



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

FINANCE  
INTRODUCTORY NO.

349

27  
Lovely A. Warren  
Mayor DHRM

September 27, 2018

TO THE COUNCIL


Ladies and Gentlemen:

Re: Rochester Housing Authority - Wage and  
Salary Increase

Transmitted herewith for your approval is legislation authorizing wage and salary increases for bargaining unit and non-bargaining unit employees of the Rochester Housing Authority (RHA). The agreement was approved by the RHA Board of Commissioners on September 25, 2018 and includes wage increases of 2% for fiscal years 2018-19, 2019-20, 2020-21, and 2021-22.

In accordance with the New York State Public Housing Law, Section 32, City Council approval of wage and salary increases is required. The last increase approved by Council was in July 2016 via Ordinance No. 2016-226.

Respectfully submitted,

  
Lovely A. Warren  
Mayor



349

Ordinance No.

**Approving wage and salary increase for employees of the Rochester Housing Authority**

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

Section 1. Pursuant to Section 32 of the New York State Public Housing Law, the Council hereby approves wage and salary increases for bargaining unit and non-bargaining unit employees of the Rochester Housing Authority (RHA) in the amounts of 2.0% for RHA fiscal year 2019, 2.0% for RHA fiscal year 2020, 2.0% for RHA fiscal year 2021 and 2.0% for RHA fiscal year 2022, as agreed to in the tentative labor agreement approved by the RHA Board of Commissioners on September 25, 2018.

Section 2. This Ordinance shall take effect immediately.



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### FINANCE INTRODUCTORY NO.

354

29  
Lovely A. Warren  
Mayor

Finance

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement- Kronos  
Incorporated, Enterprise Process & System  
Solution for Scheduling, Time and Attendance

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Kronos Incorporated in Chelmsford, MA for professional services, software, and hardware related to the implementation of an Enterprise Process & System Solution for Scheduling, Time and Attendance. The original agreement, authorized in October 2015, established maximum compensation of \$1,880,000 for a term of two years. An amendment was approved in September 2017 (Ordinance 2017-288) to extend the term to October 28, 2019. This amendment will increase the funding by \$350,000 for a total of \$2,230,000. The increased cost of this agreement will be funded from prior years' Cash Capital.

The increase in funding will provide additional on-site project services to deploy an enterprise scheduling solution to RPD and ECD, and integration services to accommodate RPD overtime. This will also include additional funding for time clocks for DES and DRYs.

Kronos is providing software, hardware and implementation services to replace existing scheduling legacy systems and automate existing manual processes for time entry and attendance tracking & reporting.

Respectfully submitted

Lovely A. Warren  
Mayor



350

Ordinance No.

**Authorizing an amendatory agreement with Kronos Incorporated**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Kronos Incorporated related to the implementation of an Enterprise Process & System Solution for scheduling, time and attendance. The maximum compensation for the agreement authorized in Ordinance No. 2015-315 is hereby increased by \$350,000 for a total of \$2,230,000. The amendatory amount of \$350,000 shall be funded from Prior Years' Cash Capital.

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

Section 3. This ordinance shall take effect immediately.





## City of Rochester

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### FINANCE INTRODUCTORY NO.

351

33  
Lovely A. Warren  
Mayor

Mayor's  
County wealth

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Financial Empowerment  
Centers Planning Grant 2018

Council Priority: Jobs and Economic  
Development

Transmitted herewith for your approval is legislation authorizing an agreement with the Cities for Financial Empowerment Fund for the receipt and use of \$20,000 for Financial Empowerment Centers Planning Grant 2018.

The Cities for Financial Empowerment Fund (CFE Fund) Financial Empowerment Centers (FEC) Planning Grant 2018 will provide \$20,000 in funding along with 12 months of pro bono technical assistance to the City of Rochester. The Financial Empowerment Centers model positions free one-on-one professional financial counseling as a standardized public service. The funding and technical assistance provided by the grant will be used to coordinate the key assets needed to plan for the launch of the model. These include identifying funders, creating counseling partnerships, assessing training opportunities, and identifying dedicated champions within the government. The program will be operated under a cohort model in which the City of Rochester will work collaboratively with other grantee cities to leverage national best practices.

The term of the agreement is twelve months.

Respectfully submitted,

Lovely A. Warren  
Mayor



# INTRODUCTORY NO.

351

Ordinance No.

## **Authorizing an agreement for the CityStart 2018 Grant program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Cities for Financial Empowerment Fund, Inc. for the receipt and use of \$20,000 in funding and technical assistance for implementing a Financial Empowerment Centers Planning Grant 2018 (the "Program").

Section 2. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Mayor's Office by \$20,000 to reflect the receipt of the funds authorized herein, which funds are hereby appropriated to implement the Program.

Section 3. The Program agreement shall have a term of one year.

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

Section 5. This ordinance shall take effect immediately.



## City of Rochester

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### NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

362

11  
Lovely A. Warren  
Mayor

NBD

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

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


The first property is a vacant lot sold by negotiated sale to the adjacent owner. The purchaser will combine the lots with her existing lot and utilize it as green space.

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

The first year projected tax revenue for these three properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$943.

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

Respectfully submitted,

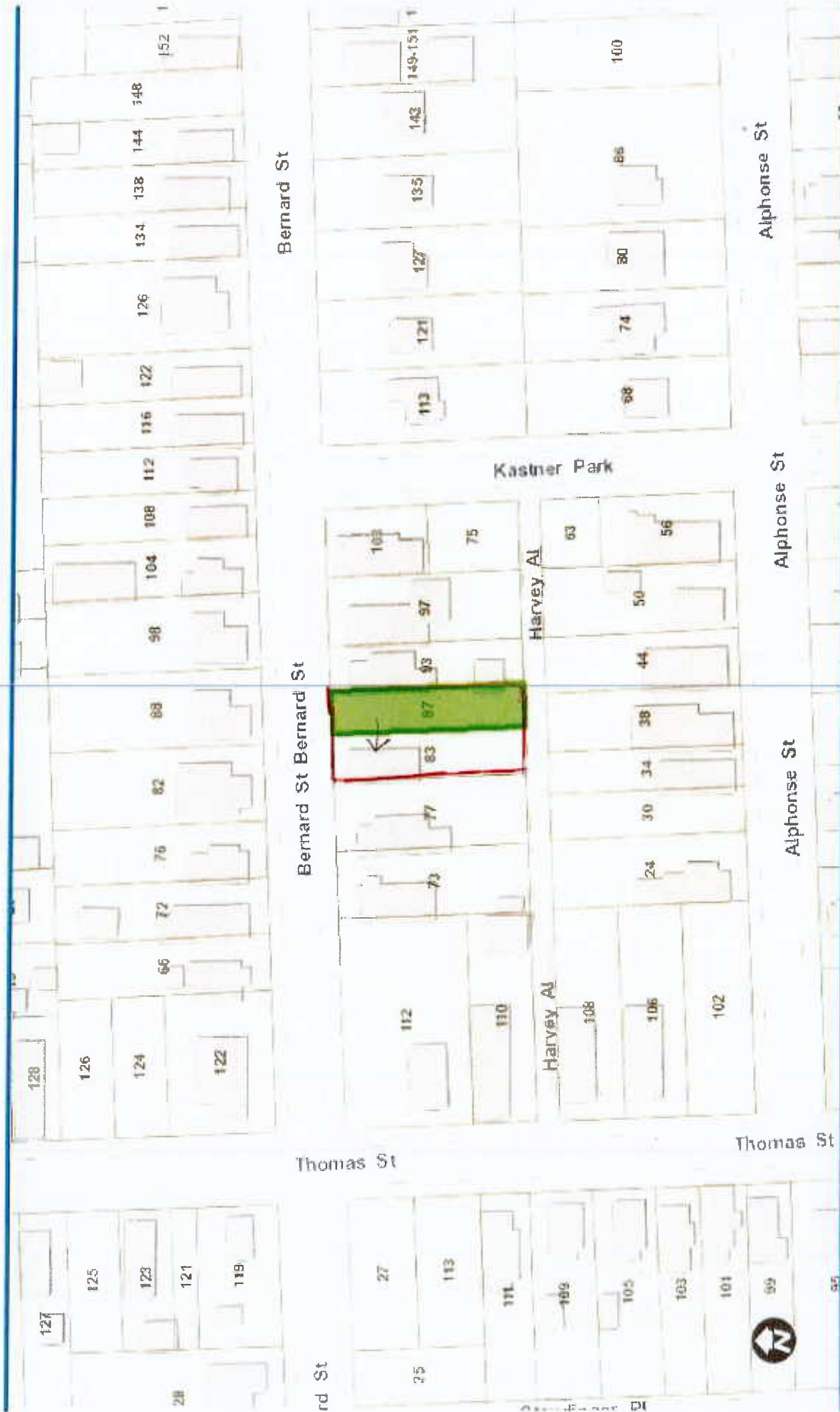
  
Lovely A. Warren  
Mayor



Sales to be Presented to Council  
October 16, 2018

| <u>I. Negotiated Sale - Vacant Land with Proposal</u> |             |                 |                |              |                                 |                         |                   |                                       |  |  |  |  |
|---|-------------|-----------------|----------------|--------------|---------------------------------|-------------------------|-------------------|---------------------------------------|--|--|--|--|
| <u>Address</u>  | <u>SBL#</u> | <u>Lot Size</u> | <u>Sq. Ft.</u> | <u>Price</u> | <u>Purchaser</u>                | <u>Address</u>          | <u>Tax Impact</u> | <u>Zoning/ Legal/<br/>Planning/CV</u> |  |  |  |  |
| 36 Baldwin St   | 107.69-1-77 | 40 x 127        | 5,100          | \$450        | Julia Fuhry                     | Rochester NY 14609      | \$ 350            | R-1/Y/Y/none                          |  |  |  |  |
|   |             |                 |                |              |                                 | <b>Subtotal</b>         | <b>\$ 350</b>     |                                       |  |  |  |  |
| <u>II. Negotiated Sale - Unbuildable Vacant Land</u>  |             |                 |                |              |                                 |                         |                   |                                       |  |  |  |  |
| <u>Address</u>  | <u>SBL#</u> | <u>Lot Size</u> | <u>Sq. Ft.</u> |              | <u>Purchaser</u>                | <u>Address</u>          | <u>Tax Impact</u> | <u>Zoning/ Legal/<br/>Planning</u>    |  |  |  |  |
| 87 Bernard St   | 106.32-2-5  | 30 x 136        | 4,080          |              | Building Up Properties,<br>LLC* | Rochester NY 14611      | \$ 321            | R-1/Y/Y                               |  |  |  |  |
| 73 Sherman St   | 105.66-2-15 | 25 x 110        | 2,748          |              | Desire Realty Corp., LLC**      | Rochester NY 14608      | \$ 275            | R-1/Y/Y                               |  |  |  |  |
|   |             |                 |                |              |                                 | <b>Subtotal</b>         | <b>\$ 593</b>     |                                       |  |  |  |  |
| ***Jaklee Irwin, Sole Member                          |             |                 |                |              |                                 |                         |                   |                                       |  |  |  |  |
| **** Clive DeSouza, Sole Member                       |             |                 |                |              |                                 |                         |                   |                                       |  |  |  |  |
|   |             |                 |                |              |                                 | <b>Total Tax Impact</b> | <b>\$ 943</b>     |                                       |  |  |  |  |

# 87 BERNARD ST



September 7, 2018

This map is intended for general reference only.  
The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented



City of Rochester, NY  
Lovely A. Warren, Mayor

11  
NBD

City of Rochester, NY



36 BALDWIN ST



September 7, 2018

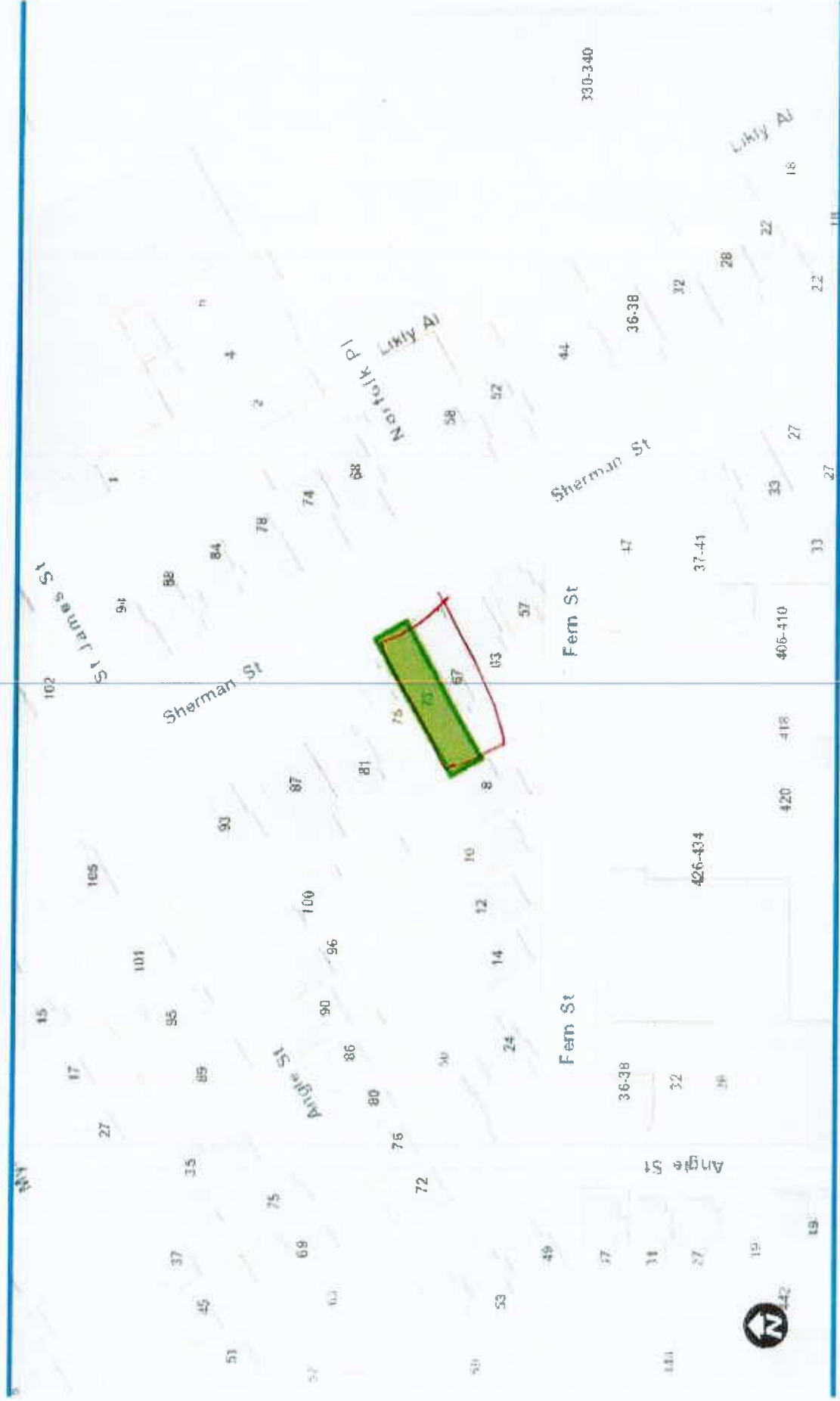
This map is intended for general reference only.  
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as to the accuracy or fitness of the data presented

City of Rochester, NY



**City of Rochester, NY**  
**Lovely A. Warren, Mayor**

# 73 SHERMAN ST



June 7, 2018

This map is intended for general reference only.  
The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented.



City of Rochester, NY  
Lovely A. Warren, Mayor

## City of Rochester, NY





n/a

**4.) PARKING LOT PROPOSALS: SUBMISSION OF A SITE PLAN IS REQUIRED.**

Information regarding site plans can be obtained from the office of Planning and Zoning at (585) 428-7043.

For parking lot proposals, skip Section 5 and complete Sections 6, 7, 8 and 9.

**5.) NEW CONSTRUCTION:**

**FOR ALL NEW CONSTRUCTION, SUBMISSION OF A SITE PLAN IS REQUIRED.**

All proposals for new construction, whether residential or commercial, should include a front elevation.

Proposals for new commercial or mixed-use construction should include a façade plan.

Façade Plan (applicable to commercial or mixed-use structures only.) - Describe in detail below the proposed street façade of the building, including:

- a) Exterior siding materials;
- b) Type, size and number of windows and doors;
- c) Proposed color of exterior;
- d) Exterior lighting plan;
- e) Security measures, if any; and
- f) Size, location and number of exterior signs.

**DESCRIPTION** (attach additional pages if needed) :

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- 6.) EXPERIENCE** - Describe in detail below previous experience in completing similar projects. Include references and photographs if possible. If your project will be carried out by more than one individual, describe the experience and role of each team member. Attach additional pages if needed.

| <u>ADDRESS</u> | <u>SCOPE OF PROJECT</u> | <u>COST OF PROJECT</u> | <u>REFERENCE &amp; TELEPHONE #</u> |
|----------------|-------------------------|------------------------|------------------------------------|
|----------------|-------------------------|------------------------|------------------------------------|

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7.) **CONSTRUCTION COST ESTIMATE**

Please develop an itemized estimate of anticipated construction costs using the Cost Estimate Outline below:

**EXTERIOR**

**ESTIMATED COSTS**

1. Chimneys - point or rebuild
2. Roof - repair or replace
3. Cornice and trim repairs
4. Siding - repair or replace
5. Gutters & downspouts
6. Exterior door - repair or replace
7. Steps & porch repairs
8. Foundation wall pointing & repair
9. Exterior protective covering
10. Storms & screens
11. Accessory Building repairs
12. Service walks repairs
13. Driveway/Parking Lot
14. Landscaping
15. Fence
16. Other: \_\_\_\_\_

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**SUBTOTAL EXTERIOR:**

\$ \_\_\_\_\_

**INTERIOR**

16. Joist or beam repairs
17. Wall changes
18. Wall & ceiling treatments
19. Electric
20. Heating
21. Plumbing
22. Window repairs
23. Door repairs
24. Stairways & railings
25. Insulation - attic/sidewall
26. Kitchen cabinets & counters
27. Floor repairs
28. Cellar enclosures
29. Other: \_\_\_\_\_

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**SUBTOTAL INTERIOR:**

\$ \_\_\_\_\_

**TOTAL ESTIMATED COSTS:**

\$ \_\_\_\_\_

**PURCHASE PRICE:**

\$ \_\_\_\_\_

**TOTAL EXPENDITURE:**

\$ \_\_\_\_\_

Cost per sq. ft. \$ \_\_\_\_\_

Cost per unit \$ \_\_\_\_\_

**Name source of estimates:**

Architect: \_\_\_\_\_ Contractor: \_\_\_\_\_

8.) **FINANCING - SOURCE OF FUNDS**

A. **Personal Funds**

(you must provide verification, i.e. bank statements, etc.)

\$ \_\_\_\_\_

B. **Bank Financing** (Letter of Interest from bank must be included if your proposal relies on bank financing.)

\$ \_\_\_\_\_

C. **Other (Grant Financing from State etc),**

\$ \_\_\_\_\_

**\*TOTAL**

\$ \_\_\_\_\_

\*Total amount of financing must be greater than or equal to bid price plus development / construction cost as set forth in Section 7. Adjoining owners must demonstrate proof of funds for bid price only.

9.) **CONTINGENCIES (indicate which, if any, contingencies apply to your proposal.)**

A.. **Combination**

Upon acquiring ownership of the City-owned vacant land that is the subject of this proposal, I agree to combine the land with my adjoining property. (Note: this contingency is required for purchasers are owners of adjoining property.)

X Julia Fichmy  
Signature

\_\_\_\_\_  
Signature

B. **Zoning** Yes \_\_\_\_\_ No \_\_\_\_\_

Reason for contingency \_\_\_\_\_

C. **Financing** Yes \_\_\_\_\_ No \_\_\_\_\_

Time required to obtain loan commitment \_\_\_\_\_

D. **Other** \_\_\_\_\_

DATE 9-4-18

SIGNATURE(S) X Julia Fichmy

## RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 87 Bernard St

SBL#: 106.32-2-5

Date 9/7/18 Initials: jts

Based on criteria below:

This is an Un-Buildable Lot ☒

| ITEM  | YES | NO |
|---|-----|----|
| Is the lot in an environmentally sensitive area where construction is prohibited?   |     | X  |
| Is the lot landlocked and less than 4,000 sq. ft.?  |     | X  |
| Does the lot have severe topographical characteristics that hinder development?   |     | X  |
| Are utilities inaccessible for future development?  |     | X  |
| Is the lot encumbered with major easements which prohibit development?  |     | X  |
| The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site | X   |    |
| Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'   | X   |    |
| TOTAL   | 2   | 5  |

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

4/25/2018



## RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of Lot: 73 Sherman St

SBL#: 105.66-2-15

Date 9/7/18 Initials: jts

Based on criteria below:

This is an Un-Buildable Lot **X**

| ITEM  | YES | NO |
|---|-----|----|
| Is the lot in an environmentally sensitive area where construction is prohibited?   |     | X  |
| Is the lot landlocked and less than 4,000 sq. ft.?  |     | X  |
| Does the lot have severe topographical characteristics that hinder development?   |     | X  |
| Are utilities inaccessible for future development?  |     | X  |
| Is the lot encumbered with major easements which prohibit development?  |     | X  |
| The property has been reviewed to ensure that it does not adjoin a City-owned parcel with which it could be combined to create a development site | X   |    |
| Is residentially zoned and has a frontage of less than 40' or a depth of less than 100'   | X   |    |
| TOTAL   | 2   | 5  |

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable.

4/25/2018

**INTRODUCTORY NO.**

11

**352**

Ordinance No.

**Authorizing the sale of real estate**

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

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

| <b>Address</b> | <b>SBL#</b> | <b>Lot Size</b> | <b>Sq. Ft.</b> | <b>Price</b> | <b>Purchaser</b> |
|----------------|-------------|-----------------|----------------|--------------|------------------|
| 36 Baldwin St  | 107.69-1-77 | 40 x 127        | 5,100          | \$450        | Julia Fuhry      |

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

| <b>Address</b> | <b>SBL#</b> | <b>Lot Size</b> | <b>Sq. Ft.</b> | <b>Purchaser</b>            |
|----------------|-------------|-----------------|----------------|-----------------------------|
| 87 Bernard St  | 106.32-2-5  | 30 x 136        | 4,080          | Building Up Properties, LLC |
| 73 Sherman St  | 105.66-2-15 | 25 x 110        | 2,748          | Desire Realty Corp., LLC    |

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

Section 4. This ordinance shall take effect immediately.





