



City of Rochester

City Clerk's Office

## Certified Ordinance

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-284

**Authorizing the initiation of an Official Map amendment to memorialize a street in honor of Joe U. Posner**

WHEREAS, memorializing the section of East Avenue extending from Alexander Street to the intersection with North and South Goodman Street in honor of Mr. Posner is a fitting and appropriate honor to the career and legacy of Mr. Posner as a lasting tribute to the work that he did to benefit the Rochester community; and

WHEREAS, under Section 76-4C of the Municipal Code, the City Council may initiate the process of memorializing an existing designated street, a process that will also require a public review and recommendation by the City Planning Commission and a public hearing prior to a final vote by the City Council.

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

Section 1. The City Council hereby approves and directs the initiation of an application on behalf of the City Council to amend the Official Map of the City of Rochester to memorialize East Avenue, from the intersection with Alexander Street to the intersection with North and South Goodman Streets, as "Joe U. Posner Way."

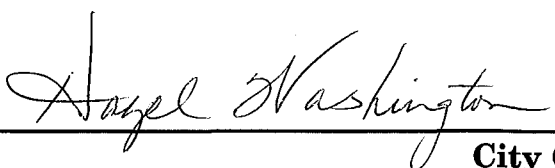
Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot,  
McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script, reading "Hazel Washington". The signature is written in dark ink and is positioned above a horizontal line.

**City Clerk**



**City of Rochester**

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Ordinance No. 2018-285

### **Authorizing competitive grant applications**

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

Section 1. The Mayor is hereby authorized to submit applications to Federal, State, and regional governments, agencies and authorities, as well as private foundations and other funding sponsors, for funding that will support City programs, services and capital operations.

Section 2. For successful award applications, the Mayor shall obtain City Council approval to enter into agreements for receipt of the funding and necessary professional services agreements for performance of the work, and for appropriation of the funds.

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

Section 4. Grant applications which obligate the City of Rochester to pay more than \$250,000 in City funding shall require City Council authorization.

Section 5. Applications for grants exceeding \$1,000,000 and awards for capital projects that require project completion in one calendar year or less shall require City Council authorization.

Section 6. The Director of Finance shall submit quarterly reports to Council for grants received through applications authorized herein, detailing dollar amounts received and expended.

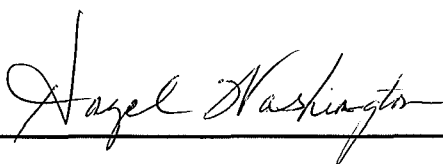
Section 7. This ordinance shall be in effect for the 2018-19 fiscal year.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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

**City Clerk**



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Ordinance No. 2018-286

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

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

Section 1. There is hereby appropriated from the Insurance Reserve Fund the sum of \$5 million, or so much thereof as may be necessary, to finance the payment of general liabilities and claims against the City.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest *Angela Washington*  
City Clerk



City of Rochester

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Ordinance No. 2018-287

**Amending the 2017-18 Budget for year-end Budget transfers and the 2018-19 Budget for 200 East Main Street sublease agreement**

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring the total sum of \$4,717,000 from Contingency to the following departments:

- a) \$4,307,400 to the Police Department; and
- b) \$409,600 to Cash Capital.

Section 2. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by transferring the total sum of \$2,515,400 from the following departments to Cash Capital:

- a) \$1,215,400 from Undistributed;
- b) \$800,000 from Environmental Services; and
- c) \$500,000 from Neighborhood & Business Development.

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by appropriating unanticipated revenues in the amount of \$62,300 to the Budget of City Council and Clerk.

Section 4. Ordinance No. 2018-259, authorizing lease and sublease agreements for additional office space at 200 East Main Street, is hereby amended in Section 5 to read as follows:

Section 5. 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 Department of Finance by the sum of ~~\$28,998~~ \$29,000, which amount is hereby appropriated from Monroe DMV's payments for the first ten months of the sublease authorized herein.

Section 5. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

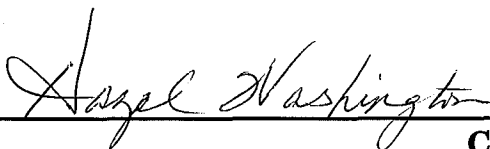
Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul - 8.

Nays - None - 0.

Councilmember Ortiz abstained due to a professional relationship.

