoué to establish a system to convert the Police Department's unstructured narrative text into a machine-readable format in support of the Community Policing Development Micro-grant program (the Program). The term of the agreement shall be December 1, 2019 through August 31, 2020.

Section 2. The maximum compensation for the agreement shall be \$27,000, which shall be funded by the Program grant from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS), which was appropriated in Ordinance No. 2017-400 and extended by Ordinance No. 2018-277 and Ordinance No. 2019-235.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script that reads "Hazel Washington". The signature is written over a horizontal line.

**City Clerk**



**City of Rochester**

City Clerk's Office

# **Certified Local Law**

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

**TO WHOM IT MAY CONCERN:**

I hereby certify that the following is a true copy of a local law which was duly passed by the Council of the City of Rochester on **December 17, 2019** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **January 6, 2020** in accordance with the applicable provisions of law.

Local Law No. 1

**Local Law amending the Charter of the City of Rochester with respect to budget requirements for the City School District**

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester," as amended, is hereby further amended by adding Subsection D(3) to Section 3-9.1, Allocation of funding and debt-incurring power between City and City School District, to read in its entirety as follows:

3. Notwithstanding § 3-9.1D(2) of the City Charter, there shall be no minimum cash capital requirement for the 2019-20 fiscal year budget of the City School District.

Section 2. This local law shall take effect upon its filing in the Office of the Secretary of State as provided by Section 27 of the NYS Municipal Home Rule Law.

Adopted by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, Ortiz,  
Patterson - 7.

Nays - None - 0.

Councilmember Harris abstained due to a professional relationship.

Attest *Aazel Washington*  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **December 17, 2019** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **December 18, 2019** in accordance with the applicable provisions of law.

Ordinance No. 2019-372

**Determinations and findings relating to the acquisition of a permanent easement in furtherance of the West River Wall Project**

WHEREAS, the west wall of the Genesee River between Corn Hill Landing and the Ford Street Bridge ("West River Wall Segment 1" or "Wall") is a flood control wall constructed in or about 1918 that is crumbling, obscures the river view, and is overgrown with vegetation;

WHEREAS, the City has authorized and appropriated funds in the amount of \$6,450,000, including very substantial grants provided by the State of New York, for the design and construction of a new wall that will improve flood protection, enhance the riverside public recreational area and trail, and improve connections between the Corn Hill neighborhood to the riverfront area and Genesee Riverway Trail (the "Project");

WHEREAS, an approximately 295-foot long segment of the Wall is set on State-owned riverside land that adjoins the Corn Hill Landing property at 300 Exchange Boulevard (the "Landing");

WHEREAS, in order to implement the Project plan, the City needs to obtain a permanent easement over the southern portion of Landing, which comprises an approximately 0.436 acre portion (the "Easement Parcel") of the approximately 6.18-acre Landing, in order to make modifications to the said parcel and to construct a new Wall and associated improvements on the adjoining State-owned;

WHEREAS, the City of Rochester proposes to acquire a permanent easement over the Easement Area in order to complete a Project that will provide flood protection and

recreational and aesthetic improvements that will benefit the Landing and the Corn Hill neighborhood most directly, and also provide recreational and scenic benefits for the rest of the Rochester community and for those who visit from elsewhere; and

WHEREAS, the Council of the City of Rochester held a public hearing on December 12, 2019 pursuant to Article 2 of the Eminent Domain Procedure Law to consider the Project and \_\_ speakers testified at the hearing.

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

Section 1. The Council hereby makes the following determinations and findings concerning the Project:

- A. Project description – acquire a permanent easement over approximately 0.436 acre of the Corn Hill Landing property, 300 Exchange Boulevard, described as follows in order to construct improvements and obtain the access necessary to reconstruct the West River Wall Segment 1:

All that tract or parcel of land, situate in City of Rochester, County of Monroe and State of New York, all as shown on maps entitled “Corn Hill Landing – Resubdivision of Lot 2” prepared by Sear-Brown having drawing numbers 1571801 SU13 and SU14, being filed in the Monroe County Clerk’s Office in Liber 316 of Maps, Page 48 & 49, and being more particularly bounded and described as follows:

Beginning at the southwest corner of Lot R-2A, said point being marked by an iron pin on the easterly right-of-way line of Exchange Boulevard (width varies); thence

1. N 21°29’20” E, along the easterly right-of-way line of Exchange Boulevard, a distance of 316.52 feet to a point; thence
2. S 68°30’40” E, thru Lot R-2A, a distance of 72.03 feet to a point on the westerly boundary line of the Land Now and Formerly of the State of New York; thence
3. Southerly, along a non-tangent curve to the left, having a radius of 5741.65 feet, through a central angle of 02°56’29”, a distance of 294.75 feet to a point, said non-tangent curve having a chord length of 294.72 feet along a bearing of S 24°42’31” W, said point also being on the southerly right-of-way line of former Edinburgh Street (49.5’ Wide); thence
4. S 89°37’25” W, along said southerly right-of-way line, a distance of 59.78 feet to the point of beginning.

Hereby intending to describe a parcel of land to be conveyed containing 19,007 sq.ft. (0.436 Acre) of land, more or less.

- B. Project purpose – To replace a riverside flood control wall that is structurally deficient, obscures the river view, and is overgrown with vegetation with a new wall that provides reliable flood protection and recreational and aesthetic

improvements that will benefit the Landing, the Corn Hill neighborhood and the rest of the Rochester community

- C. Relocation benefits and compensation – No need is anticipated because the Easement Parcel is comprised of a public recreational area traversed by the Genesee Riverway Trail and accessed by a driveway and small parking area for recreational patrons. The Easement Parcel will be restored to and improve upon its present recreational uses once the Project construction is completed.
- D. Project effect – The use of the easement and the overall Project will have no significant adverse environmental effects on the environment. The Project has been reviewed under the State Environmental Quality Review Act (“SEQR”) and Chapter 48 of the Municipal Code, a SEQR Environmental Assessment Form has been completed, and the Project has been determined to have no potential significant adverse environmental impacts, pursuant to a Negative Declaration issued by the City of Rochester on December 2, 2019.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Harris, Lightfoot, Ortiz, Patterson - 8.

Nays - None - 0.

Attest   
City Clerk