## City of Rochester

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## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

353

12  
Lovely A. Warren  
Mayor

NBD

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Lease Agreement – Port Terminal Building –  
1000 N River St, Suite 108

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Abbott's Frozen Custard, Inc. (Principle, Robert Amico, Vice President, 4791 Lake Ave, Rochester, NY 14612).

Abbott's Frozen Custard will continue to occupy their current location in Suite 108 of the Port Terminal Building (approximately 750 SF) and have use of the adjacent outdoor space (approximately 648 SF). The lease term is five (5) years, with one available five (5) year extension. The rental rate will be \$750 per month for the first year of the lease and will increase in 2% increments annually. The rental amount of \$12 per square foot per year was established through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi Inc. valued as of February 2018. The previous rental rate was \$950/month and is decreased based on current market appraisal. This \$12 rental rate is within the same range and slightly exceeds the per-square-foot charged under the recent lease to Bill Gray's and Arbor at the Port.

Under terms of the agreement, Abbott's Frozen Custard shall operate a minimum of seven months (April 1<sup>st</sup> - October 31<sup>st</sup>) of each year with the option to close for five months (November 1<sup>st</sup> – March 31<sup>st</sup>) during which time no rent will be charged, or at tenants prerogative, they may remain open during the five months commencing November 1<sup>st</sup> and pay a 50% reduced rental amount.

Abbott's Frozen Custard, Inc. has been in operation in the Port of Rochester since 2009.

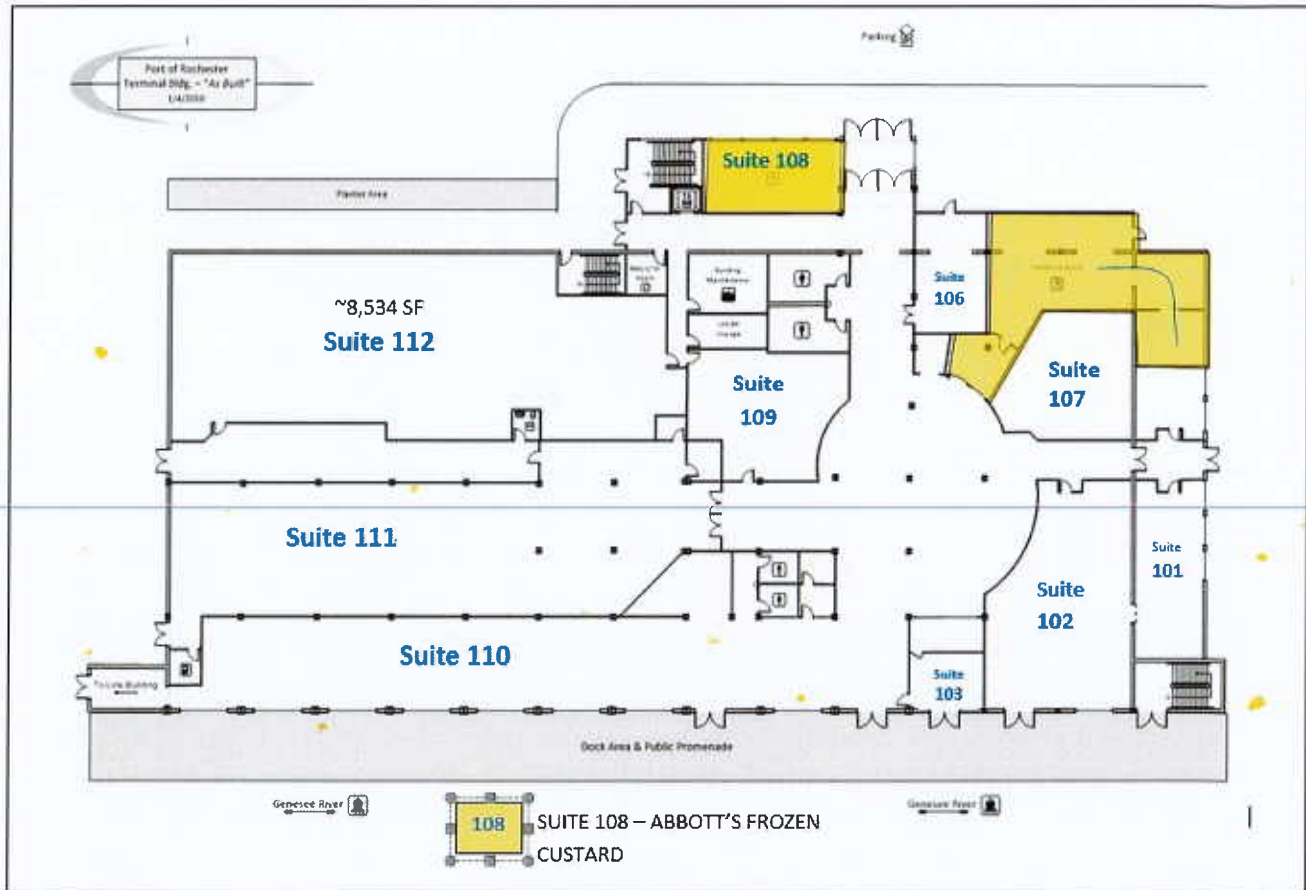
Respectfully submitted,

  
Lovely A. Warren  
Mayor



# ABBOTTS AT THE PORT SITE MAP

## FLOOR PLANS – 1<sup>st</sup> FLOOR



**INTRODUCTORY NO.**

**353**

12

Ordinance No.

**Authorizing a lease agreement with Abbott's Frozen Custard, Inc.**

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

WHEREAS, the City of Rochester has received a proposal for the lease of 750 square feet of space in Suite 108 of the Port Terminal Building located at 1000 North River Street;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed lease; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 5 years with one optional five-year renewal term, is reasonable and necessary in light of the lease's intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Abbott's Frozen Custard, Inc. for use of 750 square feet of space in Suite 108 of the Port Terminal Building. The agreement shall have a term of 5 years with one optional five-year renewal term.

Section 2. The monthly rental amount for the initial year shall be \$750, the monthly rental amount for each subsequent year, including the renewal term if exercised shall be annually increased by 2%.

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

Section 4. This ordinance shall take effect immediately.



## City of Rochester

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### NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

354

13  
Lovely A. Warren  
Mayor

MBD

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Lease Agreement – 11 Favor Street Parking Lot

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Transmitted herewith for your approval is legislation authorizing a lease agreement between the City and Rochester Youth For Christ, Inc., (Principle, Gary Passero, Chair) 1 Favor Street, Rochester, NY 14608.

A portion of the parking lot at 11 Favor Street has been leased by Rochester Youth for Christ (RYFC) since 2010. The parking lot has fallen into a state of disrepair. An engineering estimate from Passero and Associates estimates approximately \$70,124 in repairs that RYFC has agreed to take on over the term of the lease, with annual repair amounts used to offset a portion of market rent.

RYFC will lease 62 of 112 spots in the parking lot at 11 Favor Street with the remaining spaces to be used by employees of the 911 Call Center. The term of the lease is ten (10) years. The rental amount will begin at \$50 per month and will adjust annually based on the CPI-U (Consumer Price Index-Urban Market). Total compensation for the lot will be the \$600 annual rent plus the annual repair amounts (RYFC will provide receipts for repairs to the City's Real Estate Department by November 15<sup>th</sup> of each calendar year).

Market rent of \$12,000 annually for the 112 space lot was calculated through an independent appraisal performed by Kevin Bruckner, MAI, of Bruckner, Tillett, Cahill & Rossi Inc. as of August 2017. The portion of the \$12,000 rate that is attributed to the 62 spaces used by the tenant is \$6,643. If the annual rent plus the submitted repair costs fall short of the \$6,643 market rent for the 62 spots at the end of the lease year, the difference between the total submitted and \$6,643 will be invoiced to tenant by November 30<sup>th</sup> of each calendar year.

Additionally, RYFC has agreed to perform ongoing maintenance, landscaping and snow removal for the entire lot.

RYFC has been serving the Rochester area since 1944. The organizations' activities includes programs to educate and support young parents, youth athletic programs, self-defense classes and more.

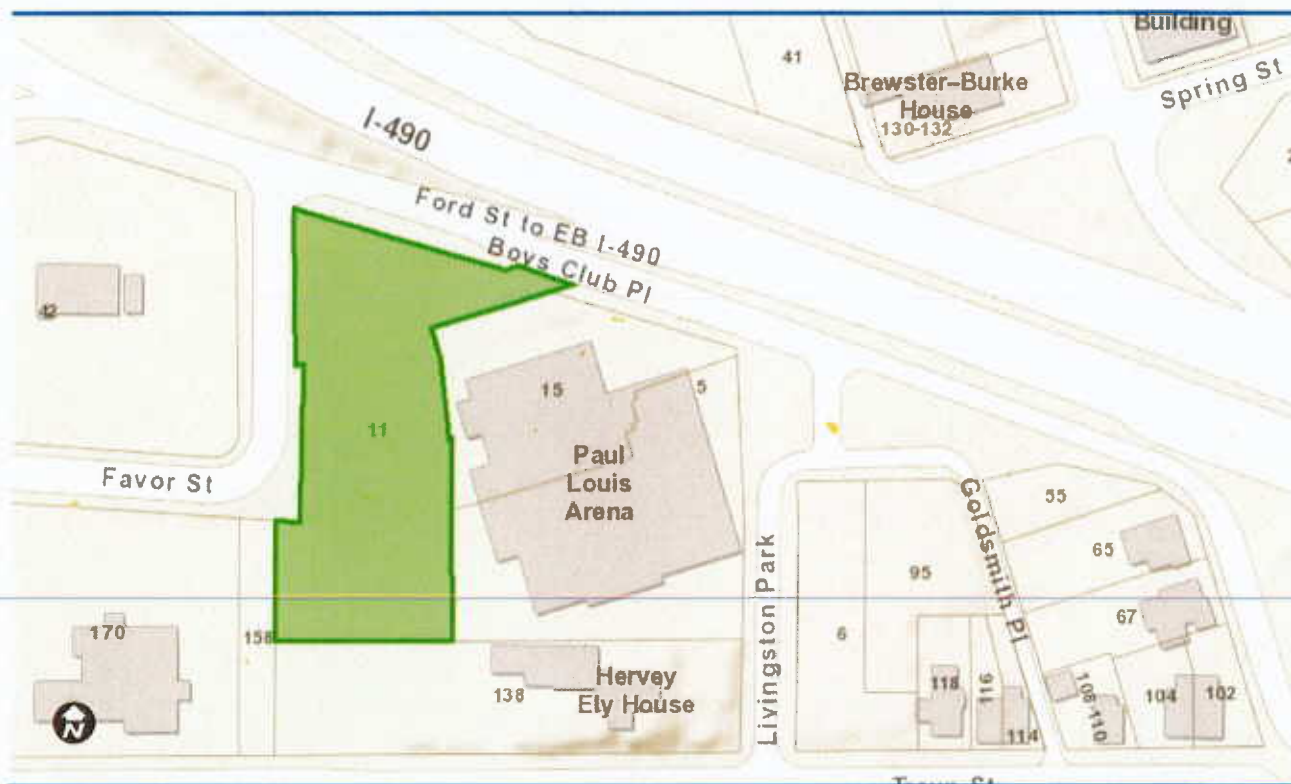
Respectfully submitted,

Lovely A. Warren  
Mayor



# LOCATION MAP FOR 11 FAVOR STREET

## 11 FAVOR ST



September 10, 2018

This map is intended for general reference only.  
The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented.

City of Rochester, NY





354

Ordinance No.

**Authorizing a lease agreement with Rochester Youth for Christ, Inc.**

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

WHEREAS, the City of Rochester has received a proposal for the lease of 62 parking spots in a parking lot located at 11 Favor Street;

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed lease; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is 10 years, is reasonable and necessary in light of the lease's intended purpose and that the public will benefit throughout that term.

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

Section 1. The Mayor is hereby authorized to enter into a lease agreement with Rochester Youth for Christ, Inc. for use of 62 parking spots in a parking lot located at 11 Favor Street. The agreement shall have a term of 10 years.

Section 2. The monthly rental amount for the first year shall be \$50 and the amount shall adjust annually based on the Consumer Price Index-Urban Market.

Section 3. Rochester Youth for Christ, Inc. shall expend \$70,124 for estimated repairs over the term of the lease and shall be responsible for snow removal and ongoing maintenance and landscaping for the entire parking lot.

Section 4. The annual rent combined with repair expenditures for that year shall be equal to or greater than the approximate annual appraised value of the premises.

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

Section 6. This ordinance shall take effect immediately.



## City of Rochester

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## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

Lovely A. Warren  
Mayor

14  
NBD

355, 356, 357

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Bull's Head Urban Renewal Plan – Property  
Acquisition and Authorizing Bonds

Council Priorities: Rebuilding and Strengthening  
Neighborhood Housing; Public Safety;  
Jobs and Economic Development

Transmitted herewith for your approval is legislation related to property acquisitions to effectuate the Bull's Head Urban Renewal Plan (Plan) that was approved by Council in July in Ordinance No. 2018-230. This legislation will authorize acquisition, by negotiation or condemnation, of 15 properties that the Plan targets for acquisition.

The City's estimated costs for the first phase of property acquisition, occupant relocation and moving expenses, demolition, and environmental due diligence, are anticipated to amount to \$2,400,000. Those costs will be funded by \$150,000 in 2016-17 Cash Capital, \$875,000 in 2018-19 Cash Capital and the issuance of \$1,375,000 in bonds authorized and appropriated herein. It is anticipated that additional funding sources, to be identified at a future time, will be required to complete all remaining land assembly activities listed below. As such, these activities will be prioritized based on property-specific factors such as existing occupancy, environmental and geotechnical conditions, and proximity to existing City-owned property.

|                                  | 2016-17<br>Cash<br>Capital: | 2018-19<br>Cash<br>Capital: | Bonds<br>Authorized<br>Herein: | Totals:            |
|----------------------------------|-----------------------------|-----------------------------|--------------------------------|--------------------|
| <b>Land Assembly Activities:</b> |                             |                             |                                |                    |
| Property Acquisition             |                             |                             | \$1,200,000                    | \$1,200,000        |
| Relocation & Moving Expenses     | \$150,000                   | \$450,000                   |                                | \$600,000          |
| Abatement and Demolition         |                             | \$325,000                   | \$175,000                      | \$500,000          |
| Environmental Due Diligence      |                             | \$100,000                   |                                | \$100,000          |
| <b>TOTAL:</b>                    | <b>\$150,000</b>            | <b>\$875,000</b>            | <b>\$1,375,000</b>             | <b>\$2,400,000</b> |

The property acquisition costs are based on: the fair market values listed below as established by independent appraisals performed by Stropp Appraisal (principal: Eriksen E. Stropp) located at 9535 Money Road, Brewerton, New York, 13029, and Bruckner, Tillett, Rossi, Cahill & Associates (principals: Kevin L. Bruckner, Christopher S. Tillett, Justin R. Martin, and Patrick W. Cahill), located at 500 Linden Oaks, Suite 130, Rochester, New York 14625; appraisal reviews completed by R.K. Hite & Co., Inc. (principal: Richard K. Hite) located at 87 Genesee Street, Avon, New York 14414; and, closing costs.

| Street Address   | Owner                       | Description      | Appraised Value |
|------------------|-----------------------------|------------------|-----------------|
| 780 Brown St     | Thomas Graff                | Single Family    | \$45,000        |
| 806-810 Brown St | Zebbie D. and Sarah Maye    | Small Commercial | \$85,000        |
| 8 Kensington St  | CDC Specialties Inc.        | Single Family    | \$43,000        |
| 13 Kensington St | John R. Gatti               | Vacant Lot       | \$24,000        |
| 19 Kensington St | Rochester Housing Authority | Two Family       | \$60,000        |
| 878 W. Main St   | John R. Gatti               | Vacant Lot       | \$ 1,500        |





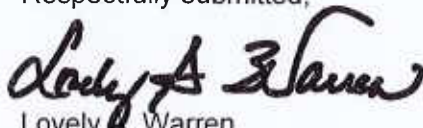
|                    |  |                     |                                   |
|--------------------|--|---------------------|-----------------------------------|
| 904 W. Main St     | Empire Wrecking Company Inc.                 | Vacant Lot          | \$ 5,700                          |
| 912-916 W. Main St | John R. Gatti                                | Vacant Lot          | \$11,200                          |
| 918-922 W. Main St | Realty Development North LLC                 | Small Commercial    | \$80,000                          |
| 924-930 W. Main St | Wayne Haskins                                | Two-story Mixed-Use | \$127,000                         |
| 932-938 W. Main St | Francis Winterkorn                           | Two-story Mixed-Use | \$160,000                         |
| 24 York St         | Inner Faith Gospel<br>Tabernacle Church Inc. | Parking Lot         | (Included with 32<br>York Street) |
| 32 York St         | Inner Faith Gospel<br>Tabernacle Church Inc. | Small Commercial    | \$200,000                         |
| 4-12 West Ave      | Lamees LLC                                   | Small Commercial    | \$150,000                         |
| 160 Clifton St     | Rochester Clifton LLC                        | Health Facility     | \$1,000,000                       |

The City has hired R.K. Hite & Co., Inc. to provide relocation and moving assistance related services for any occupants of the properties.

The Plan identifies the properties to be acquired as being substandard, underutilized and deteriorated properties that are suitable for assembly into developable parcels once environmental due diligence and any necessary remediation is conducted. Several of the parcels contain blighted structures that are slated for demolition.

A public hearing is required.

Respectfully submitted,

  
Lovely A. Warren  
Mayor

355

Ordinance No.

**Determinations and findings relating to the acquisition of properties to effectuate the Bull's Head Urban Renewal Plan**

WHEREAS, the Bull's Head Urban Renewal Area ("Area") comprises approximately 34 acres and is centered around the convergence of West Main Street, Genesee Street, Brown Street, West Avenue, and Chili Avenue;

WHEREAS, by Ordinance Nos. 2009-107 and 2017-5, the City Council designated the Area as a place that is appropriate for urban renewal in accordance with a plan to be developed in accordance with Article 15 of the General Municipal Law of the State of New York;

WHEREAS, the Bull's Head Urban Renewal Plan ("Plan") approved in Ordinance No. 2018-230 sets forth a staged process that starts with the acquisition, demolition of blighted structures, and environmental investigation on properties located within a targeted portion of the Area that have been identified as substandard, underutilized and deteriorated;

WHEREAS, the City of Rochester proposes to acquire 15 of the targeted parcels in order to demolish blighted structures, investigate and remediate any environmental conditions and assemble them into suitable sites for redevelopment (the "Project"); and

WHEREAS, the Council of the City of Rochester held a public hearing on October 11, 2018 pursuant to Article 2 of the Eminent Domain Procedure Law to consider the Project and \_\_\_ speakers appeared at the hearing.

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

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

- A. Project description – acquire the following 15 properties (the "Properties"), demolish blighted structures, investigate and remediate any environmental conditions and assemble the Properties into suitable sites for redevelopment:

780 Brown St  
806-810 Brown St  
8 Kensington St  
13 Kensington St  
19 Kensington St  
878 W. Main St  
904 W. Main St  
912-916 W. Main St

918-922 W. Main St  
924-930 W. Main St  
932-938 W. Main St  
24 York St  
32 York St  
4-12 West Ave  
160 Clifton St

- B. Project purpose – To focus the City's resources on the portion of the Bull's Head Urban Renewal Area that is most critical to the redevelopment of the entire Area and to provide access, environmental information and time for the community engagement and planning process to develop appropriate plans for the next stages of the Area's urban renewal program.
- C. Relocation benefits and compensation – The City has retained relocation specialist R.K. Hite and Co., Inc. and is appropriating funds to provide the owners and occupants of the acquired properties with fair notice and benefits consistent with federal Uniform Relocation Act practices. This will assure that property owners receive a fair purchase price for their properties and that displaced residents, businesses and public service agencies are provided with sufficient advanced notice and assistance to find comparable replacement housing or non-residential premises before they are required to vacate. The Plan provides that the relocation process will be implemented in a way that seeks out opportunities to relocate displaced businesses and agencies to new locations within the neighborhood.
- D. Project effect – The acquisition of the Properties and the overall Project will have no significant adverse environmental effects on the environment. The Project is part of an Urban Renewal Plan that has been reviewed under the State Environmental Quality Review Act ("SEQR") and Chapter 48 of the Municipal Code, a SEQR Environmental Assessment Form has been completed, and the Project has been determined to have no potential significant adverse environmental impacts, pursuant to a Negative Declaration issued by the Mayor on June 19, 2018.

Section 2. This ordinance shall take effect immediately.

**INTRODUCTORY NO.**

NBD 14b

**356**

Ordinance No.

**Authorizing the acquisition by negotiation or condemnation of properties and abatement, demolition and environmental due diligence activities to effectuate the Bull's Head Urban Renewal Plan**

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

Section 1. The Council hereby approves the acquisition of the following parcels (the "Properties") for the maximum acquisition amounts indicated to effectuate the Bull's Head Urban Renewal Plan ("Plan") approved in Ordinance No. 2018-230:

| <b>Address</b>     | <b>Reputed Owner</b>                         | <b>SBL#</b>   | <b>Type</b>       | <b>Maximum Acquisition Amount</b> |
|--------------------|--|---------------|-------------------|-----------------------------------|
| 780 Brown St       | Thomas Graff                                 | 120.42-2-35   | 1 family res      | \$45,000                          |
| 806-810 Brown St   | Zebbie D./Sarah Maye                         | 120.42-2-54   | small commercial  | \$85,000                          |
| 8 Kensington St    | CDC Specialties Inc.                         | 120.42-2-40   | 1 family res      | \$43,000                          |
| 13 Kensington St   | John R. Gatti                                | 120.42-2-60.2 | vacant Lot        | \$24,000                          |
| 19 Kensington St   | Rochester Housing Authority                  | 120.42-2-45   | 2 family res      | \$60,000                          |
| 878 W. Main St     | John R. Gatti                                | 120.42-2-59.2 | vacant lot        | \$ 1,500                          |
| 904 W. Main St     | Empire Wrecking Company Inc.                 | 120.42-2-64   | vacant lot        | \$ 5,700                          |
| 912-916 W. Main St | John R. Gatti                                | 120.42-2-66   | vacant lot        | \$11,200                          |
| 918-922 W. Main St | Realty Development North LLC                 | 120.42-2-67   | small commercial  | \$80,000                          |
| 924-930 W. Main St | Wayne Haskins                                | 120.42-2-68   | 2 story mixed use | \$127,000                         |
| 932-938 W. Main St | Francis Winterkorn                           | 120.42-2-69   | 2 story mixed use |                                   |
| 24 York St         | Inner Faith Gospel                           | 120.42-2-70   | parking lot       | (included with 24 York St)        |
| 32 York St         | Tabernacle Church Inc.<br>Inner Faith Gospel | 120.42-2-71   | small commercial  | \$200,000                         |
| 4-12 West Ave      | Tabernacle Church Inc.<br>Lamees LLC         | 120.42-1-47   | small commercial  | \$150,000                         |
| 160 Clifton St     | Rochester Clifton LLC                        | 120.50-2-3    | health facility   | \$1,000,000                       |

The acquisition amounts set forth herein, up to a maximum amount of \$1,200,000, shall be funded from the proceeds of bonds to be authorized for the purpose.