Attest



City Clerk



**City of Rochester**

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Ordinance No. 2018-288

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

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

Section 1. The Council hereby approves the negotiated sale of the following parcels of 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>
478 Jefferson Ave	120.60-2-95	31 x 128	4,052	Reginald C. Webb
South portion of 21 Mineola St	135.57-2-32.1	18 x 120	2,150	Ryan Pierson & Shelby Zink
60 Rosemary Dr	091.83-2-76	40 x 78	3,018	Kohobi Scott
84 Saxton St	120.27-2-20	40 x 90	3,600	Lisa Turner
11-15 Texas St	105.74-1-9	33 x 86	2,785	190 Murray St Associates, LLC
21 Wadsworth St	106.41-4-58	34 x 108	3,099	Richard Lewis

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



Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest** Hazel Washington  
City Clerk



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Ordinance No. 2018-289

**Affirming and approving the sale of properties for the 52 Broadway Development Project**

WHEREAS, this Ordinance pertains to the redevelopment of seven adjoining parcels owned by the Rochester Urban Renewal Agency ("Agency") and known collectively as 52 Broadway (the "Site");

WHEREAS, the City issued a request for proposals to redevelop the Site and received from Fallon Properties, Ltd. a proposal for that company or an entity to be formed by its managing member Robert Fallon (collectively, the "Developer") to expand upon the Inn on Broadway located adjacent to the Site at 26 Broadway by reconfiguring the Inn's existing four-story building and adding an adjacent building on the Site in order to add approximately 66 guest rooms, approximately 18 residential apartments, enclosed parking, a new banquet facility, and a new spa (collectively, the "Project");

WHEREAS, the Developer is proposing to purchase the Site from the Agency in order to develop the Project for a purchase price of \$330,000 that is based on an independent fair market value appraisal;

WHEREAS, the City desires that the Developer's proposed purchase proceed in accordance with Sections 507 and 556 of the Urban Renewal Law in Articles 15 and 15-A of the General Municipal Law and subject to terms and conditions that require the development of the Project in accordance with the purposes and objectives of the City's continuing efforts to revitalize the Center City, the Agency and the Urban Renewal Law;

WHEREAS, a legal notice has been issued giving public notice as to the availability for public examination of the proposed terms for the disposition and redevelopment of the Site as well as the Developer's Statement for Public Disclosure;

WHEREAS, the Agency has found the Developer to be a qualified and eligible sponsor to carry on the Project; and

WHEREAS, the City Council, pursuant to Article 15 of the General Municipal Law and after due notice, has held a public hearing on September 13, 2018 to consider the proposed disposition and redevelopment of the Site.

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

Section 1. The Council hereby approves and affirms the Agency's sale to the Developer of the following parcels comprising the 52 Broadway Development Project Site for an appraised value of \$330,000:

Address	SBL#	Size (acre)
40 Broadway	121.25-2-33	0.09
46-48 Broadway	121.25-2-34	0.09
52 Broadway	121.25-2-35	0.07
54-60 Broadway	121.25-2-36	0.14
66 Broadway	121.25-2-37	0.03
70 Broadway	121.25-2-38	0.18
50 Broadway	121.25-2-39	0.02

Section 2. The Council hereby finds that disposition by request for proposal and negotiation is the appropriate method for making the Site properties available for redevelopment. The purchase agreement shall be subject to terms and conditions that require the development of the Project in accordance with the purposes and objectives of the City's program to revitalize the Center City, the Agency and the Urban Renewal Law.

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

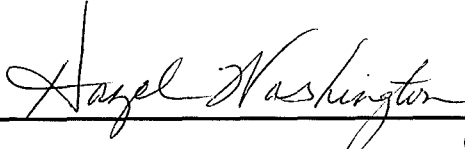
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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



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Ordinance No. 2018-290

### **Authorizing a lease agreement with Bill Gray's 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 1,100 square feet of space in Suite 107 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 and the amount of annual rent of the proposed lease;

WHEREAS, the Council has formally reviewed the independent appraisal of the value of the lease prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc.;

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will allow for off season storage of materials and equipment related to the operation of Bill Gray Inc.'s restaurant and bar in the leased premises of Suites 101, 102, and 103; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is five years with five optional five-year renewals, 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 Bill Gray's Inc. for use of 1,100 square feet of space in Suite 107 of the Port Terminal Building. The agreement shall have a term of 5 years with five optional renewal terms of five years each.