Section 2. City taxes and other current-year charges against each said parcel shall be canceled from the date of acquisition closing forward. If the present owner has paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owner at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City owns a parcel, shall also be canceled.



Section 3. In the event that any of said Properties cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings to acquire said parcel. In the event of condemnation, the amount set forth herein for the acquisition shall be the amount of the offer. Nothing in this ordinance shall be deemed to limit in any way the liability of the City for further claims arising from the acquisition of said parcel pursuant to the Eminent Domain Procedure Law.

Section 4. The Council hereby authorizes the expenditure of \$600,000, in the amounts of \$150,000 from 2016-17 Cash Capital and \$450,000 from 2018-19 Cash Capital, to provide the owners and occupants of the acquired Properties with fair notice and relocation benefits in accordance with the Plan and consistent with the federal Uniform Relocation Act, including but not limited to providing assistance to displaced residents, businesses and public service agencies to find comparable replacement housing or non-residential premises and moving expenses to the replacement premises.

Section 5. The Council hereby authorizes the expenditure of \$500,000, in the amounts of \$325,000 from 2018-19 Cash Capital and \$175,000 from the proceeds of bonds to be authorized for the purpose, to conduct the abatement and demolition of structures located on the acquired Properties in accordance with the Plan.

Section 6. The Council hereby authorizes the expenditure of \$100,000 from 2018-19 Cash Capital to conduct environmental due diligence on the acquired Properties in accordance with the Plan.

Section 7. This ordinance shall take effect immediately.

357

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,375,000 Bonds of said City to finance costs of the acquisition, abatement and demolition of properties to effectuate the Bull's Head Urban Renewal Plan**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the acquisition, abatement and demolition of 14 properties at the locations shown in Exhibit A, to effectuate the Bull's Head Urban Renewal Plan (the Project). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,400,000. The plan of financing includes the issuance of \$1,375,000 bonds of the City which are hereby appropriated to said Project; \$875,000 in 2018-19 Cash Capital and \$150,000 in 2016-17 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,375,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,375,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 41-a. of the Law, is 50 years.

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

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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



**Exhibit A****Property Addresses**

780 Brown St

806-810 Brown St

8 Kensington St

13 Kensington St

19 Kensington St

878 W. Main St

904 W. Main St

912-916 W. Main St

918-922 W. Main St

924-930 W. Main St

932-938 W. Main St

24 York St

32 York St

4-12 West Ave



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

15  
Lovely A. Warren  
Mayor

NBD

358, 359

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amending Ordinance No. 2018-35 and  
Authorizing Bonds: Acquiring 835-855 West Main  
Street

Council Priorities: Rebuilding and Strengthening  
Neighborhood Housing; Jobs and Economic  
Development

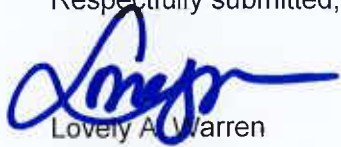
Transmitted herewith for your approval is legislation amending Ordinance No. 2018-35, which authorized the acquisition by negotiation of 835-855 West Main Street, known as Bull's Head Plaza, for a cost of \$1,000,000, plus closing costs not to exceed \$10,000.

The current owner of the property is the Rochester Economic Development Corporation (REDCO), which purchased the property on July 28, 2017 via foreclosure auction. When REDCO acquired the property, it incurred \$91,416.66 in transaction costs, including an auctioneer's fees, real property tax adjustments and closing costs, in addition to paying the purchase price of \$1 million. In order to reimburse REDCO, the amended legislation adds the reimbursement of REDCO's transaction costs to the City's acquisition costs. The closing costs have also been increased to credit REDCO for approximately \$14,000 in prepaid real property taxes which will be funded by 2018-19 Cash Capital.

This legislation also authorizes the issuance of up to \$1,095,000 in bonds to finance the City's acquisition, instead of using 2017-18 Cash Capital as provided for in the prior ordinance.

The Bull's Head Plaza is located within the Bull's Head Urban Renewal Area. The acquisition will enable the City to prepare the property for future redevelopment in accordance with the Bull's Head Urban Renewal Plan approved by Council in July 2018 (Ordinance No. 2018-230).

Respectfully submitted,

  
Lovely A. Warren  
Mayor



# INTRODUCTORY NO.

15a

358

Ordinance No.

## Amending Ordinance No. 2018-35 authorizing the acquisition of 835-855 West Main Street

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

Section 1. Ordinance No. 2018-35, authorizing the acquisition of 835-855 West Main Street, is hereby amended in Section 1 to read as follows:

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below. The acquisition costs shall not exceed ~~\$1,010,000~~ \$1,109,000, including closing costs, and shall be funded in the amount of \$14,000 from 2017-18 2018-19 Cash Capital and in the amount of \$1,095,000 from the proceeds of bonds to be authorized for this purpose.

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

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

359

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$1,095,000 Bonds of said City to finance costs of the acquisition of 835-855 West Main Street**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of the acquisition of 835-855 West Main Street (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,109,000. The plan of financing includes the issuance of \$1,095,000 bonds of the City which are hereby appropriated to said Project and \$14,000 from 2018-19 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$1,095,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$1,095,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

**Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 41-a. of the Law, is 50 years.**

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

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

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

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

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

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

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





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

Lovely A. Warren  
Mayor

16  
NP2D

360

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Findings Statement: Vacuum Oil  
Brownfield Opportunity Area Plan

Council Priorities: Jobs and Economic  
Development; Rebuilding and Strengthening  
Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing the adoption of a Findings Statement, thereby fulfilling the obligation of City Council as an Involved Agency per the New York State Environmental Quality Review Act (SEQR). The attached Findings Statement marks the final step in the required SEQR process for the Vacuum Oil Brownfield Opportunity Area (BOA) plan. The City worked for several years with community and agency stakeholders to develop the plan for the reuse of the defunct oil refinery site that has long been a blighting influence on the neighborhood. The plan covers the site and parts of the surrounding neighborhood to position the area for redevelopment and improved waterfront access.

The Findings Statement summarizes the SEQR process and, when executed by the Involved Agencies, allows the submission of zoning and funding applications to begin the process of implementing the Vacuum Oil BOA plan.

Respectfully submitted,

Lovely A. Warren  
Mayor



State Environmental Quality Review Act  
City Council Findings Statement

Date: October 16, 2018

Pursuant to Article 8 of the New York Environmental Conservation Law and the implementing regulations of 6 NYCRR Part 617 (State Environmental Quality Review Act or "SEQRA"), City Council of the City of Rochester, as an Involved Agency, issues the following Findings Statement.

**Name of Action:** Acceptance of the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area (VOBOA) Implementation Strategy, and funding and rezoning actions for implementation.

**SEQRA Status:** Type 1, Positive Declaration

**Description of Action:** The Vacuum Oil Brownfield Opportunity Area (VOBOA) is an area that was the subject of analysis and planning, centered around a concentration of brownfield sites on lands that were formerly used as an oil refinery. This work was funded through a grant from the New York State Department of State (DOS) Brownfield Opportunity Area Program. The Vacuum Oil Brownfield Opportunity Area is a 148-acre area within the City of Rochester, New York located along the Genesee River and S. Plymouth Avenue. Through a three-step planning process, beginning in 2006 and ending in 2018, a Master Plan and pre-development activities were completed to position the study area for revitalization. This Master Plan and Implementation Strategy includes an analysis of possible development projects, housing strategies, as well as park, trail, and infrastructure improvements to be completed over the next 20 years. While the Master Plan will not physically alter the environment, it provides information for the community and decision makers as revitalization projects move forward in the future. The Final Generic Environmental Impact Statement for the Master Plan and Implementation Strategy (FGEIS) encompasses the Draft Environmental Impact Statement (DGEIS), satisfying SEQRA and DOS requirements. Rezoning and funding actions will be required for the implementation of the plan.

**Location:** The VOBOA encompasses 517 parcels totaling 148 acres within the City of Rochester along the Genesee River in the area bounded generally by the River, S. Plymouth Avenue, Ford Street, and Barton Street.

**Date FGEIS Accepted as Complete:** May 31, 2018

**Contact:** Dorraine Kirkmire, Manager of Planning  
30 Church Street, Rochester, NY 14614  
Phone: (585) 428-6698  
Email: Dorraine.kirkmire@cityofrochester.gov

## SEQRA Review Process Summary

This action was designated as a Type 1 Action in accordance with SEQRA and Chapter 48 of the City of Rochester Code. Several steps were completed as part of this environmental review process and are described below:

- **Environmental Assessment Form and Involved Agency Coordination:**

The City of Rochester prepared a Full Environmental Assessment Form that generally described the VOBOA planning project and the initial implementation strategies, such as adoption of the plan and zoning amendments. The form was distributed to the Mayor and City Council for the requisite Lead Agency coordination. Coordination was finalized on December 30, 2013, establishing the Mayor as Lead Agency.

- **Determination of Significance:**

On February 12, 2014, the Lead Agency executed a Determination of Significance in the form of a positive declaration indicating the need for a DGEIS.

- **Draft Generic Environmental Impact Statement:**

The DGEIS was prepared to be directly incorporated into the VOBOA Implementation Plan document, per the requirements set forth by the New York State Department of State (DOS). SEQRA regulations governing the preparation and review of the DGEIS were designed to provide opportunities for involvement by interested agencies and the public. The DGEIS was accepted by the Lead Agency for public distribution, and the Notice of Completion was issued on September 29, 2017. The notice appeared in the Environmental Notice Bulletin. The DGEIS was properly filed with interested agencies and made available to the public for review at the following locations:

1. City Hall, Room 223B, 30 Church Street, Rochester, NY 14614
2. Rochester Public Library, Arnett Branch – 310 Arnett Blvd, Rochester, NY 14619
3. Carlson Commons, 70 Coretta Scott Crossing, Rochester, NY 14608
4. [www.cityofrochester.gov/VacuumOilBOA](http://www.cityofrochester.gov/VacuumOilBOA)

The DGEIS comment period in conjunction with a public hearing was an important part of the environmental review process. A public hearing before the Rochester Environmental Commission (REC) was conducted on October 19, 2017 and the public comment period was held open until January 31, 2018.

- **Final Generic Environmental Impact Statement:**

The REC reviewed the DGEIS and the public comments and made recommendations with respect to how responses should be addressed in the Final Generic Environmental Impact Statement (FGEIS). The FGEIS contains the revisions to the DGEIS text as well as responses to the public comments received during the DGEIS comment period.

The FGEIS was accepted by the Lead Agency on May 31, 2018 and a Notice of Completion was issued. The notice appeared in the Environmental Notice Bulletin. The FGEIS was properly filed with interested agencies and remains available to the public for review at the following locations:

1. <http://www.cityofrochester.gov/vacuuumoilboa/>
2. Phyllis Wheatley Library, 33 Dr. Samuel McCree Way, Rochester, NY 14608
3. Carlson Commons, 70 Coretta Scott Crossing, Rochester, NY 14608
4. City Hall, Room 223B, 30 Church Street, Rochester, NY 14614

The issuance of this Findings Statement by the Lead Agency completes the environmental review process as required by SEQRA. Future development will require site-specific reviews as part of future required applications. The need for additional or further SEQRA review as more specific site plans and applications progress will be determined by whether those plans and applications are consistent with the conditions and thresholds found in the DGEIS, FGEIS and this Findings Statement. If a proposed future action is not adequately addressed in these documents, additional SEQRA review may be required.

## Findings and Conclusions

This section presents identified impacts, mitigation measures and Lead Agency findings pertaining to the implementation of the Master Plan.

### A. Land Use and Zoning Changes

#### Impacts

Implementing the Master Plan will involve new construction and rehabilitation of buildings and other facilities that will alter and change the use of land. Due to the location in a brownfield area, these activities pose inherent risks.

#### Mitigation

Some of the mitigation of these potential impacts occurs as a matter of routine because the cleanup and reuse of brownfield sites are very closely regulated and monitored by the New York State Department of Environmental Conservation (NYSDEC) and its citizen participation process through the development of and compliance with health and safety plans, community air monitoring plans, quality assurance project plans and remediation action work plans.



Additional mitigation actions include compliance with post-cleanup Site Management Plans, environmental engineering and institutional controls, and NYSDEC environmental easements.

The mitigation measures presented in the DGEIS, and as amended in the FGEIS, represent the Lead Agency's intent to mitigate potential impacts within the VOBOA to the extent practical. Changes in land use from vacant land and buildings to occupied land and buildings will be subject to site-specific applications and review processes. The land uses depicted and described in the VOBOA Plan were selected by the community during the planning process as uses that will have a positive impact on the community. Application of the City Zoning Code protects the community from incompatible uses. Site-specific project proposals, including new construction and building rehabilitation, will be subject to the permit process and zoning review.

Site-specific mitigation measures for construction and rehabilitation activities include:

- Project sponsors and/or contractors will prepare a Protection and Maintenance of Traffic Plan and a Work Zone Traffic Management Plan. These plans will describe how heavy equipment will be transported in and out of the site, the location of staging areas, and how vehicular, pedestrian, and bicycle routes through the construction areas will be protected.
- Staging areas for heavy equipment must not encroach on surrounding properties. Damage to vegetation or pavement caused by heavy equipment staging must be repaired upon completion of construction activities.
- Trucks and other vehicles must enter and exit the site at a controlled gate and a preferred construction route will be identified.
- Site work must be phased in order to limit impacted areas and work must be scheduled during periods of low rainfall.
- Provisions will be made to protect against tracking dirt onto the rights-of-way.
- Parameters of an erosion control plan must be specified ahead of time as conditions of construction approval.
- Trees larger than 3 inches in diameter must be protected from damage during construction if they are being retained.
- Existing invasive species must be identified and removed during construction. Replacement species must be approved by the City of Rochester prior to planting.
- Construction activity shall be limited to the hours of 7:00 am to 8:00 pm.
- A preferred construction vehicle route that minimizes impacts on residential properties will be identified.
- To limit long-term light pollution, all new or replacement street light fixtures must be full cutoff.
- To the extent practicable, green infrastructure shall be integrated into the design of new surface parking lots.



### Findings

With the implementation of identified mitigation measures, contract specifications and conditions of approval, and subject to future zoning and building permit review, the Lead Agency finds that implementation of the Master Plan will not have significant adverse impacts on the neighborhood.

## B. Traffic Operations

### Impacts

Potential impacts to traffic operations, under the No Build, Partial Buildout and Full Buildout scenarios specified in the VOBOA Master Plan, include decreased levels of service (LOS) for the Exchange Boulevard/Ford Street intersection. Based on the LOS results, the delayed movements at the intersection of Exchange Street at Ford Street with the greatest potential for causing rerouted traffic are: the southbound left, westbound right and westbound through movements. This may prompt some drivers to reroute their trips to streets to the east, such as Mt. Hope Avenue, South Avenue and Clinton Avenue.

### Mitigation

Project impact thresholds and conditions were established as part of the DGEIS to help ensure that future development includes provisions for mitigating impacts to traffic circulation. The following mitigation measures shall be a consideration as the VOBOA Plan is implemented:

- Modify the southbound Exchange Boulevard approach to Ford Street to two left turn lanes and one through lane.
- Modify the Exchange/Ford traffic signal to a "protected only" left-turn phasing.
- Optimize the phase split times at Exchange Street and Ford Street.
- Add a northbound right turn lane on the Exchange Street approach to Ford Street.
- Optimize the phase split times at Exchange Street and Ford Street.
- Prohibit on-street parking in the following locations:
  - Exchange Street between Magnolia Street and Doran Street
  - Magnolia Street between Plymouth Avenue and Cottage Street
  - Flint Street between S. Plymouth Avenue and Exchange Street

### Findings

With the implementation of identified mitigation measures, the Lead Agency finds that implementation of the Master Plan will not have a significant adverse impact on traffic operations within the VOBOA.

## C. Street Configuration

### Impacts

The Master Plan presents several alternatives for street configuration within the VOBOA. These configurations are intended to provide stronger vehicular, pedestrian and bicycle connections to the waterfront, extend transportation access, and reestablish connectivity throughout the neighborhood. Potential impacts include changes in traffic patterns, construction impacts, glare, added noise, and stormwater runoff.

### Mitigation

The DGEIS presents a configuration alternatives feasibility analysis. Mitigation measures for the potential impacts of the various configuration alternatives are identified in the DGEIS and revised in the FGEIS. Any proposed street reconfiguration will be subject to further analysis, public input, and environmental review.

### Findings

The Lead Agency finds that the choice among proposed new street configurations will be informed by further analysis, public input, and environmental review to ensure that the option chosen will not have a significant adverse impact on access and connectivity within the VOBOA.

## D. Public Transit

### Impacts

The only potential impact from the Master Plan presented in the DGEIS is the potential for increased transit service demand.

### Mitigation

Mitigation measures to address an increase in transit service demand were presented in the DGEIS. Specific mitigation measures to be considered when development is proposed include:

- Increased frequency of bus service.
- Expansion of a bus route to include Exchange Street and any new waterfront road(s).
- Improvements to new and existing bus stops, including shelters, bike racks, and seating areas.
- Pedestrian and transit accommodations to meet expected needs, including bicycle parking and improved pedestrian routes to transit stops.

### Findings

With the identified mitigation measures, the Lead Agency finds that implementation of the Master Plan will not produce significant adverse impacts on public transportation within the VOBOA.

## E. Infrastructure and Utilities

### Impacts

Given the existing capacity and condition of utilities and infrastructure in the VOBOA, no adverse impacts are expected as a result of implementation of the Master Plan. No existing water, sewer, or electric/fiber optic systems will be negatively impacted by additional demand generated by expected future development. Existing utilities may, however, be impacted by construction activities, including potential construction of new roads and streetscape improvements along Flint Street.

### Mitigation

The FGEIS encourages the use of sustainable development and green infrastructure.

Utility permits and approvals required to complete implementation of the VOBOA include approvals from local and state regulatory agencies, including Monroe County Pure Waters, New York State Department of Environmental Conservation, and Monroe County Health Department. The City and all development applicants will continue to coordinate with all utility agencies during implementation of the plan. Through the application of the mitigation measures identified in the DGEIS and FGEIS, the storm runoff entering the system under all build-out scenarios will be limited to the existing flows and will not increase the flow to the combined sewer system.

### Findings

The Lead Agency finds that implementation of the Master Plan will not have significant adverse impacts on utilities.

## F. Flood Hazard

### Impacts

A portion of the VOBOA is within the designated 100-year floodplain of the Genesee River. The existing wall along the shoreline provides some protection against flooding but was not originally designed as a flood protection system and is not recognized by FEMA for flood insurance purposes as an "accredited" levee/floodwall system. In addition, the wall is deteriorating and in need of repair.

### Mitigation

To protect future development within the floodplain, the DGEIS includes mitigation measures and project-specific mitigation, when applicable. Those measures include:

- Property owners and developers must obtain flood insurance.
- Redevelopment with the 100-year floodplain must follow NYS Floodplain Construction Requirements and requirements of Chapter 56 of the City Code.

Project Specific Mitigation Measures include:

- The lowest floor of buildings must be at least two feet above the base flood elevation.
- Residential structures must be elevated by means of compacted fill, a solid slab foundation, a crawl-space foundation, or pilings. If buildings must be elevated above street level, ADA ramping must be installed to provide convenient access.
- Non-residential buildings do not need to be elevated if they are flood proofed.

#### Findings

With flood mitigation measures in place, the Lead Agency finds that implementation of the Master Plan will mitigate the impacts of potential flooding and could potentially reduce the risk of flooding in the VOBOA.

The DGEIS also evaluates an alternative involving the reconstruction of the floodwall. The current condition of the floodwall could be repaired or reconstructed, potentially eliminating most or all of the designated 100-year flood zone in the VOBOA so that most or all of the potential impact and mitigation actions described above would no longer be applicable.

### G. Parks and Open Space

#### Impacts

Implementation of the Master Plan will result in a net increase in parkland and waterfront access, enabling the area of the VOBOA to better meet National Recreation and Park Association standards for parkland access. As such, no adverse impacts on the open space, parks and recreation, and scenic resources of the VOBOA are foreseen.

#### Mitigation

No significant adverse impacts to parks and open space are anticipated; therefore, no future mitigation is required. Construction-related mitigation measures listed in Section A above will be implemented for work within the parks and open space areas.

#### Findings

The Lead Agency finds that implementation of the Master Plan will not have a significant adverse impact to parks and open space within the VOBOA.

### H. Water Quality, Wetlands and Use of Groundwater

#### Impacts

Implementation of the Master Plan will involve substantial environmental cleanup that will reduce sources and migration of contamination that is or may be impacting groundwater, stormwater, the Genesee River and wetland areas. Potential adverse impacts include an increase in the amount of sediment in stormwater run-off and altering wetlands.



### Mitigation

Mitigation measures and project-specific mitigation measures were presented in the DGEIS to minimize impacts to the maximum extent practicable. These are summarized below:

- As part of the granting of any permit, a Stormwater Pollution Prevention Plan (SWPPP) will be required, which includes the design of erosion and sediment controls to be used during all phases of construction as well as permanent site stormwater management practices.
- If development may impact an existing wetland, the benefits of that wetland will be retained by moving or creating new wetland areas. Development occurring in a wetland will be subject to site-specific review and will need to obtain permits.

### Findings

The Lead Agency finds that, with the implementation of identified mitigation measures, implementation of the Master Plan will not have significant adverse impacts upon water quality or wetlands.

## I. Wildlife Habitats

### Impacts

As a result of the development projects proposed in both the Partial and Full Buildouts of the VOBOA Plan, potential adverse impacts to existing sensitive habitats may occur, as well the potential for the spread of invasive species.

### Mitigation

Mitigation measures and project-specific mitigation measures were presented in the DGEIS to minimize impacts to the maximum extent practicable. Mitigation measures include:

- As development plans progress, invasive plant species shall be identified and removed.
- Clearing of trees should be limited to only those trees that need to be removed to allow development.
- Trees larger than 3 inches in diameter should be protected from damage during construction.
- Trees shall only be removed between October 31 and March 31.

### Findings

The Lead Agency finds that the mitigation measures outlined above will mitigate potentially adverse environmental impacts on wildlife to the maximum extent practicable. Additional site-specific reviews will further assess and mitigate potential impacts to wildlife.



## J. Historic and Cultural Resources

### Impacts

Implementation of the Master Plan may result in changes to existing land uses as a result of new development and redevelopment. An archeological survey determined that six structures within the VOBOA could potentially be eligible for listing on the National Register of Historic Places. Most of these structures are deteriorating accessory buildings located on the former Vacuum Oil site.

### Mitigation

Redevelopment opportunities portrayed in the Master Plan are envisioned to be consistent with residential and industrial character of the neighborhood. In addition, a major objective of the revitalization process is to improve the public realm and the waterfront, recognizing the historic and symbolic importance of the Genesee River waterfront and the former Genesee Valley Canal. The VOBOA Plan recommends wayfinding and historic interpretive signage that will help promote the neighborhood's historic significance within Rochester. It is anticipated that implementation of the VOBOA Plan will improve the community's access to, and understanding of historic and cultural resources. Mitigation measures include:

- If a structure that was determined to be National Register-eligible in the Phase II Site Evaluation is slated for demolition, a professional architectural historian should first document the interior and exterior structure. Professional archaeologists can also be present during the initial phases of construction to analyze any subsurface artifacts.
- Site-specific development proposals should show consideration for designing around National Register-eligible structures.
- Prior to the start of development, a Phase III Data Recovery analysis may be undertaken to retrieve data or artifacts that are slated for demolition. Recovered data must then be analyzed by professional archaeologists. Projects that undertake Phase III mitigation must first complete a Data Recovery Plan, which is reviewed by the Lead Agency and the State prior to execution. Results of Phase III Data Recovery should be shared with the public.
- Where appropriate, and as part of site plan approval, historic plaques and signage shall be incorporated into proposed projects.

### Findings

The Lead Agency finds that with the incorporation of mitigation measures, the implementation of the Master Plan will have no significant adverse impacts on historic or cultural resources.

## CERTIFICATION OF FINDINGS TO APPROVE/FUND/UNDERTAKE

Having considered the Draft and Final Generic Environmental Impact Statements (collectively, the "GEIS"), including the comments received, and having considered the preceding written findings and conclusions relied upon to meet the requirements of 6 NYCRR Part 617, the City of Rochester finds and certifies in this Findings Statement that:

1. The requirements of Article 8 of the New York State Conservation Law and the implementing regulations of the New York State Department of Environmental Conservation, 6 NYCRR Part 617, have been met;
2. The requirements of the City Environmental Review Ordinance, Chapter 48 of the City Code, have been met;
3. Consistent with the social, economic, and other essential considerations from among reasonable alternatives thereto, the action is one which would avoid or minimize, to the maximum extent practicable, adverse environmental effects including the effects disclosed in the GEIS and set forth in this Findings Statement, and;
4. Consistent with the social, economic, and other essential considerations described above, the incorporation of the mitigation measures described in the GEIS and this Findings Statement would minimize or avoid the action which were identified in the GEIS and this Findings Statement.

Name of Agency: City Council, City of Rochester, New York

Name of Responsible Officer: Loretta C. Scott, President

Signature of Responsible Officer: \_\_\_\_\_

Date: \_\_\_\_\_

*360*

Ordinance No.

**Adopting a Findings Statement for the Vacuum Oil – South Genesee River  
Corridor Brownfield Opportunity Area Implementation Strategy**

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

Section 1. The Council hereby adopts the State Environmental Quality Review Findings Statement for the Vacuum Oil – South Genesee River Corridor Brownfield Opportunity Area Implementation Strategy as approved by the Mayor as Lead Agency. The President of the Council is hereby authorized to certify the necessary findings on behalf of the Council.

Section 2. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

17  
Lovely A. Warren  
Mayor

NBD

361

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Zoning Map Amendment – 5 & 15 Flint Street

Transmitted herewith for your approval is legislation amending the Zoning Map of the City of Rochester by rezoning properties located at 5 and 15 Flint Street from R-1 Low Density Residential District to R-3 High Density Residential District pursuant to the recommendations contained in the Vacuum Oil Brownfield Opportunity Area Vision Plan.

The proposed rezoning of 5 and 15 Flint Street would fulfill the goals and objectives for the Vacuum Oil Brownfield Opportunity Area (VOBOA). The VOBOA centered around the Vacuum Oil brownfield sites, including 5 and 15 Flint Street. Through a three-step planning process, beginning in 2006 and concluding earlier this year, the City created a Master Plan and Implementation Strategy for VOBOA that was focused on area revitalization. This Master Plan and Implementation Strategy includes analysis of possible development projects, housing strategies, as well as park, trail, and infrastructure improvements proposed to be completed over the next 20 years.

The proposed rezoning was thoroughly analyzed and discussed through the VOBOA process and analyzed as part of the State Environmental Quality Review Act (SEQRA) review process. The Final Generic Environmental Impact Statement and Draft Generic Environmental Impact Statement for the Master Plan and Implementation Strategy fully analyzed potential environmental impacts of the Master Plan, including the rezoning. Multiple zoning districts were considered. It was determined that rezoning of the parcels to R-3 would allow the 'highest and best use' for the parcels.

The Planning Commission held an informational meeting on the proposed map amendment on Monday, September 10, 2018. The applicant and his representatives spoke in support, and four people spoke in opposition. (All of the testimony is included in the Minutes which are attached). By a vote of 5-2, the Planning Commission recommended approval.

A public hearing is required for the Zoning Map Amendment.

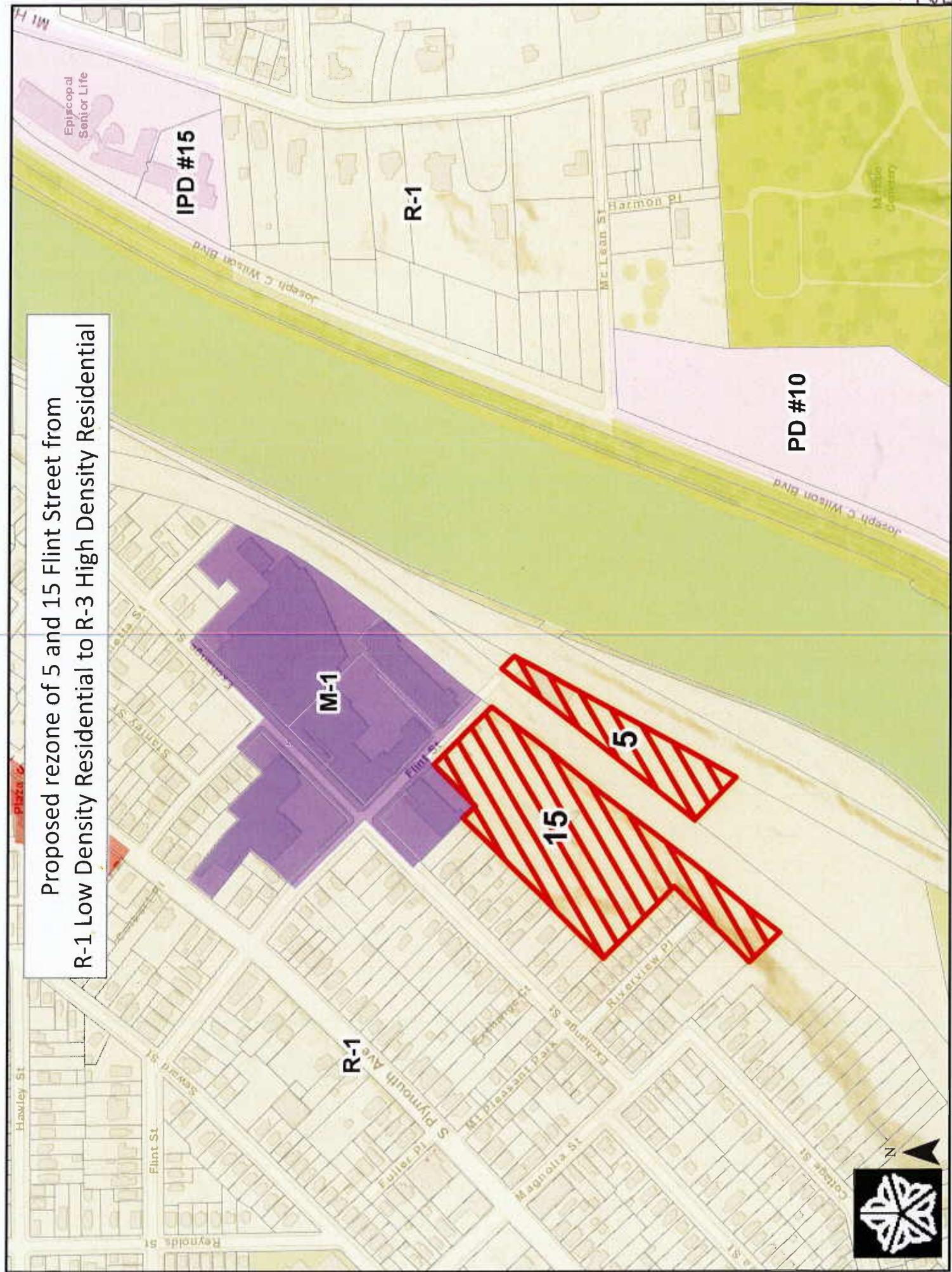
Respectfully submitted,

Lovely A. Warren  
Mayor



17 VBD

## Proposed rezone of 5 and 15 Flint Street from R-1 Low Density Residential to R-3 High Density Residential





**361**

Ordinance No.

**Amending the Zoning Map for 5 and 15 Flint Street**

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing from R-1 Low Density Residential to R-3 High Density Residential the Zoning Map's classification of the following properties:

| <b>Address</b>  | <b>SBL #</b>    |
|-----------------|-----------------|
| 5 Flint Street  | 121.77-1-10.001 |
| 15 Flint Street | 121.77-1-11     |

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

Section 2. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

Lovely A. Warren  
Mayor

18

NBD

362

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Consolidated Community Development Plan  
Amendments and Appropriation - Community  
Development Block Grant Funds for Infrastructure  
Improvements and Commercial Nodes and Corridors

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Transmitted herewith for your approval is legislation related to Consolidated Community  
Development Plan (Con. Plan) amendments. This legislation will:

1. Amend the 2009-10, 2014-15, 2015-16, 2016-17 and 2017-18 Con. Plan, Annual Action  
Plans to transfer and re-allocate \$407,214.19 of Community Development Block Grant  
(CDBG) funds from the above mentioned years' Con. Plan funds, according to chart below,  
to the Commercial Nodes and Corridors and Infrastructure Improvements allocations of the  
Promoting Economic Stability and General Community Needs funds respectively.

| Year    | Prior Fund  | Prior Allocation                        | Amount (\$) |
|---------|---|---|-------------|
| 2009-10 | Housing Development Fund                                | Housing Development Fund                | 3,954.79    |
| 2014-15 | Neighborhood & Business<br>Development Program Delivery | Program Delivery                        | 120,452.46  |
| 2014-15 | Neighborhood and Asset-Based<br>Planning Fund           | Community Plan<br>Development           | 34,000      |
| 2015-16 | Homeownership Fund                                      | Foreclosure Prevention                  | 1,520.16    |
| 2016-17 | Other Programs Fund                                     | Program Management                      | 104,433.94  |
| 2016-17 | Homeownership Fund                                      | Foreclosure Prevention                  | 79.51       |
| 2017-18 | Other Programs Fund                                     | Program Management                      | 53,376.50   |
| 2016-17 | General Community Needs Fund                            | STEAM Engine                            | 14,615.16   |
| 2016-17 | General Community Needs Fund                            | Parent Leadership Training<br>Institute | 100.00      |
| 2016-17 | General Community Needs Fund                            | Job Creation/Youth<br>Development       | 51,335.35   |
| 2017-18 | General Community Needs Fund                            | Job Creation/Youth<br>Development       | 23,346.32   |

2. Appropriate \$317,817.36 of CDBG funds from the Commercial Nodes and Corridors  
allocation of the Promoting Economic Stability fund of the following years' Con. Plans 2009-  
10, 2014-15, 2015-16, 2016-17 and 2017-18, and \$89,396.83 of CDBG funds from the  
Infrastructure Improvements allocation of the General Community Needs fund of the  
following years' Con. Plans 2016-17 and 2017-18.



| Year    | Fund                         | Allocation                     | Amount (\$) |
|---------|------------------------------|--------------------------------|-------------|
| 2009-10 | Promoting Economic Stability | Commercial Nodes and Corridors | 3,954.79    |
| 2014-15 | Promoting Economic Stability | Commercial Nodes and Corridors | 120,452.46  |
| 2014-15 | Promoting Economic Stability | Commercial Nodes and Corridors | 34,000      |
| 2015-16 | Promoting Economic Stability | Commercial Nodes and Corridors | 1,520.16    |
| 2016-17 | Promoting Economic Stability | Commercial Nodes and Corridors | 104,433.94  |
| 2016-17 | Promoting Economic Stability | Commercial Nodes and Corridors | 79.51       |
| 2017-18 | Promoting Economic Stability | Commercial Nodes and Corridors | 53,376.50   |
| 2016-17 | General Community Needs      | Infrastructure Improvements    | 14,615.16   |
| 2016-17 | General Community Needs      | Infrastructure Improvements    | 100.00      |
| 2016-17 | General Community Needs      | Infrastructure Improvements    | 51,335.35   |
| 2017-18 | General Community Needs      | Infrastructure Improvements    | 23,346.32   |

The appropriation to the Commercial Nodes and Corridors allocation will fund infrastructure improvements at the La Marketa site on N. Clinton Avenue and the appropriation to the Infrastructure Improvements allocation will fund infrastructure improvements to the Campbell R-Center.

The La Marketa project seeks to create infrastructure at the La Marketa site in order to promote retail and other economic development activities and events at the site. The La Marketa site will be improved with site infrastructure to include a parking lot, a public open space with a performance platform, restroom facilities, benches, and site utilities required for retail, restaurant and other commercial uses. The site will also be available for community events programming.

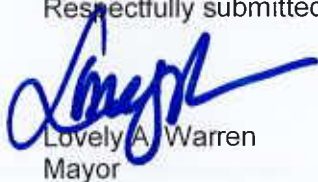
The Campbell R-Center Gateway Improvement Project seeks to better integrate the R-Center into the community, provide enhanced access to and from the surrounding neighborhood, and improve the site's safety and security. Improvements shall include, but not be limited to the following:

- Formal pedestrian gateway connections from Jay and Ames Streets utilizing City owned parcels. Improvements shall include gateway, walkway, fencing, lighting, grading, and drainage, amenities, and landscape enhancements to maximize site lines into the park.
- Relocation of ball diamond from the northwest to the northeast corner of the site.
- Preliminary design and estimating only for a new parking lot with accommodations for 30 vehicles and bike racks located on City owned or soon to be acquired parcels on Campbell Street.

A concept for the project is attached. Construction will begin in the spring 2019 with completion by the Summer 2019.

A public hearing is required.

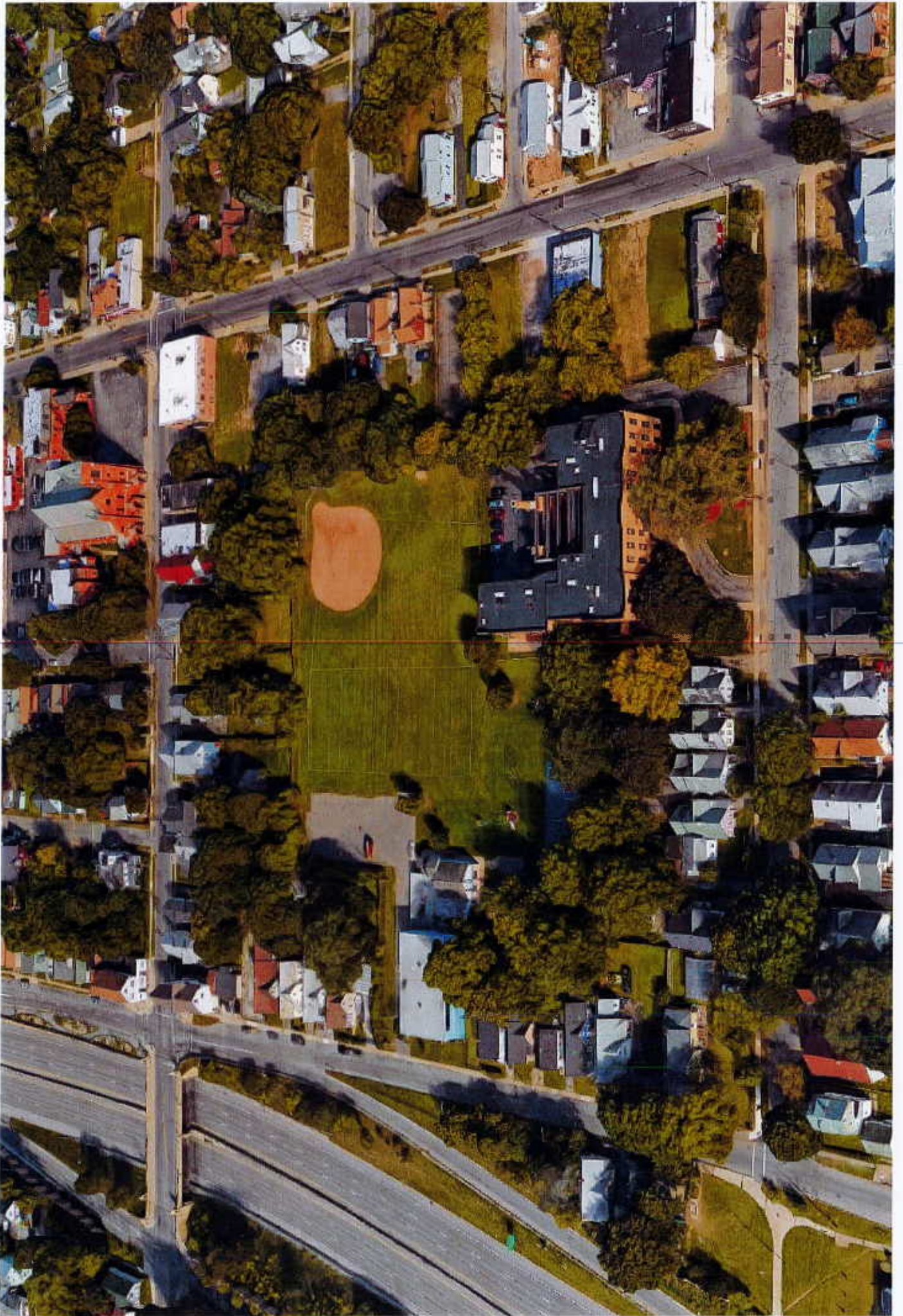
Respectfully submitted,



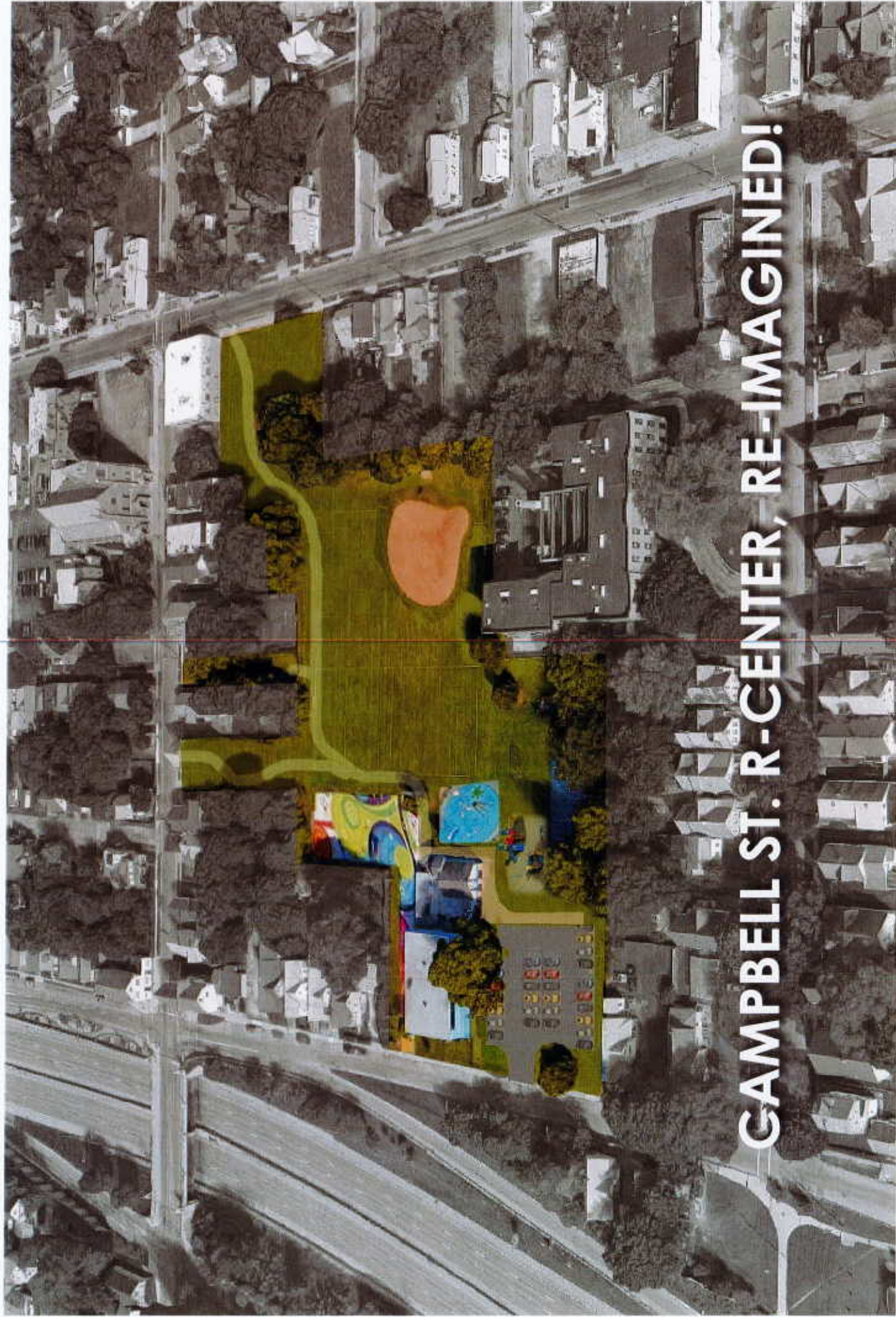
Lovely A. Warren  
Mayor



18  
NBD







CAMPBELL ST. R-CENTER, RE-IMAGINED!



362

Ordinance No.