Section 2. The monthly rental amount for the initial term shall be \$642. The monthly rental amount for the first renewal period, if exercised shall be \$642 for the first year and increased by 1% annually each subsequent year of the first renewal period. If exercised, the monthly rental amounts for any additional renewal periods shall be annually increased based on the Consumer Price Index.

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

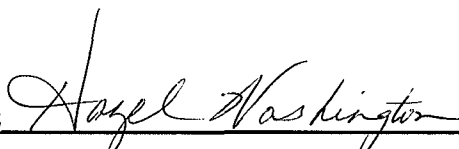
Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

  
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Ordinance No. 2018-291

**Authorizing the acquisition by negotiation or condemnation of permanent easements over numbers 108 and 116 Newcroft Park for a water main**

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

Section 1. The Council hereby approves the acquisition by negotiation or condemnation of permanent easements over de minimis portions of numbers 108 and 116 Newcroft Park for the installation, operation, maintenance and repair of a water main. The easements shall consist of portions of the following two parcels:

Address	Owners	Boundaries	Value
108 Newcroft Park	Gregory S. Tripp Linda M. Hedden	Exhibit A	\$ 200
116 Newcroft Park	Joseph and Carol Tantillo	Exhibit B	\$ 360

Section 2. The acquisition shall obligate the City to pay an amount not to exceed \$760, consisting of the aggregate appraised easement value of \$560 plus recording fees and any other incidental costs. Said amount, or so much thereof as may be necessary, shall be funded by the 2018-19 Budget of the Department of Environmental Services.

Section 3. In the event that either of said easements cannot be acquired by negotiation, the Corporation Counsel is hereby authorized to commence condemnation proceedings for the acquisition of said parcel. In the event of condemnation, the amount set forth herein as the acquisition value 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 easements pursuant to the Eminent Domain Procedure Law.

Section 4. This ordinance shall take effect immediately.



**Exhibit A**  
**WATERMAIN EASEMENT WE-1**  
**PART OF 108 NEWCROFT PARK**  
**S.B.L. #107.810-02-017.002**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Lot 9 of the Atlantic-Woodstock Subdivision, as filed in the Monroe County Clerk's Office in Liber 317 of Maps, Page 13 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Newcroft Park (50' ROW) at the northwest corner of said Lot 9, said corner being the Point or Place of Beginning; thence

- 1) N 66° 26' 00" E, along the northerly line of said Lot 9, a distance of 136.58 feet to the northeast corner thereof; thence
- 2) S 21° 25' 55" W, along the easterly line of said Lot 9, a distance of 14.14 feet to a point; thence
- 3) S 66° 26' 00" W, parallel with and 10.0 feet distant from said northerly line of Lot 9, a distance of 125.63 feet to the said easterly ROW line of Newcroft Park; thence
- 4) Northwesterly, along said ROW line, a distance of 10.27 feet to the said northwest corner of Lot 9, being the Point or Place of Beginning.

**Exhibit B**  
**WATERMAIN EASEMENT WE-1**  
**PART OF #116 NEWCROFT PARK**  
**S.B.L. #107.810-02-017.001**

All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Lot 10 of the Atlantic-Woodstock Subdivision, as filed in the Monroe County Clerk's Office in Liber 317 of Maps, Page 13 and being more particularly bounded and described as follows: Beginning at a point on the easterly ROW line of Newcroft Park (50' ROW) at the southeast corner of said Lot 10, said corner being the Point or Place of Beginning; thence

- 1) Northwesterly, along said ROW line, a distance of 10.27 feet to a point; thence
- 2) N 66° 26' 00"E, parallel with and 10.0 feet distant from the easterly line of said Lot 10, a distance of 121.35 feet to an angle point; thence
- 3) N 21° 25' 55"E, continuing parallel with and 20.0 feet distant from said easterly line of Lot 10, a distance of 62.92 feet to the northerly line of said Lot 10; thence
- 4) S 68° 53' 18" E, along said northerly line of Lot 10, a distance of 20.00 feet to the northeast corner thereof; thence
- 5) S 21° 25' 55"W, along the said easterly line of Lot 10, a distance of 57.18 feet to an angle point; thence
- 6) S 66° 26' 00"W, continuing along said easterly line of Lot 10, a distance of 136.58 feet to the said southeast corner thereof, being the Point or Place of Beginning.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



**City of Rochester**

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Ordinance No. 2018-292

### **Authorizing a lease agreement for the Southeast Neighborhood Service Center**

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 Gary & Marcia Stern Family Limited Partnership for the lease of office space at 320 North Goodman Street for the Southeast Neighborhood Service Center. The agreement shall have a term of two years commencing on October 1, 2018 with three one-year renewal options.