**Amending 2009-10, 2014-15, 2015-16, 2016-17, and 2017-18 Consolidated Community Development Plans and authorizing appropriations of Community Development Block Grant funds to infrastructure improvements**

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

Section 1. The Council hereby approves amending the Consolidated Community Development Plan - Annual Action Plan (Con Plan) for each of the following program years to transfer and re-allocate \$317,817.36 of Community Development Block Grant (CDBG) funds to the Commercial Nodes and Corridors allocation of the Promoting Economic Stability fund for each respective year as follows:

| Year    | Prior Fund   | Prior Allocation           | Amount (\$) |
|---------|--|----------------------------|-------------|
| 2009-10 | Housing Development Fund                             | Housing Development Fund   | 3,954.79    |
| 2014-15 | Neighborhood & Business Development Program Delivery | Program Delivery           | 120,452.46  |
| 2014-15 | Neighborhood and Asset-Based Planning Fund           | Community Plan Development | 34,000      |
| 2015-16 | Homeownership Fund                                   | Foreclosure Prevention     | 1,520.16    |
| 2016-17 | Other Programs Fund                                  | Program Management         | 104,433.94  |
| 2016-17 | Homeownership Fund                                   | Foreclosure Prevention     | 79.51       |
| 2017-18 | Other Programs Fund                                  | Program Management         | 53,376.50   |

Section 2. The Council hereby approves amending the Con Plan for each of the following program years to transfer and re-allocate \$89,396.83 of CDBG funds to the Infrastructure Improvements allocation of the General Community Needs fund for each respective year as follows:

| Year    | Prior Fund                   | Prior Allocation                     | Amount (\$) |
|---------|------------------------------|--------------------------------------|-------------|
| 2016-17 | General Community Needs Fund | STEAM Engine                         | 14,615.16   |
| 2016-17 | General Community Needs Fund | Parent Leadership Training Institute | 100.00      |
| 2016-17 | General Community Needs Fund | Job Creation/Youth Development       | 51,335.35   |
| 2017-18 | General Community Needs Fund | Job Creation/Youth Development       | 23,346.32   |

Section 3. The Council hereby appropriates \$317,817.36 of CDBG funds from Commercial Nodes and Corridors allocation of the Promoting Economic Stability fund of the Con Plans for various program years, as amended under Section 1 above, to fund infrastructure improvements at the La Marketa site on North Clinton Avenue, as follows:

| Year | Fund | Allocation | Amount (\$) |
|------|------|------------|-------------|
|------|------|------------|-------------|

|         |                              |                                |            |
|---------|------------------------------|--------------------------------|------------|
| 2009-10 | Promoting Economic Stability | Commercial Nodes and Corridors | 3,954.79   |
| 2014-15 | Promoting Economic Stability | Commercial Nodes and Corridors | 120,452.46 |
| 2014-15 | Promoting Economic Stability | Commercial Nodes and Corridors | 34,000     |
| 2015-16 | Promoting Economic Stability | Commercial Nodes and Corridors | 1,520.16   |
| 2016-17 | Promoting Economic Stability | Commercial Nodes and Corridors | 104,433.94 |
| 2016-17 | Promoting Economic Stability | Commercial Nodes and Corridors | 79.51      |
| 2017-18 | Promoting Economic Stability | Commercial Nodes and Corridors | 53,376.50  |

Section 4. The Council hereby appropriates \$89,396.83 of CDBG funds from the Infrastructure Improvements allocation of the General Community Needs fund of the Con Plans for various program years, as amended under Section 2 above, to fund infrastructure improvements for the Campbell R-Center Gateway Improvement Project, as follows:

| <b>Year</b> | <b>Fund</b>             | <b>Allocation</b>           | <b>Amount (\$)</b> |
|-------------|-------------------------|-----------------------------|--------------------|
| 2016-17     | General Community Needs | Infrastructure Improvements | 14,615.16          |
| 2016-17     | General Community Needs | Infrastructure Improvements | 100.00             |
| 2016-17     | General Community Needs | Infrastructure Improvements | 51,335.35          |
| 2017-18     | General Community Needs | Infrastructure Improvements | 23,346.32          |

Section 5. This ordinance shall take effect immediately.



## City of Rochester

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## NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

19  
Lovely A. Warren  
Mayor

UBD

363

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Veterans Outreach Center (VOC)  
Liberty Landing Affordable Rental Project

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Transmitted herewith for your approval is legislation related to the Veterans Outreach Center (VOC) Liberty Landing Affordable Rental Project being undertaken by Conifer Realty, LLC (Conifer) {Timothy Fournier, Chairman & CEO} and the VOC {Laura Stradley, Executive Director} at 185-205 Scio Street in Center City's Grove Place District.

This legislation will:

1. Authorize property tax exemptions and payment in lieu of taxes agreements for the VOC Liberty Landing project, which will provide a 30-year exemption for an annual in lieu of payment equal to 10% of the project shelter rents (gross rents minus utility costs). The project was recommended for approval by the PILOT Review Committee on September 19, 2018.
2. Authorize a loan agreement for a \$300,000 construction/permanent loan with Conifer Realty, LLC or an affiliated partnership or housing fund development corporation to be formed by Conifer Realty, LLC, and appropriate the same amount of 2018-19 HOME funds from the Affordable Housing Fund allocation of the Housing Development Fund to fund the loan. The project was recommended for approval by the Loan Review Committee on September 19, 2018.

The loan will be structured as a non-amortizing, 2% interest, construction loan; at permanent financing conversion it will become a 30-year, cash-flow dependent, 2% interest-only loan with principal due at the end of the 30-year term.

3. Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein; and
4. Authorize the Mayor to adjust the interest rate and other terms and conditions of the loan in order to conform to legal and other requirements for the Project.

The development team proposes the new construction of thirty-three (33) units of affordable rental housing to be located at 185-205 Scio Street. The site is a vacant 0.92 acre lot at the corner of Delevan Street and Scio Street.

VOC Liberty Landing is an affordable housing apartment complex, with a set aside of ten (10) units for veterans with special needs. The current parcel has been vacant for many years and is a blight to the neighborhood. The proposed new-construction development includes twenty-seven (27) one-bedroom units and six (6) two-bedroom units. Ten (10) of the units will be for families at or below 30% Area Median Income (AMI). These units will have a rental subsidy to allow for extremely low-income families to live there, and also to provide the tenants with supportive services. The subsidy has been secured through the NYS Office of Mental Health (OMH) Empire State Supportive Housing Initiative (ESSHI). Seven (7) of the units will be for families at or below 50% AMI, and sixteen (16) units will be for families



at or below 60% AMI. Units in Liberty Landing will be affordable to families and individuals earning between \$7.20 and \$15.75 per hour. The unit mix with affordability detail is below:

| Apartment Size | AMI | # of Units | Gross Rent | Tenant Paid Utilities | Net Rent | HHs Earning Between (approximately) |        |
|----------------|-----|------------|------------|-----------------------|----------|-------------------------------------|--------|
| 1BR (ESSHI)    | 30% | 10         | \$643      | \$38                  | \$605    | 15,125                              | 24,200 |
| 2BR            | 50% | 1          | \$772      | \$45                  | \$727    | 18,175                              | 29,080 |
| 2BR            | 50% | 2          | \$772      | \$45                  | \$727    | 18,175                              | 29,080 |
| 1BR            | 60% | 13         | \$715      | \$38                  | \$677    | 16,925                              | 27,080 |
| 2BR            | 60% | 3          | \$864      | \$45                  | \$819    | 20,475                              | 32,760 |
| 1BR            | 50% | 4          | \$643      | \$38                  | \$605    | 15,125                              | 24,200 |
|                |     | <b>33</b>  |            |                       |          |                                     |        |
|                |     |            |            |                       |          |                                     |        |
|                |     |            |            |                       |          | lower                               | upper  |

*\*The ESSHI rents are set at 50% AMI, but the units are targeted to households at or below 30% AMI, and have an operating subsidy to make up the gap. None of these tenants will pay the full \$605 rent. These households will pay 30% of their incomes (approximately \$10,400-\$16,400) in rent (approximately \$260-\$416), and the ESSHI operating subsidy will fill in the gap between what the tenant pays and the total rent on the unit. This ensures long-term operational sustainability.*

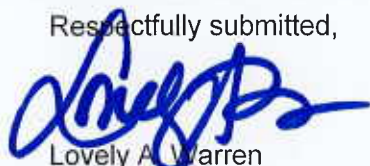
The development will create new affordable housing, while revitalizing a vacant parcel and adding both affordable and supportive housing units to the downtown core. The project has secured all sources of construction, permanent, and operating funding, including subsidy for supportive services. Those services will be provided by Veteran's Outreach Center, with other organizational support from local partner agencies. Sources and uses of the project are below:

| Permanent Sources      |           | Uses                |           |
|------------------------|-----------|---------------------|-----------|
| Conventional Mortgage  | 250,000   | Acquisition         | 515,000   |
| HTF                    | 3,400,000 | Soft Costs          | 531,700   |
| City of Rochester      | 300,000   | Construction Costs  | 6,912,595 |
| HHAC                   | 1,200,000 | Financing Costs     | 750,935   |
| Tax Credits/LP Equity  | 5,329,288 | Carrying/Misc Costs | 98,000    |
| Deferred Developer Fee | 322,334   | Reserves            | 694,361   |
|                        |           | Development Fee     | 1,299,031 |
| <b>10,801,622</b>      |           | <b>10,801,622</b>   |           |

The development team expects to start construction in November 2018, with completion in November 2019. This project will fulfill an obligation of 30% M/WBE contracts (for City and State funds) and workforce goals for the project are 10% women and 20% minorities. It is anticipated that the project will create 67 construction jobs and four (4) permanent jobs.

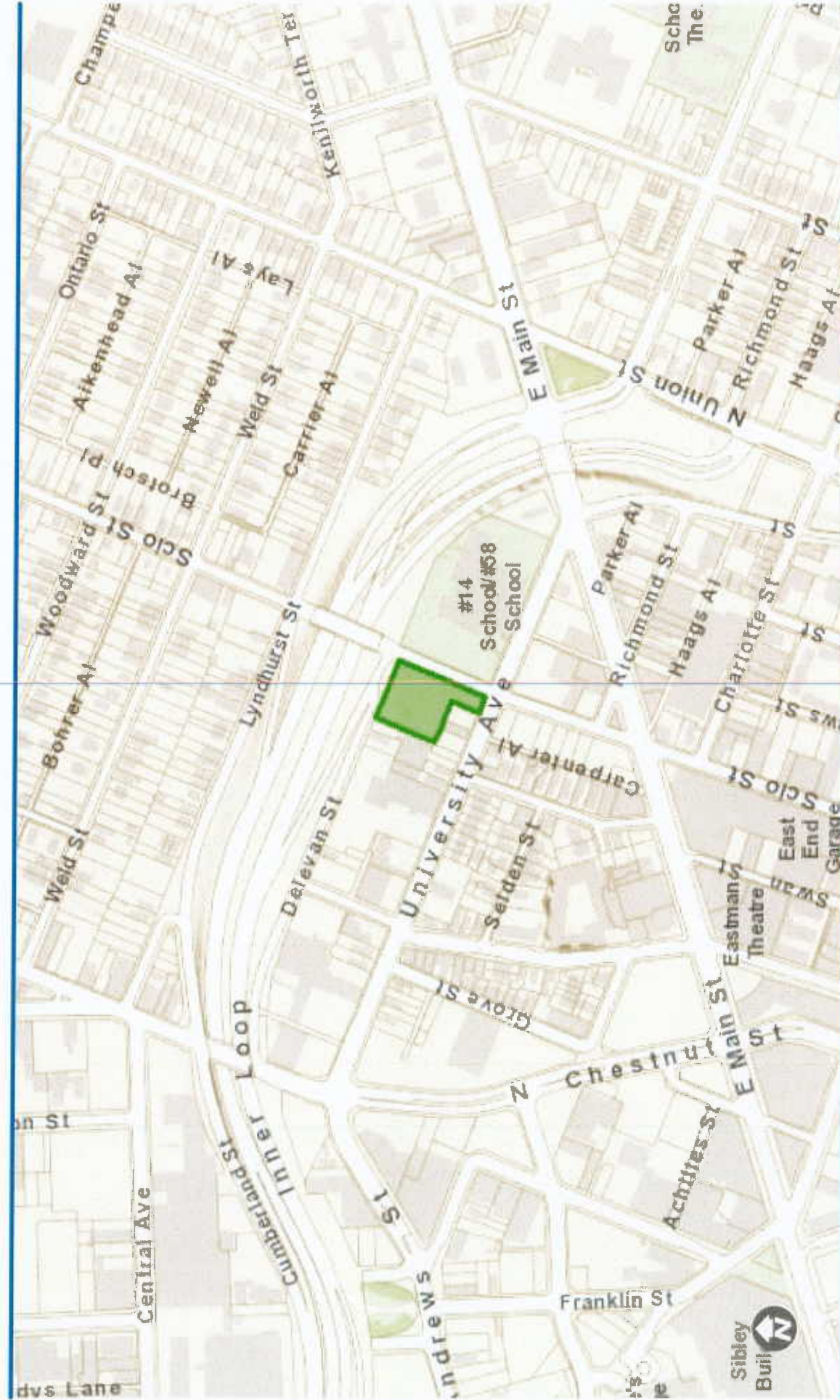
A State Environmental Quality Review Act (SEQR) review has been completed and a Negative Declaration has been issued. The project has received final site plan approval, and a National Environmental Policy Act (NEPA) review is underway and will be completed prior to entering into any agreements for the project.

Respectfully submitted,

  
 Lovely A. Warren  
 Mayor



# VOC MAP 185-205 SCIO ST



September 10, 2018

This map is intended for general reference only.  
The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented



City of Rochester, NY  
Lovely A. Warren, Mayor

19  
VBD

City of Rochester, NY





CLIENT:

**conifer** 

1000 UNIVERSITY AVE., SUITE 500  
ROCHESTER, NEW YORK 14607



# VETERANS OUTREACH CENTER AT LIBERTY LANDING

SCIO & DELEVAN ST.  
ROCHESTER, NEW YORK 14605

ARCHITECT:



NH Architecture

20194 RIDGE ROAD WEST  
ROCHESTER, NEW YORK 14626  
585-225-4311





CLIENT:

**conifer**   
REAL ESTATE DEVELOPMENT • DESIGN-BUILD • MANAGEMENT  
 1000 UNIVERSITY AVE, SUITE 300  
 ROCHESTER, NEW YORK 14607



# VETERANS OUTREACH CENTER AT LIBERTY LANDING

SCIO & DELEVAN ST.  
 ROCHESTER, NEW YORK 14605

ARCHITECT:



NH Architecture  
 2099 RIDGE ROAD WEST  
 ROCHESTER, NEW YORK 14626  
 585-325-1310

363

Ordinance No.

**Authorizing payment in lieu of taxes and loan agreements for the Veterans Outreach Center at Liberty Landing Affordable Rental Project**

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

Section 1. The Mayor is hereby authorized to enter into a payment in lieu of taxes agreement (PILOT agreement) for the Veterans Outreach Center at Liberty Landing Affordable Rental Project ("Project") with Conifer Realty, LLC, or an affiliated partnership or housing development fund corporation formed by Conifer Realty, LLC for the Project (the "Developer"). The PILOT agreement shall provide that the Project remain entitled to a real property tax exemption for 30 years, provided that the Project remains in use as affordable rental housing with a set aside of 10 units for veterans with special needs and provided that the Developer makes annual payments in lieu of taxes to the City of Rochester equal in total to no less than 10% of the Project's annual "shelter rent," a phrase which refers to the amount of gross rents less utility costs.

Section 2. The Mayor is hereby authorized to enter into a loan agreement with the Developer for construction and permanent financing of the Project. The loan shall be in the amount of \$300,000, which shall be funded from the amounts appropriated in Section 3 herein. The loan shall function as a 2% non-amortizing construction loan with interest-only payments due annually until construction is complete, whereupon it shall convert to permanent financing for a term of 30 years with an annual interest rate of 2% that shall be paid annually contingent on sufficient Project cash flow. Repayment of the loan principal and deferred interest, if any, shall be due at the end of the loan term.

Section 3. The sum of \$300,000 is hereby appropriated from the Affordable Housing Fund allocation of the Housing Development Fund within the Consolidated Community Development Plan/2018-19 Annual Action Plan to serve as principal for the Project loan authorized herein.

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

Section 5. The Mayor is hereby authorized to adjust the loan interest rate and other terms and conditions of the loan in order to conform to legal and other requirements of the Project.

Section 6. This ordinance shall take effect immediately.





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

### PARKS & PUBLIC WORKS INTRODUCTORY NO.

Lovely A. Warren  
Mayor

364

DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Inter-Municipal Agreement – Monroe County /  
Commercial Solid Waste and Recycling Services


Council Priorities: Safer and More Vibrant  
Neighborhoods, Innovation and Efficiency

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with Monroe County for the provision by the City of commercial solid waste and recycling collection services at various County facilities. The City receives approximately \$500,000 in revenue annually for these services.

The current agreement was authorized in July 2012 (Ordinance No. 2012-304), and will expire on December 31, 2018. The term of the new agreement shall be for two (2) years, commencing on January 1, 2019 and ending on December 31, 2020, with the option of two (2) two (2) year renewal periods.

Under the terms of the proposed agreement, the County will be charged the current standard commercial rates for collection that are applicable at the time of service. Increases in subsequent contract renewals would be limited to 2% per contract period.

Respectfully submitted,



Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

364

Ordinance No.

**Authorizing an intermunicipal agreement with the County of Monroe for solid waste and recycling services**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Monroe whereby the City shall continue to collect and dispose of solid waste and recyclable materials generated at County facilities. The term of the agreement shall be two years from January 1, 2019 through December 31, 2020, with the option to renew for two additional two-year extensions.

Section 2. The agreement shall obligate the County to pay the current standard commercial rates for collection that are applicable at the time of service. Increases over the current rates for each renewal term, if exercised, shall be limited to 2% per renewal term.

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

Section 4. This ordinance shall take effect immediately.





## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

### PARKS & PUBLIC WORKS INTRODUCTORY NO.

365

2  
Lovely A. Warren  
Mayor

DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Cobbs Hill Basketball Courts

Transmitted herewith for your approval is legislation authorizing the following in relation to recent improvements made to the Cobbs Hill Basketball Courts:

1. Authorize a grant agreement with the New York State Department of State (NYSDOS) for the receipt and use of \$25,000; and
2. A budget amendment to Cash Capital in the amount of \$18,700 to reflect a portion of the unanticipated revenue from the NYSDOS.

The project was completed in the spring of 2018 utilizing a combination of cash capital and operating funds from the Department of Environmental Services (DES).

The improvements to the courts at Cobbs Hill Courts commemorated the life and accomplishments of Rochester's own Tony Boler. Tony Boler was a community staple as he was the co-host of the Saturday-morning "Memory Lane" and the weeknight "Quiet Storm" soul and R&B shows on WDKX-FM (103.9). These grant funds were provided by Assemblyman David F. Gantt.

The Cobbs Hill basketball courts are located at Cobbs Hill Park on Norris Drive. The two courts are the most heavily used courts in the City of Rochester. Improvements included surface repairs to the court including commemorative center court logo, fencing upgrades and asphalt pathways to the courts from Norris Drive.

Respectfully submitted,

Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

2

365

Ordinance No.

**Authorizing additional funding for improvements to the Cobbs Hill Basketball Courts**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of State for the receipt and use of funds in the amount of \$25,000 for improvements to the Cobbs Hill Basketball Courts (the "Project") that were authorized in Ordinance No. 2018-101. The Council hereby appropriates those funds to the Project.

Section 2. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing Cash Capital by \$18,700 received under the grant agreement authorized herein.

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

Section 4. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

### PARKS & PUBLIC WORKS INTRODUCTORY NO.

366

3  
Lovely A. Warren  
Mayor

DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: East Henrietta Road Improvement Project  
(South City Line to Stan Yale Drive)

Transmitted herewith for your approval is legislation related to the East Henrietta Road Improvement Project from the South City Line to Stan Yale Drive:

1. Appropriate \$168,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction for the project;
2. Appropriate \$85,650 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the construction for the project;
3. Appropriate \$1,100,000 in anticipated reimbursements from Rochester Pure Waters District (RPWD) to finance a portion of the construction and construction inspection services for the project; and
4. Authorize the issuance of bonds in the amount of \$230,000 to support the project.

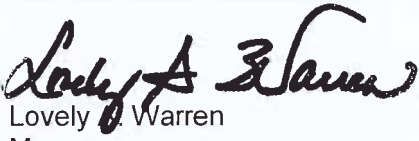
The Project is being designed by Stantec Consulting Services, Inc. (James R. Hofmann, Jr., Principal), as authorized in Ord. No. 2016-113. The City is required per the grant agreement with NYS Department of Transportation to show funds committed to the project based on a construction cost of \$2,829,727. The funding has been identified as follows:

| Source   | Design  | Construction/<br>contingency/<br>RPR | Total     |
|--|---------|--------------------------------------|-----------|
| Private funding per section 3 Ordinance 2014-391     | 250,000 | -                                    | 250,000   |
| FHWA (Ord. No. 2014-391)                             |         | 571,000                              | 571,000   |
| FHWA (appropriated herein)                           |         | 168,000                              | 168,000   |
| NYS MA (appropriated herein)                         |         | 85,650                               | 85,650    |
| Rochester Pure Waters District (appropriated herein) |         | 1,100,000                            | 1,100,000 |
| Bonds to be issued at a later date                   |         | 230,000                              | 230,000   |
| Prior year cash capital                              |         | 126,000                              | 126,000   |



|                      |         |           |           |
|----------------------|---------|-----------|-----------|
| 2013-14 Cash Capital |         | 10,857    | 10,857    |
| 2014-15 Cash Capital |         | 251,560   | 251,560   |
| 2015-16 Cash Capital |         | 55,660    | 55,660    |
| 2016-17 Cash Capital |         | 31,000    | 31,000    |
| 2017-18 Cash Capital |         | 200,000   | 200,000   |
| Total                | 250,000 | 2,829,727 | 3,079,727 |

Respectfully submitted,

  
 Lovely A. Warren  
 Mayor



**INTRODUCTORY NO.**

3a

316p

Ordinance No.

**Authorizing appropriations and agreement for the East Henrietta Road Improvement Project (South City Line to Stan Yale Drive)**

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

Section 1. The sum of \$168,000 in anticipated reimbursements from the Federal Highway Administration authorized by Ordinance No. 2014-391 is hereby appropriated to fund the East Henrietta Road Improvements Project (Rochester City Line to Stan Yale Drive), hereinafter, the "Project."

Section 2. The Council hereby authorizes the receipt and use of \$85,650 in anticipated reimbursements from the New York State Department of Transportation's Marchiselli Aid program and appropriates that sum to fund the Project.