Section 2. The lease agreement shall obligate the City to pay \$29,840 annually and each additional year shall increase by a fixed 2% annual escalator. The City shall be responsible for utilities, information technology, telephones, security, furniture and janitorial services. Said amounts shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business Development (the Department) for the first year, and, in the following years, subsequent budgets of the Department contingent upon their approval.

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

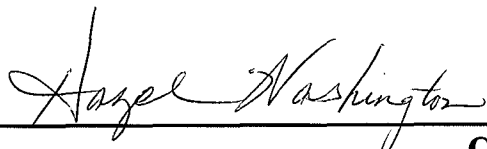
Section 4. This ordinance shall take effect immediately..

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

  
\_\_\_\_\_

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Ordinance No. 2018-293

### **Authorizing funding and agreements for the Northwest Quadrant Historic Resource Survey**

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 or agreements with the New York State Historic Preservation Office (SHPO) for the receipt and use of \$16,000 to fund a historic resource survey that focuses on properties in the City's Northwest Quadrant (the "Project").

Section 2. The Mayor is hereby authorized to enter into an agreement with the Preservation League of New York State for the receipt and use of a grant of \$5,500 to fund the Project.

Section 3. The Mayor is hereby authorized to enter into an agreement with The Landmark Society of Western New York, Inc. to implement the Project by managing the grants, soliciting and hiring consultants, and coordinating findings with the SHPO. The maximum compensation for the agreement shall be \$21,500. That amount, or so much thereof as may be necessary, is hereby appropriated for the agreement from the anticipated grants authorized herein.

Section 4. The agreements shall be for a term of one year.

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

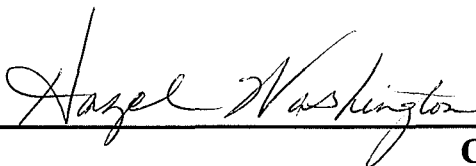
Section 6. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

  
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Ordinance No. 2018-294

**Amending Ordinance No. 2018-181 authorizing a loan agreement for the 49 Stone Street Redevelopment Project**

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

Section 1. Ordinance No. 2018-181, authorizing a loan agreement for the 49 Stone Street Redevelopment Project, is hereby amended in Section 1 to read in its entirety as follows:

Section 1. The sum of \$400,000 from the following sources is hereby appropriated to the Housing Revolving Loan Fund to finance the redevelopment of the property located at 49 Stone Street in the Center City (the Project): ~~\$22,852 from Prior Years' Cash Capital~~, \$257,676.30 from 2016-17 Cash Capital, and ~~\$119,471.70~~ \$142,323.70 from 2017-18 Cash Capital.

Section 2. This ordinance shall take effect immediately.

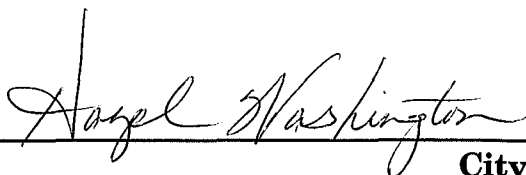
Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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





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Ordinance No. 2018-295

## **Authorizing the sale of the Mortimer Street Garage**

WHEREAS, in response to a request for proposals, the City of Rochester has received a proposal from the principals of Sibley Redevelopment Limited Partnership and CGI Communications, Inc. to purchase the Mortimer Street Garage, which is a 7-story structure that holds approximately 600 parking spaces located at 83 Mortimer Street (S.B.L. 106.79-1-55.2), together with a pedestrian skyway that spans North Clinton Avenue and links the garage to the Sibley Building (collectively, the "Garage");

WHEREAS, the Council has formally reviewed the independent appraisal of the value of the Garage prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc.; and

WHEREAS, City Director of Real Estate deems the proposed sale to be in the best interest of the City because it will generate revenue through the upfront payment of the purchase price, allow for continued use of the Garage for parking by visitors, customers, employees and residents of area businesses and residences, save the City ongoing maintenance costs, and generate new real property tax revenues.

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

Section 1. The Council hereby approves the sale of the Mortimer Street Garage and its associated skyway (collectively, the "Garage") to a limited partnership to be formed between Sibley Redevelopment Limited Partnership and CGI Communications, Inc. (the "Purchaser") for the sum of \$3,105,000, subject to the terms set forth herein and to such additional terms and conditions as the Mayor deems to be appropriate.