Section 3. The receipt and use of the sum of \$1,100,000 in anticipated reimbursements from the Rochester Pure Waters District that are provided pursuant to the agreement authorized by Ordinance No. 2010-438 is hereby authorized and appropriated to fund eligible portions of sewer costs incurred as part of the Project.

Section 4. This ordinance shall take effect immediately.

## INTRODUCTORY NO.

3b

367

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$230,000 Bonds of said City to finance construction and construction inspection services related to the East Henrietta Road Improvement Project (South City Line to Stan Yale Road)**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the construction and construction inspection services costs, related to the East Henrietta Road Improvement Project (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,079,727, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$230,000 bonds of the City to finance a portion of said appropriation, \$250,000 in private funding (Ordinance No. 2014-391), \$571,000 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2014-391), \$168,000 in anticipated reimbursements from the Federal Highway Administration appropriated as of the date of this Ordinance, \$85,650 in NYS Marchiselli Aid Program reimbursements appropriated as of the date of this Ordinance, \$1,100,000 in anticipated reimbursements from the Rochester Pure Waters District appropriated as of the date of this Ordinance; \$126,000 from Prior Years' Cash Capital; \$10,857 from 2013-14 Cash Capital; \$251,560 from 2014-15 Cash Capital; \$55,660 from 2015-16 Cash Capital; \$31,000 from 2016-17 Cash Capital and \$200,000 from 2017-18 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$230,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$230,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City<sup>2</sup> by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

Lovely A. Warren  
Mayor

368, 369

4  
DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2018 Preventive Maintenance Northeast  
Group 1

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the 2018 Milling and Resurfacing Preventive Maintenance Northeast Group 1 Project. This legislation will:

1. Appropriate \$1,482,400 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and construction inspection services for the Project;
2. Appropriate \$277,950 from anticipated New York State Marchiselli Aid Program to fund a portion of the construction and construction inspection services for the Project;
3. Authorize the issuance of bonds totaling \$825,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and resident project representation (RPR) services for the project; and
4. Establish \$375,000 as maximum compensation for a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, PE, President & Chief Executive Officer), Rochester, NY 14604, for resident project representation (RPR) services.

This federal aid project, administered by the City under agreement with the NYSDOT includes two locations:

- Upper Falls Blvd (Genesee River to Hudson Avenue), and
- St. Paul Street (Gorham Street to Lowell Street).

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and expand the useful life of the pavement structure.

The project was designed by the Popli Design Group as authorized in February 2017 (Ord. No. 2017-35). Bergmann Associates. was selected to provide RPR services from the NYSDOT list of pre-





approved regional engineering firms, which is described in the attached summary. The agreement may extend until three months after project completion.

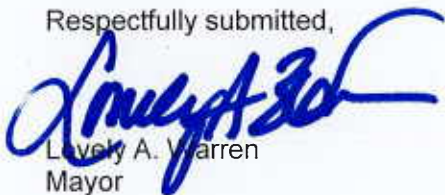
Bids for construction were received on July 2, 2018. The apparent low bid of \$1,943,000.90 was submitted by Sealand Contractors Corporation, which was 7% higher than the engineer's estimate. An additional \$301,529.10 will be allocated for project contingencies.

Funding for the project is as follows:

| Source  | Design     | Construction | Contingency | RPR        | Total        |
|---|------------|--------------|-------------|------------|--------------|
| FHWA (Ord. No. 2017-35)                           | 166,262.00 | -            | -           | -          | 166,262.00   |
| Marchiselli Aid (Ord. No. 2018-125)               | 31,174.00  | -            | -           | -          | 31,174.00    |
| 2016-17 Cash Capital                              | 10,564.00  | -            | -           | -          | 10,564.00    |
| FHWA  | -          | 1,482,400.00 | -           | -          | 1,482,400.00 |
| Marchiselli Aid                                   | -          | 277,950.00   | -           | -          | 277,950.00   |
| Bond to be issued                                 | -          | 154,326.90   | 295,673.10  | 375,000.00 | 825,000.00   |
| 2017-18 Cash Capital                              | -          | 1,780.00     | 1,400.00    | -          | 3,180.00     |
| 2017-18 Water Cash Capital                        | -          | 3,988.00     | 2,012.00    | -          | 6,000.00     |
| Rochester Pure Waters District (Ord. No. 2018-39) | -          | 22,556.00    | 2,444.00    | -          | 25,000.00    |
| Total   | 208,000.00 | 1,943,000.90 | 301,529.10  | 375,000.00 | 2,827,530.00 |

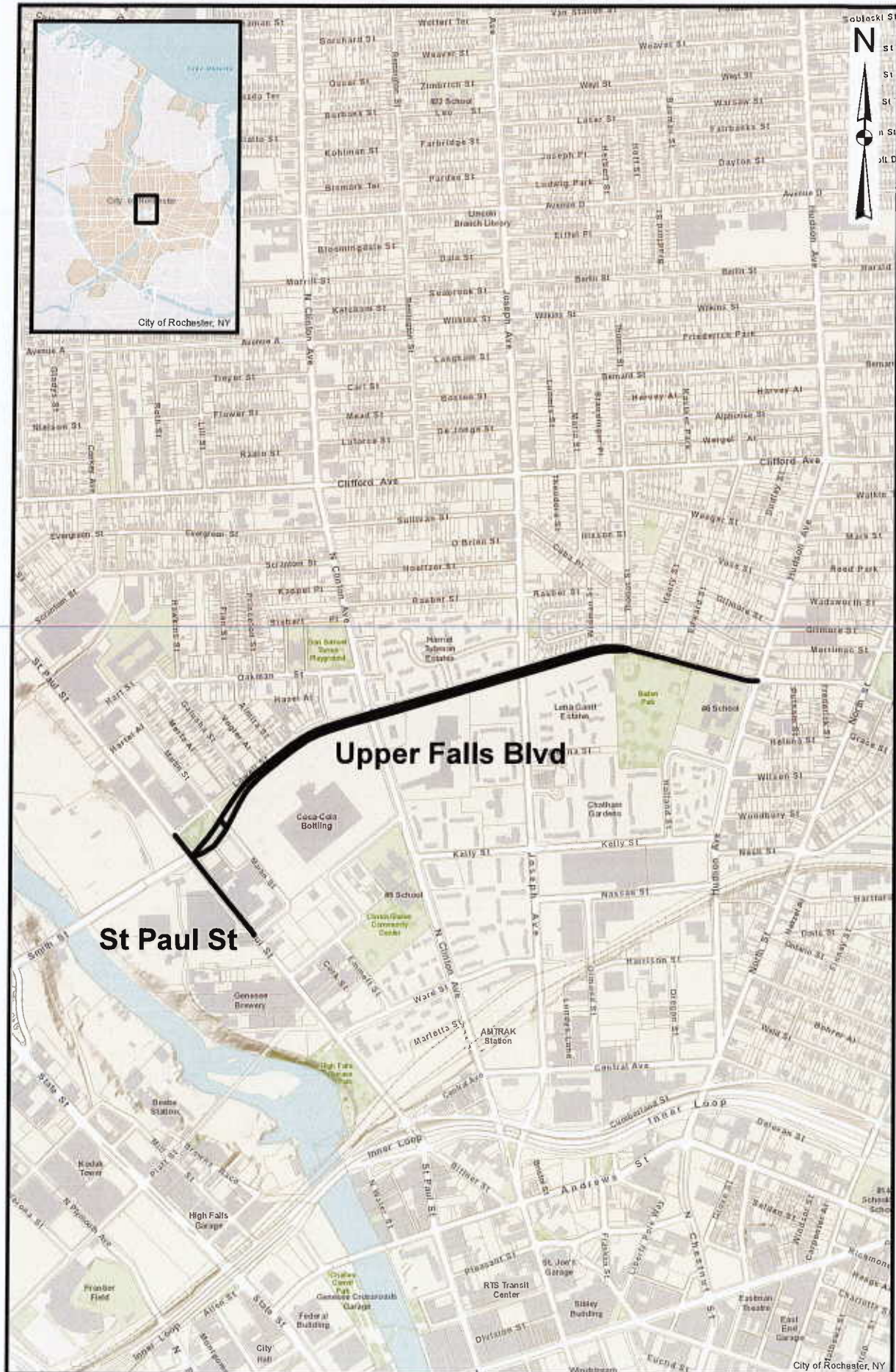
The project will begin construction in fall 2018 and will be substantially complete by winter 2019. The project's construction and RPR services will result in the creation and/or retention of the equivalent of 25.5 full-time jobs.

Respectfully submitted,

  
Lovely A. Warren  
Mayor

4  
DES

CITY OF ROCHESTER  
2017-2020 Transportation Improvement Program (TIP)  
Project Application - 2018 Northeast Group NE 1





**INTRODUCTORY NO.**

**368**

4 **a**

Ordinance No.

**Authorizing appropriations and agreement for the 2018 Preventive Maintenance Northeast Group 1**

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

Section 1. The receipt and use of the sum of \$1,482,400 is hereby appropriated from anticipated reimbursements from the Federal Highway Administration to fund a portion of the construction and construction inspections services of the 2018 Preventive Maintenance Northeast Group 1 Project, the "Project."

Section 2. The Council hereby authorizes the receipt and use of \$277,950 in anticipated reimbursements from the New York State Department of Transportation's Marchiselli Aid program and appropriates that sum to fund the Project.

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. in the maximum amount of \$375,000 for resident project representation services for the Project. Said amount shall be funded from bonds to be issued for this purpose. The term of the agreement shall extend until three months after completion of the Project.

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

Section 5. This ordinance shall take effect immediately.

369

Ordinance No.

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$825,000 Bonds of said City to finance construction and resident project representation services related to the 2018 Preventive Maintenance Northeast Group 1 Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the construction and resident project representation services, related to 2018 Preventive Maintenance Northeast Group 1 Project, including portions of Upper Falls Boulevard (Genesee River to Hudson Avenue) and St. Paul Street (Gorham Street to Lowell Street) (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,827,530, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$825,000 bonds of the City to finance a portion of said appropriation, \$166,262 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2017-35), \$31,174 in NYS Marchiselli Aid Program reimbursements (Ordinance No. 2018-125), \$1,482,400 in anticipated reimbursements from the Federal Highway Administration appropriated as of the date of this Ordinance, \$277,950 in NYS Marchiselli Aid Program reimbursements appropriated as of the date of this Ordinance, \$25,000 in anticipated reimbursements from the Rochester Pure Waters District (Ordinance No. 2018-39); \$10,564 from 2016-17 Cash Capital; \$3,180 from 2017-18 Cash Capital and \$6,000 in 2017-18 Water Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$825,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$825,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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



Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City<sup>2</sup> by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

### PARKS & PUBLIC WORKS INTRODUCTORY NO.

5  
Lovely A. Warren  
Mayor  
DES

370

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriate and Amendment – 2020  
Preventive Maintenance Group No. 11 Project

Transmitted herewith for your approval is legislation related to the project. This legislation will:

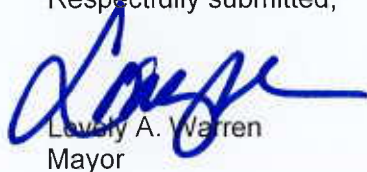
1. Authorize receipt and use of \$30,600 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the 2020 Preventive Maintenance Group 11 Project; and
2. Amend Ordinance No. 2017-12, which originally established funding for the agreement with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. (Principal Robert Radley, President) for design services related to this project, by reducing the 2016-17 Cash Capital by \$30,600 and replacing those funds with the NYS Marchiselli Aid appropriate herein.

This Project, administered by the City under agreement with NYSDOT, includes Lyell Avenue from Lake Avenue to Mount Read Boulevard.

Street improvements will include milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, catch basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve accessibility, and expand the useful life of the pavement structure.

It is anticipated that construction will begin in spring of 2020 with scheduled completion in fall of 2020.

Respectfully submitted,

  
Lovely A. Warren  
Mayor



# 2020 Preventive Maintenance Group 11 Project



March 13, 2018

This map is intended for general reference only.  
The City of Rochester makes no representation  
as to the accuracy or fitness of the data presented.

G:/PROJ/STD/MILLING AND RESURFACING/2020/2020 TIP PM'S/PM CONTR11-LYELL/LEGISLATION/2020 NW GROUP 11 PROJECT MAP-3-20-18 .PDF

## City of Rochester, NY



City of Rochester, NY  
Lovely A. Warren, Mayor

5  
DGS

**INTRODUCTORY NO.**

5

370

Ordinance No.

**Amending Ordinance No. 2017-12 and appropriating funds for the 2020 Preventive Maintenance Northeast Group No. 11 Project**

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

Section 1. The Council hereby authorizes the receipt and use of \$30,600 in anticipated reimbursements from the New York State Marchiselli Aid program (Marchiselli Aid) and appropriates that sum to fund a portion of the 2020 Preventive Maintenance Northeast Group No. 11 Project.

Section 2. Ordinance No. 2017-12 is hereby amended by allocating \$30,600 of the funds appropriated under Section 1 herein to replace and reduce by \$30,600 the amount of the 2016-17 Cash Capital funds appropriated therein.

Section 3. This ordinance shall take effect immediately.





## City of Rochester

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www.cityofrochester.gov

### PARKS & PUBLIC WORKS INTRODUCTORY NO.

371

7  
DES  
Lovely A. Warren  
Mayor

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Stantec Consulting Services Inc.  
Frederick Douglass Community Library Green Roof

Council Priority: Creating and Sustaining a Culture  
of Vibrancy

Transmitted herewith for your approval is legislation related to Frederick Douglass Community Library Green Roof Project. This legislation will:

1. Establish \$100,000 as maximum compensation for a professional services agreement with Stantec Consulting Services Inc. (Brian Larson, Chief Executive Officer), Rochester, NY, for engineering and design, construction administration, and resident project representation (RPR) services. The agreement will be funded with \$75,000 of grant funds appropriated herein and \$25,000 of 2018-19 Cash Capital.
2. Receipt and use of \$375,000 of grant funds from a New York State Water Quality Improvement Program (WQIP) award, through the 2017-18 Consolidated Funding Application, to finance a portion of the cost of the project. The total estimated project cost is \$500,000 which will be financed as follows:

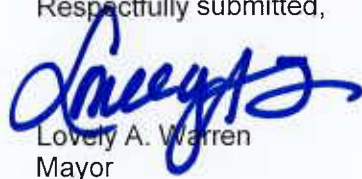
| <u>Source:</u>               | <u>Amount:</u> |
|------------------------------|----------------|
| 2017-18 NYS WQIP grant funds | \$375,000      |
| 2018-19 City Cash Capital    | \$125,000      |

The project includes the removal of the library's original roofing system and replacement with a new roof waterproofing system and green roof assembly consisting of vegetated plants and soil media, which will reduce the storm water overflow into the City's combined sewer system. The visibility of the green roof from the surrounding James P.B. Duffy School #12 shall provide additional community benefits and an exciting educational opportunity for library patrons and educators about the benefits of green infrastructure practices within the community. This project will add to the portfolio of green infrastructure projects currently in place within the City of Rochester.

Stantec Consulting Services Inc., was selected through a Request for Proposal process, which is described in the attached summary. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project.

Design of the project is anticipated to start in early 2019. Construction is anticipated to be complete in summer 2020. The project will result in the creation and/or retention of the equivalent of 5.4 full-time jobs.

Respectfully submitted,

  
Lovely A. Warren  
Mayor



## Vendor / Consultant Selection Process Summary

**Department:** DES/ Architectural Services

**Project / Service sought:** Frederick Douglass Community Library Green Roof, construction administration services and resident project representative services.

**Consultant Selected:** Stantec Consulting Services, Inc.

**Method of selection:** Request for Proposal

**1. Date RFP issued** (and posted on City web site): May 25, 2018

**2. The RFP was also sent directly to:** See attached list

**3. Proposals were received from**

FIRM

City/ST

Stantec Consulting Services Inc. Rochester, NY, 14614

### 4. Evaluation criteria

| <u>Criteria</u>     | <u>weighting</u> | <u>Points possible</u> | <u>Points received by Stantec.</u> |
|---------------------|------------------|------------------------|------------------------------------|
| Technical Proposal  | 40%              | 40                     |                                    |
| Team Qualifications | 50%              | 50                     |                                    |
| Firm Qualifications | 10%              | 10                     |                                    |
| <b>TOTAL</b>        |                  | <b>100</b>             | <b>58</b>                          |

### Bonus Criteria

|                    |                  |    |
|--------------------|------------------|----|
| City business      | 10% of total=    | 10 |
| M/WBE firm         | 10% of total=    | 0  |
| M/WBE utilization  | 5%-10% of total= | 10 |
| Minority Workforce | 10% of total=    | 0  |

**TOTAL RATING WITH BONUS = 78**

**5. Review team included staff from:**

DES/Architectural Services (3)

DES/Environmental Quality (1)

Rochester Public Library (1)

**6. Additional considerations/explanations:** Six firms attended the Project Walk-Through Visit, and two other firms sent decline letters.

**INTRODUCTORY NO.**

**371**

Ordinance No.

**Authorizing agreements and appropriating funds for the Frederick Douglass Community Library Green Roof Project**

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. in the maximum amount of \$100,000 for engineering and design, construction administration, and resident project representation services for the Frederick Douglass Community Library Green Roof Project (the Project). Said amount shall be funded from grant funds authorized in Section 2 herein (\$75,000) and 2018-19 Cash Capital (\$25,000). The term of the agreement shall be 3 months after completion and acceptance of a two year guarantee inspection of the Project.

Section 2. The receipt and use of \$375,000 in grant funds from the New York State Water Quality Improvement Program award, received through the 2017-18 Consolidating Funding Application, is hereby appropriated to finance a portion of the cost of the Project.

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

Section 4. This ordinance shall take effect immediately.



## City of Rochester

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### PARKS & PUBLIC WORKS INTRODUCTORY NO.

372

8  
Lovely A. Warren  
Mayor

DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Geometric Changes- 190 Reynolds St.  
School No. 2

Transmitted herewith for your approval is legislation authorizing a decrease of 11.5 feet in pavement width on Reynolds Street from 38 feet to 26.5 feet, beginning at a point 266.42 feet north of Frost Avenue to a point 604.25 feet north of Frost Avenue, a distance of 337.83 feet.

The pavement width changes were requested by the City School District to increase space for a proposed bus loop which will be created on school property, accessed by two proposed curb cuts on Reynolds Street.

Design of the project is complete; construction within the Reynolds Street right of way will begin in Spring 2019 and will be completed in approximately one month.

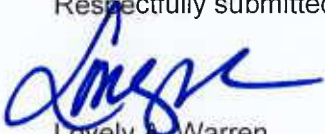
No additional right-of-way is required to accommodate the changes in pavement width. The pavement width changes were presented for endorsement at the September 18, 2018 Traffic Control Board meeting.

A public hearing on the pavement width changes was held September 5, 2018. Meeting minutes are attached.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is part of a building renovation only, and a SEQR Type II Action requiring no further environmental review.

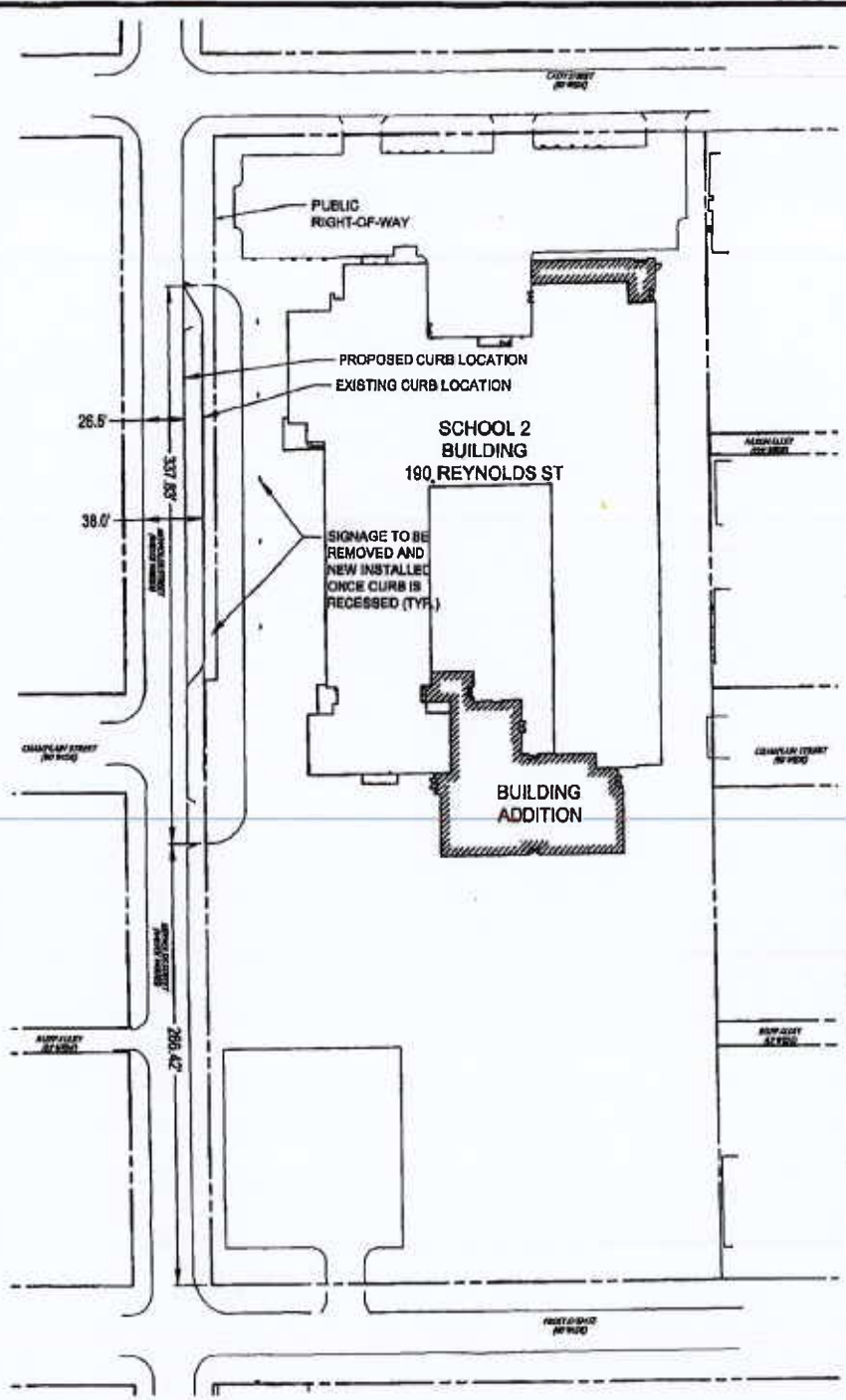
A public hearing is required.