Section 2. The terms of the sale shall require the Purchaser to: continue the operation of the Garage for public parking purposes for the remainder of the economic useful life of the garage building; assume the obligation to inspect, maintain and repair the Garage; assume the rights to receive all parking fees; accept an assessment of real property taxes based on the purchase price of \$3,105,000, with future tax reassessments based on the then current fair market value; forgo requesting or accepting any real property tax abatement; and provide to the City a perpetual easement that reserves thirty parking spaces for Rochester Police Department vehicles free of charge.

Section 3. In accordance with Section 72-j of the General Municipal Law, the Purchaser shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for changes in the Consumer Price Index and to offset the Purchaser's capital costs of Garage rehabilitation and renovation projects.

Section 4. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the purposes and other terms of the lease.

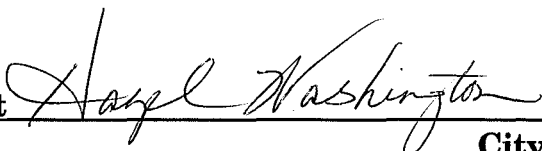
Section 5. The Mayor is hereby authorized to enter into such other agreements and to execute such other instruments as may be necessary to implement the transaction authorized herein.

Section 6. This ordinance shall take effect immediately

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest   
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-296

### **Authorizing a long-term capital lease agreement for the Genesee Crossroads Garage**

WHEREAS, in response to a request for proposals, the City of Rochester has received a proposal from the principals of I. Gordon Corporation and Mapco Auto Parks Ltd. to lease the Genesee Crossroads Garage (the "Garage"), which is located beneath the plaza of Charles Carroll Park at 69 Andrews Street (S.B.L. # 106.79-1-65) and comprised of approximately 604 parking spaces with entrances and exits on Corinthian Street and Andrews 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 lease term and the amount of the payment;

WHEREAS, the Council has formally reviewed the independent appraisal of the value of the Garage prepared by Kevin Bruckner, MAI of Bruckner, Tillett, Cahill & Rossi Inc.;

WHEREAS, the Council affirmatively finds that the proposed lease authorized herein is in the public interest because it will provide revenue to the City through the upfront payment of the lease amount, allow for continued use of the Garage for parking by visitors, customers and employees of area businesses, save the City ongoing maintenance costs, and generate new real property tax revenues; and

WHEREAS, the Council affirmatively finds that the term of such proposed lease, which is thirty years with one ten-year renewal option, 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 an agreement with CRR Parking LLC or a corporation or limited partnership to be formed by Robert Gordon and Chris Hill (managing members of I. Gordon Corporation) and Richard Goldstein (President and CEO of Mapco Auto Parks Ltd.) (collectively, the "Lessee") to lease the Genesee Crossroads Garage from the City. The agreement shall extend for a term of thirty years, with an option to renew for an additional term of ten years.

Section 2. The agreement shall obligate the Lessee to pay the City \$3,165,000 upon the initiation of the lease.

Section 3. The agreement shall require the Lessee, for the term of the lease, to: continue the operation of the Garage for public parking purposes; assume the obligation to inspect, maintain and repair the Garage; assume the rights to payment of all parking fees; accept an assessment of real property taxes based on the Garage's current appraised value of \$3,165,000, with future reassessments based on the then current fair market value; forgo requesting or accepting any real property tax abatement; and provide the City access to the Garage as it relates to the rehabilitation of the Charles Carroll Park plaza.

Section 4. In accordance with Section 72-j of the General Municipal Law, the Lessee shall maintain the existing parking fee rates, as set forth in Section 111-119 of the Municipal Code, through calendar year 2019, except as Council may consider and approve in a subsequent Ordinance. Thereafter parking rates may be increased to reflect periodic adjustments for changes in the Consumer Price Index and to offset the Lessee's capital costs of Garage rehabilitation and renovation projects.

Section 5. The Council hereby further approves the granting and acceptance of any easements for utilities, ancillary development, and public access to and within the Garage, as necessary to effectuate the purposes and other terms of the lease.

Section 6. The Mayor is hereby authorized to enter into such other agreements and to execute such other instruments as may be necessary to implement the transaction authorized herein. The lease agreement and any other agreements and instruments shall contain such additional terms and conditions as the Mayor deems to be appropriate.

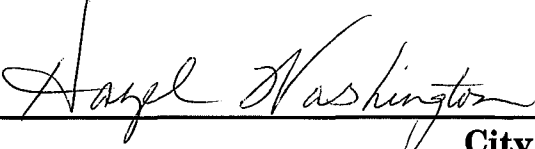
Section 7. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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



City of Rochester

City Clerk's Office

## Certified Ordinance

---

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

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Ordinance No. 2018-297

**Authorizing an amendatory agreement for the 2017 Preventive Maintenance Contract #4 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 Joseph C. Lu Engineering and Land Surveying, P.C. for additional resident project representation services for the 2017 Preventive Maintenance Contract #4 Project. The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2017-172, by \$135,000 to a total amount of \$435,000. The amendatory compensation amount shall be funded from bonds to be appropriated for the Project.

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

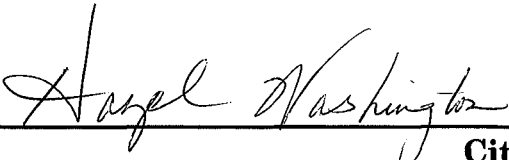
Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

  
\_\_\_\_\_

**City Clerk**



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-298

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$400,000 Bonds of said City to finance the reconstruction of certain portions of Cleveland Street, Draper Street, Central Park, Merchants Road and Browncroft Boulevard related to the 2017 Preventative Maintenance Contract #4 Project**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of milling, resurfacing and reconstruction of certain portions of Cleveland Street (Hudson Avenue to North Street), Draper Street (North Street to Portland Avenue), Central Park (Portland Avenue to N. Goodman Street), Merchants Road (Browncroft Boulevard to Culver Road) and Browncroft Boulevard (Merchants Road to East City Line) related to the 2017 Preventative Maintenance Contract #4 Project in the City, for construction and resident project representation services (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 \$2,736,684, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$400,000 bonds of the City to finance a portion of said appropriation, \$1,581,220 in anticipated reimbursements from the Federal Highway Administration (Ordinance No. 2017-172), \$296,479 in NYS Marchiselli Aid Program reimbursements, the issuance of \$100,000 bonds of the City authorized in Ordinance No. 2017-173, \$700 from 2011-2012 Cash Capital, \$354,135 in 2016-17 Cash Capital and \$4,150 from Rochester Pure Waters District (Ordinance No. 2016-376) and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$400,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York,



including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

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

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

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

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

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

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

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

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

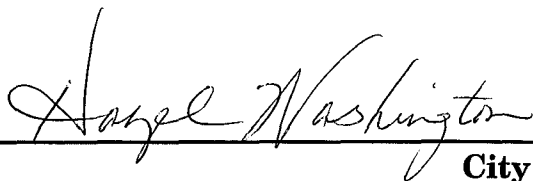
Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published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

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

  
City Clerk



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-299

### **Authorizing reimbursement agreement for areaway improvements at 1 South Clinton Avenue**

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

Section 1. As part of the Main Street Streetscape and Pedestrian Wayfinding Enhancement Project ("Project"), the Council hereby authorizes the Mayor to enter into an agreement with Gallina Development Corp. ("Gallina") wherein the City shall reimburse Gallina for up to \$40,000 as a portion of the costs incurred to implement the special treatment of the areaway at 1 South Clinton Avenue in the form of areaway waterproofing, demolition and replacement of the overlaying sidewalk, and the construction or reconstruction of the necessary incidentals thereto. The reimbursement shall be funded from the bond funds appropriated for the Project in Ordinance No. 2017-51 and the term of the agreement shall be for one year.

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

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

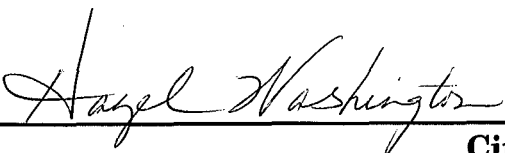
Section 4. This ordinance shall take effect immediately

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

A handwritten signature in cursive script, reading "Hazel Washington". The signature is written in dark ink and is positioned above a horizontal line.

**City Clerk**



City of Rochester

City Clerk's Office

## Certified Ordinance

---

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

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Ordinance No. 2018-300

**Authorizing an amendatory agreement for the Rundel Library Structural Terrace Improvements Phase IV Project**

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with LaBella Associates, D.P.C. for additional engineering, planning and landscape architectural services for the Rundel Library Structural Terrace Improvements Phase IV Project (the Project). The amendment shall increase the maximum compensation of the existing agreement, which was authorized by Ordinance No. 2016-343, by \$550,000 to a total amount of \$1,300,000. The amendatory compensation amount shall be funded from bonds authorized for the Project in Ordinance No. 2016-344.