Respectfully submitted,

  
Lovely A. Warren  
Mayor







ON REYNOLDS ST., FROM A POINT  $\pm 286.42$  FEET NORTH OF THE NORTH PROPERTY LINE OF FROST AVENUE, TO A POINT  $\pm 604.25$  FEET NORTH OF THE NORTH PROPERTY LINE OF FROST AVENUE, THE STREET PAVEMENT WIDTH NARROWS FROM  $\pm 38.0$  FEET WIDTH TO  $\pm 26.5$  FEET WIDTH. THE PURPOSE OF THE STREET WIDTH CHANGE IS TO ACCOMMODATE A BUS LOOP TO BE CONSTRUCTED ON SCHOOL PROPERTY.



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project number: 17051  
drawn by: BLS  
checked by: BLS  
date: 1/25/2018  
scale: 1"=100'

sheet number  
TCB-SK-01

| drawing history |      |             |    |
|-----------------|------|-------------|----|
| number          | date | description | by |
|                 |      |             |    |
|                 |      |             |    |
|                 |      |             |    |
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proprietary notes:  
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project  
**CLARA BARTON  
SCHOOL #2  
190 REYNOLDS ST.  
ROCHESTER, NY**

sheet title  
**TRAFFIC CONTROL BOARD  
PAVEMENT WIDTH  
MODIFICATION**

**WATTS**  
ARCHITECTURE & ENGINEERING

85 Perry Street, Suite 300  
Rochester, New York 14603  
P: 716.306.5100 F: 716.306.5199

**MEETING MINUTES**

PROJECT: Rochester City School District  
Rochester Schools Modernization Program – Phase 2C  
School 02 – Public meeting to review site improvements  
CPL PROJECT NO.: 14155.00  
DATE: September 5, 2018

---

**PRESENT:**

Cecelia Nix (CN) – 67 Cady Street  
Vickie Cope (VC) – 99 Cady Street  
Henry Cope (HC) – 99 Cady Street  
William Butler (WB) – 104 Cady Street  
Brie Asia Anderson – City of Rochester, Department of Environmental Services  
Robert DiPaola (RD) – Gilbane, Program Manager  
Kory Hunsinger (KH), CPL, Project Manager

**PURPOSE:**

This meeting was held at the Phillis Wheatley Library, 33 Dr. Samuel McCree Way from 5:30pm to 7:00pm to give attendees a project overview including proposed curb changes to accommodate a new bus loop.

**DISCUSSION:**

RD and KH presented existing site conditions:

- School bus pull off on Reynolds Street accommodates only 5 busses at a time, resulting in bus queuing to extend to Frost Avenue and boarding/drop off on Cady Street which causes traffic disruption throughout the neighborhood. This limited bus pull off space keeps busses on Reynolds Street, requiring other vehicles to stop during boarding/drop off however few follow this procedure presenting a safety concern.
- Tractor trailer deliveries to the school are required to park/off load on Cady Street as the current parking lot and receiving dock configuration cannot accommodate large vehicles.
- School property is used as a thoroughfare for pedestrians traveling between Reynolds Street and Seward Street, all hours of the day and night, posing a security concern.

RD and KH presented proposed site improvements:

- The School's green space in front of the building along Reynolds Street will be reduced to create an off street, bus boarding/drop off lane accommodating 10 buses. This enhancement will provide increased student safety while reducing the impact of standing busses on Reynolds Street, Frost Avenue and Cady Street. Signage within the lane will allow for temporary visitor parking.
- The parking lot on the north side of the building will be renovated to allow for on-site deliveries into a renovated central receiving dock, eliminating the impact of off loading on Cady Street.
- The entire site, with the exception of the north parking lot, will be enclosed in a perimeter fence, deterring through traffic.

Meeting Minutes  
RCSD - RSMP Phase 2c - School 02  
CPI Project No. 14155.00  
Page 2 of 2

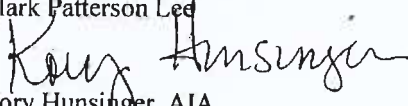
- Additionally, a lighted, fenced staff parking lot will be provided on the site at the corner of Frost Avenue and Reynolds Street.

The following questions were asked and responded to:

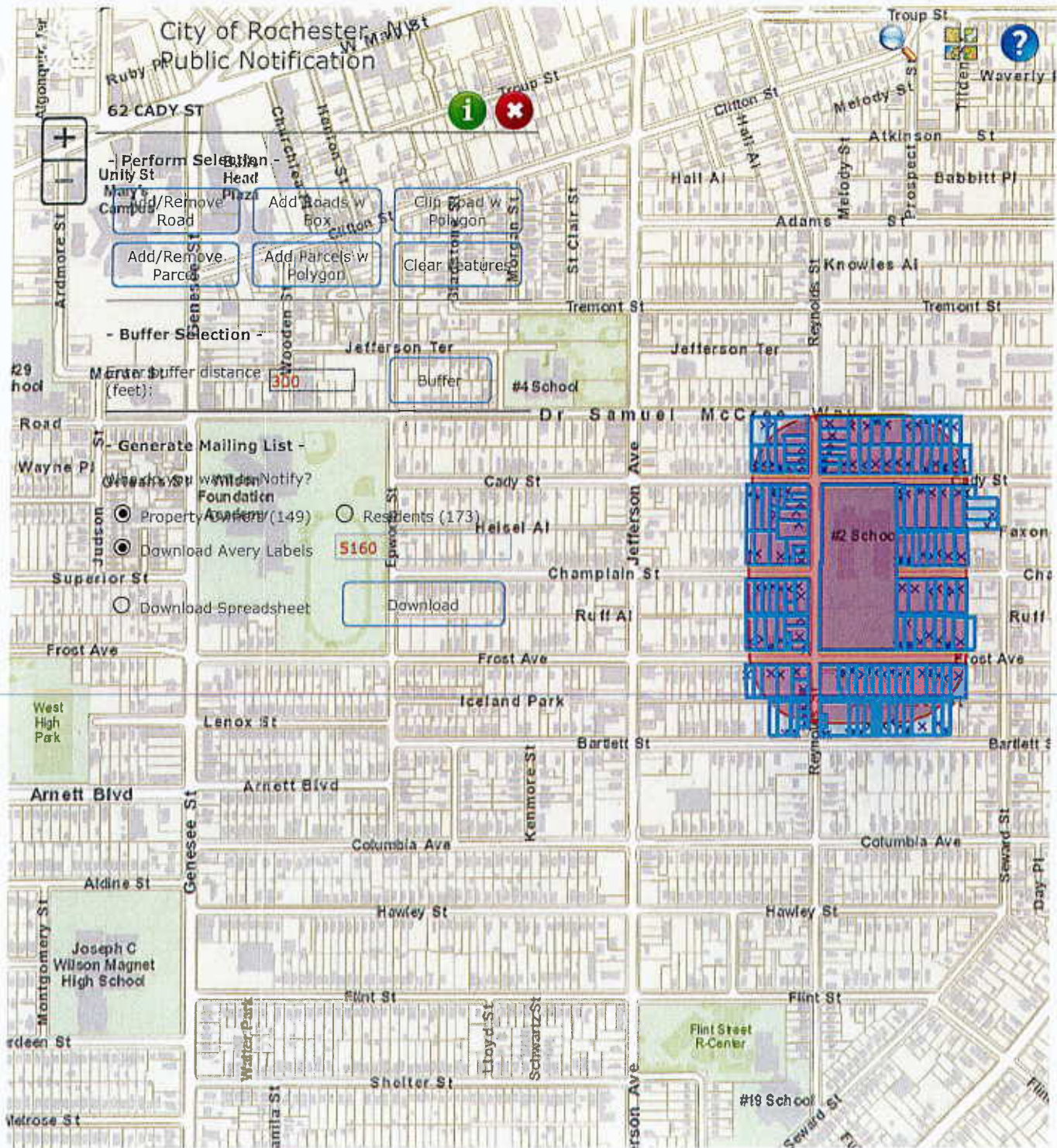
- CN asked if the school would be air conditioned. RD responded that the project will not provide air conditioning due to limited floor to floor height.
- WB asked if the school would be open for public use once construction is complete. RD responded that the design allows for portions of the building to be used after hours however what activities/programs will be provided is not part of the design team's purview.
- WB asked if the proposed bus loop will be handicapped accessible. KH responded that yes, the bus loop and associated sidewalk will be handicapped accessible.
- WB asked if the perimeter fencing will close off the campus from the neighborhood. RD responded that yes, the fencing will enclose the entire campus securing the students and staff.

Respectfully submitted,

Clark Patterson Lee

  
Kory Hunsinger, AIA  
Senior Associate







# INTRODUCTORY NO.

8

372

Ordinance No.

## **Authorizing pavement width changes for Reynolds Street at School No. 2**

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

Section 1. Council hereby approves the following pavement width changes to improve bus access and safety adjacent to School No. 2 at 190 Reynolds Street: A decrease of 11.5 feet in pavement width on the east side of Reynolds Street, from 38 feet to 26.5 feet, beginning at a point 266.42 feet north of the north boundary of Frost Avenue and extending northerly for a distance of 337.83 feet, whereupon the pavement width shall return to 38 feet at a point that is 604.25 feet north of the north boundary of Frost Avenue.

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

Section 3. This ordinance shall take effect immediately.



## City of Rochester

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### PARKS & PUBLIC WORKS INTRODUCTORY NO.

9  
Lovely A. Warren  
Mayor  
DES

373

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Ravi Engineering and  
Land Surveying, P.C.,  
Reynolds Street & Seward Street Rehabilitation

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with with Ravi Engineering and Land Surveying, P.C., (Ravi), (Principal Nagappa Ravindra, P.E., President), 89 North Water Street, Rochester, NY, for additional resident project representation (RPR) services for this project. The original agreement for \$170,000 was authorized in January 2018 (Ordinance No. 2018-12). This amendment will increase maximum compensation by \$35,000 to a total of \$205,000. The cost of the agreement will be financed from bonds previously authorized for this project (Ordinance No. 2018-13).

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

Ravi will provide additional resident project representative services (RPR), due to delays caused by unanticipated utility work encountered during the project. RG&E did not fully complete their scheduled work prior to the start of the City's construction contract which delayed the contractor.

A Notice to Proceed was issued April 23, 2018, with substantial completion scheduled for September 11, 2018. The amendatory agreement will result in the creation and/or retention of the equivalent of .2 full-time jobs.

Respectfully submitted,

  
Lovely A. Warren  
Mayor



**INTRODUCTORY NO.**

9

**373**

Ordinance No.

**Authorizing an amendatory agreement for the Reynolds Street & Seward Street Rehabilitation Project**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Ravi Engineering and Land Surveying, P.C. for additional resident project representation services for the Reynolds Street & Seward Street Rehabilitation Project. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2018-12, by \$35,000 to a total amount of \$205,000. The amendatory compensation amount shall be funded from bonds authorized for the Project in Ordinance No. 2018-13.

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

Section 3. This ordinance shall take effect immediately.



## City of Rochester

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### PARKS & PUBLIC WORKS INTRODUCTORY NO.

374

10  
Lovely A. Warren  
Mayor

DES

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriate and Amendment – Main  
Street Streetscape and Pedestrian Wayfinding  
Enhancement Projects – Phases I and II

Transmitted herewith for your approval is legislation related to the project. This legislation will:

1. Authorize the Mayor to enter into agreements with Rochester Gas and Electric Corporation (RGE) necessary to participate in and administer the project; and,
2. Authorize the receipt and use of \$220,000 in anticipated reimbursements from RGE to finance design and construction; and,
3. Amend Ordinance No. 2017-360, which originally established funding for the agreement with Stantec Consulting Services, Inc. (James R. Hofmann, Jr., Principal), for design services related to this project, by reducing the 2017-18 Cash Capital by \$20,000 and replacing those funds with funds appropriated herein.

RGE, through its Look Upstate NY program, offers a number of economic development incentives to encourage business to remain in NYS and to attract new companies to the region. RGE recommended that their Commercial Corridor/Main Street Revitalization Assistance Program would be a good fit for the Main Street Streetscape projects. The program provides a matching grant of up to \$200,000 for electric infrastructure and lighting installations associated with street improvements and up to \$20,000 with 50% matching funds toward the development of pre-construction drawings to advance urban design plans. RGE accepted the City's application and awarded \$200,000 in support of the Phase I construction and \$20,000 in support of the Phase II design.

The Main Street Streetscape and Pedestrian Wayfinding Phase I project is a federal and state aid project implementing streetscape improvements along the Main Street corridor from St. Paul Street to East Avenue as well as eight pedestrian wayfinding kiosks between Plymouth Avenue and Gibbs Street. The Phase II project is a federal aid project and will extend the Phase I designed streetscape elements from St. Paul Street west to State Street.

Phase I construction is ongoing with scheduled completion in fall of 2018. Phase II design services are underway; it is anticipated that construction will begin in spring 2019 with scheduled completion in spring 2020.

Respectfully submitted,

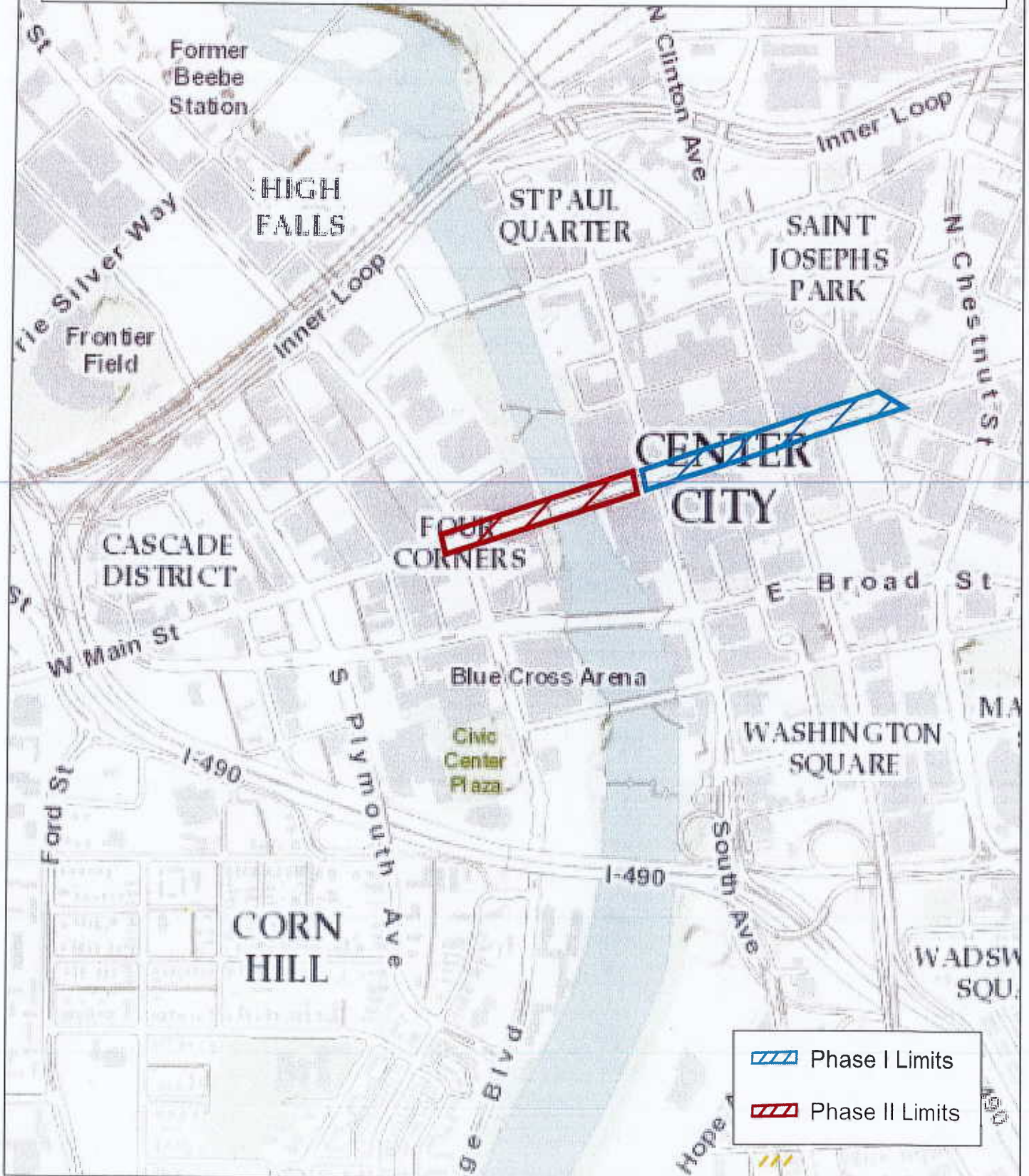
Lovely A. Warren  
Mayor





# MAIN STREET STREETESCAPE AND PEDESTRIAN WAYFINDING ENHANCEMENTS PHASES I & II

## LOCATION MAP



374

Ordinance No.

**Authorizing additional funding and amending Ordinance No. 2017-360 in relation to the Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Gas and Electric Corporation ("RGE") for the receipt and use of funds in the amount of \$220,000 from RGE's Commercial Corridor/Main Street Revitalization Assistance Program to fund a portion of the Main Street Streetscape and Pedestrian Wayfinding Enhancement Projects Phases I and II (collectively, the "Project"). The Council hereby appropriates those funds for the design and construction of the Project.

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

Section 3. Ordinance No. 2017-360, relating to the Main Street Streetscape and Pedestrian Wayfinding Phase II project, is hereby amended in Section 3 to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design and inspection services for the Project. The maximum compensation for the agreement shall be \$473,000, which shall be funded in the amounts of \$179,000 from the FHWA appropriation authorized in Section 1 herein, ~~\$84,000~~ \$64,000 in 2017-18 Cash Capital, \$25,000 in 2015-16 Cash Capital, \$185,000 in 2014-15 Cash Capital, and \$20,000 in anticipated reimbursements from Rochester Gas and Electric Corporation's Commercial Corridor/Main Street Revitalization Assistance Program pursuant to an ordinance authorizing the receipt of said funds. The term of the agreement shall continue until 6 months after the completion and the City's acceptance of the Project, provided however that the agreement shall terminate one year after the consultant's completion and the City's acceptance of contract deliverables in the event that Project construction is not undertaken.

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined



## City of Rochester

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### PARKS & PUBLIC WORKS INTRODUCTORY NO.

28  
Lovely A. Warren  
Mayor

375

DE

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amending Ordinance  
No. 2018-137

Transmitted herewith for your approval is legislation amending Ordinance No. 2018-137 which authorized an agreement related to a New York State Department of Transportation (NYSDOT) project for rehabilitating Mt. Read Blvd. from Buffalo Rd. to Lyell Ave. This amendment will correct the maximum reimbursement authorized for this project to \$1,150,000. The additional \$250,000 amount will be financed from FY17 Water Main Renewal Cash.

This amendment is needed as the State's bid results exceeded the maximum reimbursement amount of the original legislation. The water betterment share bid price was \$979,672.01, with the additional balance to cover contingency costs.

Construction will be performed by the NYSDOT's contractor and is expected to take place during the spring and summer of 2019. The term of this agreement is for 6 months after the acceptance and completion of the project. Inspection and RPR will be provided by the NYSDOT.

This project results in the creation and/or retention of the equivalent of approximately 10 full-time jobs.

Respectfully submitted

Lovely A. Warren  
Mayor





Ordinance No.

**Amending Ordinance No. 2018-137 authorizing an agreement for water system improvements**

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

Section 1. Ordinance No. 2018-137 is hereby amended in Section 1 to read in its entirety as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation (NYSDOT) to incorporate construction of new water mains and appurtenances within the limits of NYSDOT's project rehabilitating Mt. Read Blvd. from Buffalo Road to Lyell Avenue. The maximum reimbursement for the agreement shall be ~~\$900,000~~ \$1,150,000 and said amount, or so much thereof as may be necessary, shall be funded in the amounts of \$900,000 from the proceeds of bonds to be appropriated for said improvements and \$250,000 from 2016-17 Cash Capital. The term of the agreement shall be 6 months after the acceptance and completion of the project.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined





## City of Rochester

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### PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

Lovely A. Warren  
Mayor

21  
POLICE

376

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation of Forfeiture Funds –  
GRANET Vehicle


Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$60,000 from federal forfeited property revenues attributable to the Greater Rochester Area Narcotics Enforcement Team (GRANET), and amending the 2018-19 Budget of the Police Department to reflect this amount.

These funds will be used to purchase a cargo van with a prisoner transport vent adaptor kit to be used for GRANET investigations. The vehicle that GRANET currently uses is over 26 years old and has numerous mechanical issues that would be too expensive to fix considering the age. GRANET participates in joint investigations which includes Federal, State, and other local law enforcement agencies. The mission of GRANET is to achieve maximum coordination and cooperation among participating agencies; bring to bear their combined resources to investigate mid- and upper-level narcotics and illegal weapons offenses; and aggressively investigate ~~career~~ criminals in the Greater Rochester/Monroe County area, utilizing both State and Federal laws.

GRANET is a multi-jurisdictional team comprised of local and federal agencies. As a participant of the team, the City administers GRANET's equitable share of federal forfeiture funds, and keeps a separate accounting for these funds. The undesignated balance in GRANET's forfeiture fund after this transfer is estimated at \$268,900; however, these funds will be used in future fiscal years for GRANET's operating budget.

Respectfully submitted,

  
Lovely A. Warren  
Mayor



376

Ordinance No.

**Appropriating funds and amending the 2018-19 Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$60,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund the operations of the Greater Rochester Area Narcotics Enforcement Team.

Section 2. This ordinance shall take effect immediately.



## City of Rochester

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[www.cityofrochester.gov](http://www.cityofrochester.gov)

### PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

22  
Lovely A. Warren  
Mayor

Police

377

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – New York State Division of  
Criminal Justice Services, Motor Vehicle Theft  
and Insurance Fraud Prevention Grant

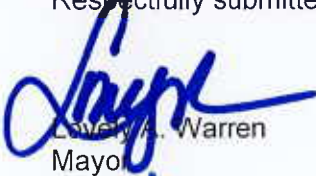
Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Criminal Justice Services for the receipt and use of \$49,600 for the Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant, and amending the 2018-19 Budget of the Police Department by \$23,000 to reflect a portion of this grant.

This award, for the reduction of auto theft and insurance fraud, will provide overtime in the amount of \$43,500 to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides \$4,100 for an alarm system and \$2,000 to train police officers in specialized anti-theft techniques and technology. This grant does not cover fringe benefits which are estimated at \$14,300.

The previous MVTIFP award was authorized by Ordinance No. 2017-365. The term of this agreement is January 1, 2019 through December 31, 2019.

Respectfully submitted,

  
Lovely A. Warren  
Mayor

**INTRODUCTORY NO.****377**

Ordinance No.

**Authorizing an agreement and funding for the Motor Vehicle Theft and Insurance Fraud Prevention program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice Services for receipt and use of grant funds from the Motor Vehicle Theft and Insurance Fraud Prevention program in the amount of \$49,600. The term of this agreement shall be January 1, 2019 through December 31, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$23,000, which amount is hereby appropriated from funds to be received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.





## City of Rochester

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## PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

Lovely A. Warren  
Mayor

24

POLICE

378

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Monroe County, STOP DWI  
Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of \$126,600 for the 2019 STOP DWI Program, and amending the 2018-19 Budget of the Police Department (\$45,000) and Undistributed Expenses (\$12,200) to reflect a portion of this grant.

The grant funds will be used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2019 calendar year. Supported activities include expenses for STOP DWI overtime details and associated fringe costs, supplies, equipment, training, breathalyzer calibration, and underage alcohol enforcement.

The term of this grant is January 1, 2019 through December 31, 2019. The previous STOP DWI grant was authorized via Ordinance 2017-312. No matching funds are required.

Respectfully submitted,

Lovely A. Warren  
Mayor



378

Ordinance No.

**Authorizing an intermunicipal agreement and funding for the STOP DWI Program**

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for the receipt and use of New York State funding for the 2019 STOP DWI Program in the amount of \$126,600. The term of the agreement shall be January 1, 2019 through December 31, 2019.

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

Section 3. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by the sum of \$45,000 and the Budget of Undistributed Expenses by \$12,200 received under the grant agreement authorized herein.

Section 4. This ordinance shall take effect immediately.



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## PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

Lovely A. Warren  
Mayor

379

26  
DAYS

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Inter-Municipal Agreement – Rochester City  
School District, Maintenance of Play Apparatus and  
Fields in Parks

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the Rochester City School District for cooperative maintenance of shared fields, play apparatus, and other play amenities. This agreement will have a term of five years, with one five-year renewal period. There are no funds associated with this agreement.

For the past 25 years, the Rochester City School District and the City of Rochester have cooperatively provided routine maintenance services for designated areas within 16 Rochester parks adjacent to District facilities.

| <u>Park</u>            | <u>Adjacent School</u>                            | <u>Address</u>                           |
|------------------------|---|--|
| Adams Street Park      | School No. 3                                      | 85 Adams Street                          |
| Baden Park             | School No. 22 (formerly No. 6)                    | 595 Upper Falls Blvd.                    |
| Clinton Baden Park     | School No. 9                                      | 485 N. Clinton Ave.                      |
| Cobbs Hill Park        | School No. 15 – Children's<br>School of Rochester | 85 Hillside Ave.                         |
| Don Samuel Torres Park | School No. 20                                     | 70 Oakman Street                         |
| Edgerton Park          | Jefferson Campus                                  | 400 Dewey Ave.                           |
| Field Street Park      | School No. 35                                     | 194 Field Street                         |
| Flint Street Park      | School No. 19                                     | 271 Flint Street                         |
| Frost Avenue Park      | Wilson Foundation Academy                         | 200 Genesee Street                       |
| Humboldt Park          | School No. 28                                     | 450 Humboldt Street                      |
| Jefferson Terrace Park | School No. 4                                      | Jefferson Ave & Dr. Samuel<br>McCree Way |
| Orchard Street Park    | School No. 17                                     | 130 Orchard Street                       |
| South Ave Park         | School No. 12                                     | 999 South Ave.                           |
| Verona Street Park     | School No. 5                                      | 130 Jay Street                           |
| Webster Avenue Park    | School No. 33                                     | 939 Bay Street                           |
| West High Field        | Wilson Commencement Academy                       | 200 Arnett Blvd.                         |

Services include lawn care, field maintenance, snow removal, and routine repairs and replacement of play equipment and are provided by each entity's operations staff. Significant capital improvement projects undertaken at these sites are not included in this agreement and will be planned collaboratively.



Maps of the parks are attached.

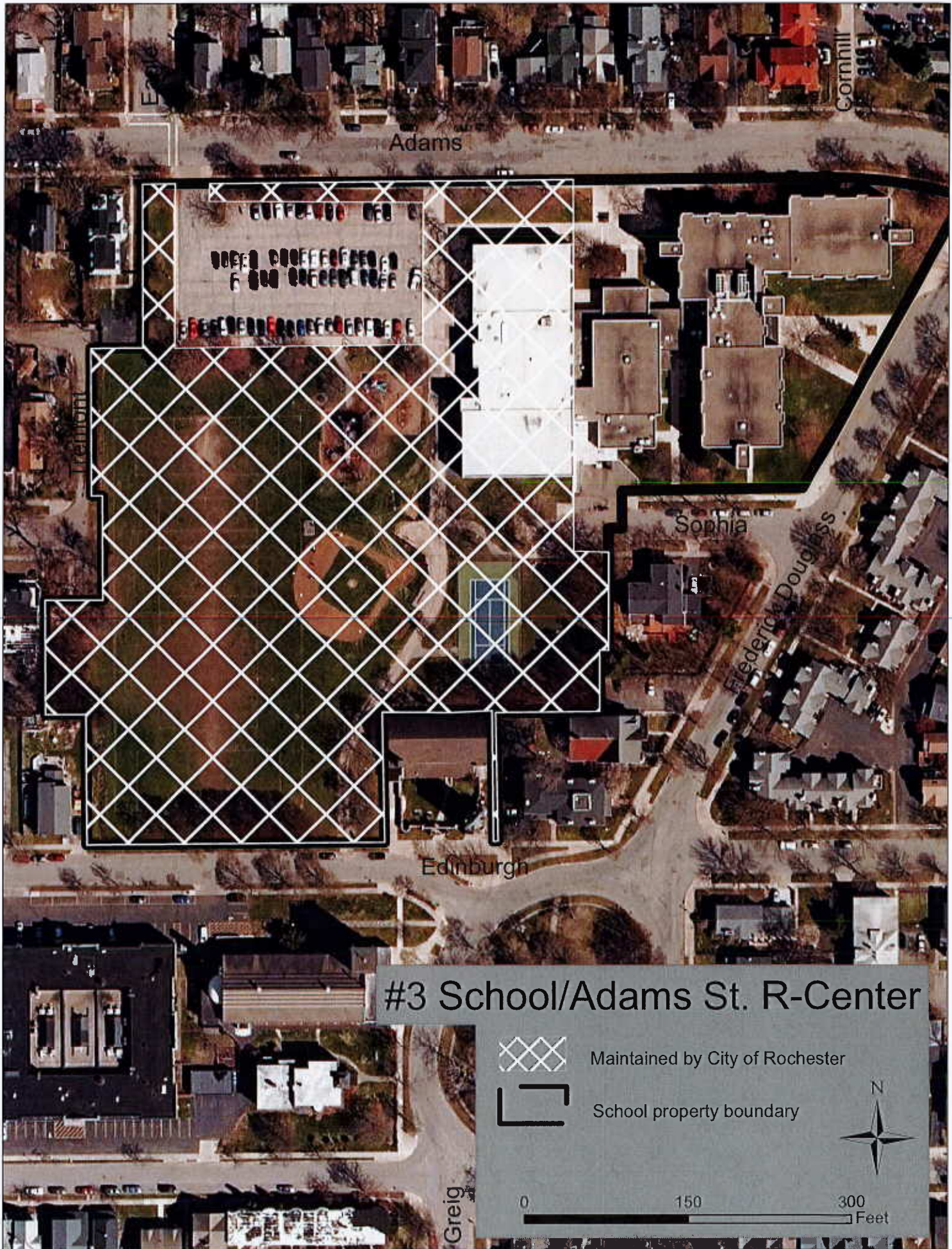
26  
12/18

Respectfully submitted,



Lovely A. Warren  
Mayor





### #3 School/Adams St. R-Center



Maintained by City of Rochester



School property boundary



0 150 300 Feet







26-DR-18



## #5 School/Verona St. Playground



Maintained by City of Rochester



Tax parcel boundary



0

162.5

325

Feet



26-2248



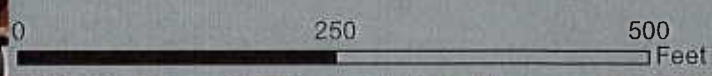
# #6 School/Baden St. playground



Maintained by City of Rochester



Tax parcel boundary





26-DR/S



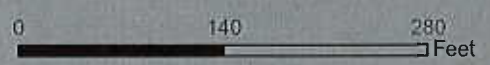
#9 School/  
Clinton-Baden  
Community Ctr.



Maintained by City of Rochester



Tax parcel boundary



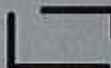




# #12 School/ South Ave. R-Ctr.



Maintained by City of Rochester



Tax parcel boundary



0 125 250 Feet

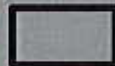




## #15/Cobbs Hill Park



Maintained by City of Rochester



Tax parcel boundary



0 150 300 Feet



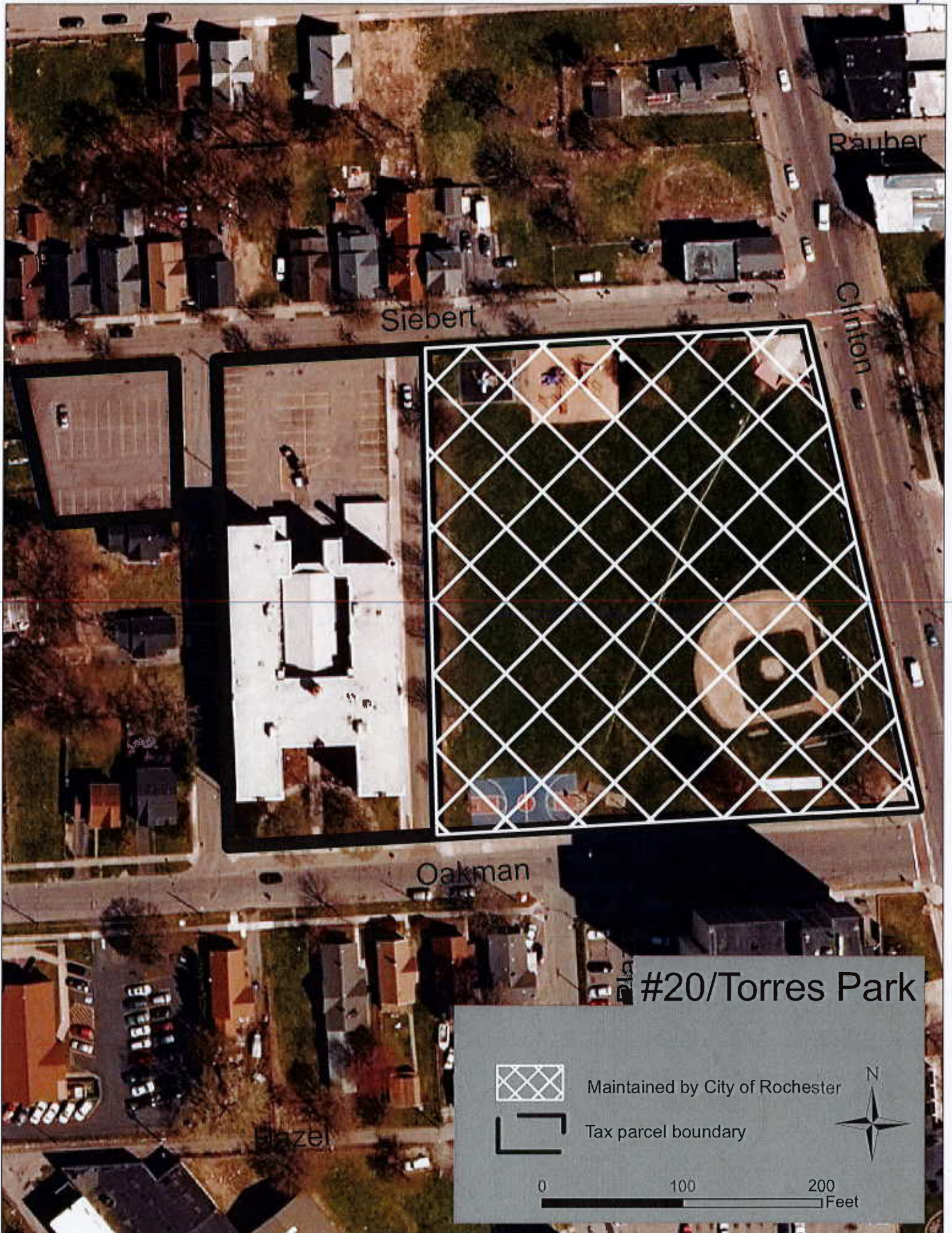








26-DR/18



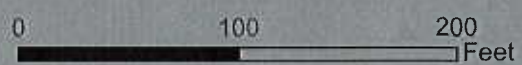
## #20/Torres Park



Maintained by City of Rochester



Tax parcel boundary





26-DR/8







# #33/Ryan Center



Maintained by City of Rochester



School property boundary



0

250

500

Feet





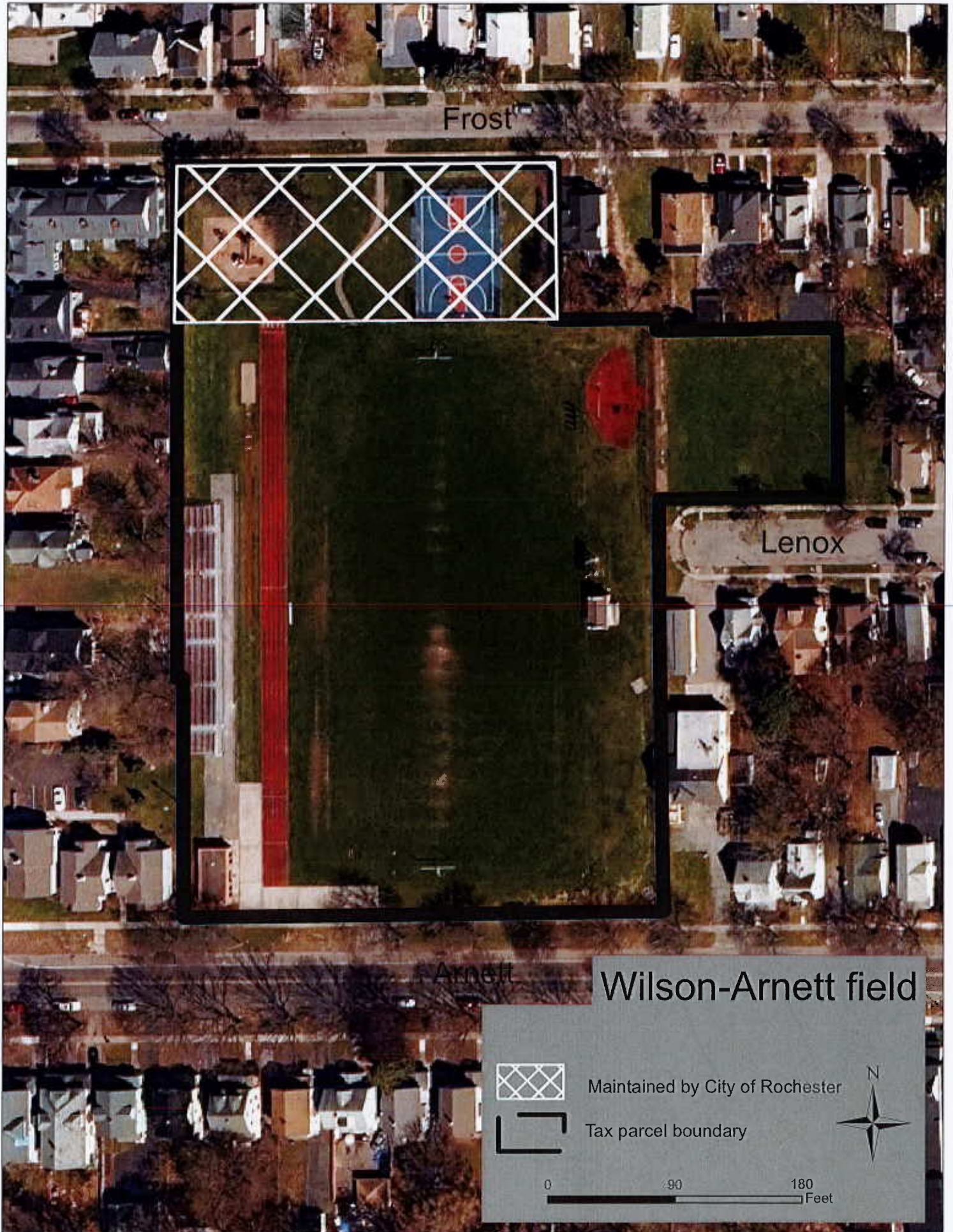












Frost

Lenox

Arnett

Wilson-Arnett field



Maintained by City of Rochester



Tax parcel boundary



0 90 180 Feet



379

Ordinance No.

**Agreement with the City School District for sharing the maintenance of play apparatus and fields in parks**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester City School District for the cooperative maintenance of fields, play apparatus, and other play amenities in designated areas that are adjacent to District facilities within the following 16 Rochester parks:

| <b>Park</b>            | <b>Adjacent School</b>                         |
|------------------------|--|
| Adams Street Park      | School No. 3                                   |
| Baden Park             | School No. 22 (former No. 6)                   |
| Clinton Baden Park     | School No. 9                                   |
| Cobbs Hill Park        | School No. 15 – Children's School of Rochester |
| Don Samuel Torres Park | School No. 20                                  |
| Edgerton Park          | Jefferson Campus                               |
| Field Street Park      | School No. 35                                  |
| Flint Street Park      | School No. 19                                  |
| Frost Avenue Park      | Wilson Foundation Academy                      |
| Humboldt Park          | School No. 28                                  |
| Jefferson Terrace Park | School No. 4                                   |
| Orchard Street Park    | School No. 17                                  |
| South Ave Park         | School No. 12                                  |
| Verona Street Park     | School No. 5                                   |
| Webster Avenue Park    | School No. 33                                  |
| West High Field        | Wilson Commencement Academy                    |

Section 2. The term of this agreement shall be 5 years, with one five-year renewal option.

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

Section 4. This ordinance shall take effect immediately.



## City of Rochester

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## PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

30  
Lovely A. Warren  
Mayor

FIRE

380

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Agreement – 2018 State Homeland  
Security Program (SHSP)

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services (NYSDHSES) for the receipt and use of \$167,500 from the 2018 State Homeland Security Program (SHSP) grant and amending the 2018-19 Budgets of the Fire Department by \$15,000 and Undistributed Expenses by \$5,000 for related personnel expenses. The remaining non-personnel expenses will be funded directly from a Special Revenue Fund specific to this grant.

This grant is provided to support building, sustainment and delivery of core capabilities for achieving preparedness and resilience in the event of terrorist attacks, severe weather and other significant events in the Rochester/Monroe County region. Grantees are required to build capabilities that relate to the prevention of, protection from, or response to significant events. The program period is September 1, 2018 through August 31, 2021, and no matching funds are required.

The 2018 allocation will be used for equipment, such as: rescue task force personal protective gear, search and rescue equipment (\$62,000). Funding will also support overtime back-fill for building collapse training and Community Emergency Response Training (CERT) (\$61,250), registrations and travel for building collapse training (\$23,000); and fringe benefits for all personnel expenses included in the funding allocation (\$21,250).

Respectfully submitted,

  
Lovely A. Warren  
Mayor





384

Ordinance No.

**Authorizing a grant agreement for the 2018 State Homeland Security Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$167,500 grant from the 2018 State Homeland Security Program. Said funds are hereby appropriated to support preparedness and resilience in the event of terrorist attacks, severe weather and other emergency events.

Section 2. The term of the agreement shall be from September 1, 2018 through August 31, 2021.

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

Section 4. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Fire Department by the sum of \$15,000 and to the Budget of Undistributed Expenses by \$5,000, which amount is hereby appropriated from the Program grant authorized herein.

Section 5. This ordinance shall take effect immediately.



## City of Rochester

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## PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

31  
Lovely A. Warren  
Mayor

POWCE

381

September 27, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Re: Budget Amendment – 2018-19 Budget of  
the Police Department

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Police Department by a total of \$62,800 to reflect the receipt and use of the following funds:

1. \$5,000 from the United States Marshals Service for a joint law enforcement detail;
2. \$25,000 from the United States Department of Justice for a narcotics trafficking joint investigation;
3. \$18,400 from the Drug Enforcement Administration to reimburse for a member of the Rochester Police Department assigned to a joint task force designed to disrupt the illegal drug trade; and
4. \$14,400 from the NYS Office of Victim Services for counseling positions.


The United States Marshals Service is providing \$5,000 as part of a temporary, short-term joint law enforcement operation to investigate and/or arrest persons who have active arrest warrants and/or who are in potential violation of the Adam Walsh Act. The intent of this joint effort is to investigate and/or arrest local, state, and federal fugitives, to improve public safety, reduce violent crime, and reduce the number of fugitive non-compliant sex offenders. These funds do not include fringe benefits, which are estimated to be \$1,644.

The United States Department of Justice, United States Attorney, Organized Crime Drug Enforcement Task Forces is providing \$25,000 as part of a joint investigation targeting an organization involved in trafficking narcotics and violence in the City of Rochester. These funds do not include fringe benefits, which are estimated to be \$8,220.

The Drug Enforcement Administration (DEA) is providing \$18,400 in overtime reimbursement for a member of the Rochester Police Department to be assigned to a DEA Task Force designed to disrupt the illicit drug traffic in the Rochester Metropolitan area by immobilizing targeted violators and trafficking organizations. These funds do not include fringe benefits, which are estimated to be \$6,050.

Ordinance No. 2017-148 approved the receipt and use of a New York State Office of Victim Services grant that provides funding for salary expenses, including fringe benefits, for counseling positions in the Family and Victim Services Section of the Rochester Police Department. This legislation corrects the amount included in the 2018-19 budget to correspond with the ordinance.

Respectfully submitted,



Lovely A. Warren  
Mayor





Ordinance No.

**Amending the 2018-19 Budget of the Police Department**

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

Section 1. Ordinance No. 2018-157, the 2018-19 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Police Department by the sum of \$62,800, which amount is hereby appropriated from the following sources:

- a. \$5,000 from the United States Marshals Service for a joint law enforcement detail;
- b. \$25,000 from the United States Department of Justice for a narcotics trafficking joint investigation;
- c. \$18,400 from the Drug Enforcement Administration to reimburse for a member of the Rochester Police Department assigned to a joint task force designed to disrupt the illegal drug trade; and
- d. \$14,400 from the New York State Office of Victim Services for counseling positions.

Section 2. This ordinance shall take effect immediately.