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

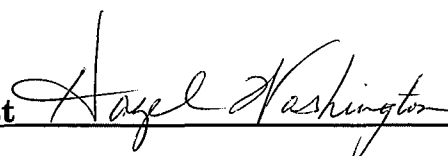
Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest



City Clerk



**City of Rochester**

**City Clerk's Office**

# **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-301

## **Authorizing agreements for a transitional job training and placement program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Corrections and Community Supervision (DOCCS) to partner with the City in a transitional job training and placement program (the Program). The agreement shall have a term of one year with five one-year extension options. The maximum compensation for the first year shall be \$141,500 and the extension periods, if exercised, shall be \$145,800, \$150,200, \$154,700, \$159,400 and \$164,200. The compensation amounts shall be funded from the 2018-19 Budget of the Department of Environmental Services (the Department) for the first year, and from subsequent budgets of the Department for the extension periods, contingent upon approval.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Center for Employment Opportunities, Inc. who will provide work crews under the supervision of DOCCS for the Program. The agreement shall run concurrently with the term of the DOCCS agreement and contain language regarding the City's Living Wage and insurance requirements.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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

**City Clerk**



**City of Rochester**

**City Clerk's Office**

# **Certified Ordinance**

---

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

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Ordinance No. 2018-302

**Authorizing reimbursement agreement for abandonment of areaway at 49 Stone Street**

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

Section 1. The Council hereby authorizes the Mayor to enter into an agreement with Action for a Better Community, Incorporated ("ABC") wherein the City shall reimburse ABC for up to \$26,000 as a portion of the costs incurred to implement the special treatment of the areaway at 49 State Street in the form of the abandonment of said areaway, and the construction or reconstruction of the necessary incidentals thereto. The reimbursement shall be funded from 2014-15 Cash Capital and the term of the agreement shall be for one year.

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

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

Section 4. This ordinance shall take effect immediately



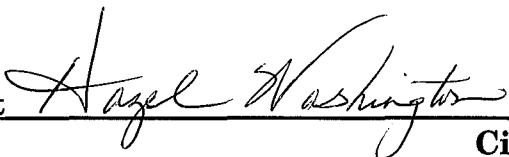
Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 8.

Nays - None - 0.

Councilmember Gruber abstained due to a professional relationship.

**Attest**

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

**City Clerk**



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

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Ordinance No. 2018-303

### **Appropriating funds and authorizing an agreement to support community programs**

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 to the Budget of the Rochester Police Department by the sum of \$5,000, which amount is hereby appropriated from Federal funds realized from seized and forfeited assets to support community programs.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$5,000 with the Center for Teen Empowerment, Inc. to continue its program to improve police and youth dialogue for engagement and relationship building. Said amount shall be funded from the appropriation in Section 1 herein and the term of the agreement shall not exceed one year.

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


Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest

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

City Clerk



City of Rochester

City Clerk's Office

## Certified Ordinance

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-304

**Amending Ordinance Nos. 2017-309 and 2018-22 to extend animal population control program**

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

Section 1. Ordinance No. 2017-309, authorizing a grant agreement to fund no-cost animal spay/neuter vouchers for qualified residents, is hereby amended in Section 1 as follows:

Section 1. The Mayor is hereby authorized to enter into a grant agreement with the American Society for the Prevention of Cruelty to Animals for the receipt and use of \$25,000 to fund no-cost spay/neuter vouchers for qualifying residents. The agreement shall have a term from August 3, 2017 to ~~August 2, 2018~~ December 31, 2018.

Section 2. Ordinance No. 2018-22, authorizing a professional services agreement to provide the animal spay/neuter services funded by the grant authorized in Section 1 herein, is hereby amended in Section 1 as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Animal Hospital of Pittsford, P.C. to provide spay and neuter services for the pets of those who have received animal population control program vouchers funded by American Society for the Prevention of Cruelty to Animals grant authorized by Ordinance No. 2017-309. The term of the agreement shall be August 3, 2017 through ~~August 2, 2018~~ December 31, 2018. The sum of \$25,000, or so much thereof as may be necessary, is hereby established as the maximum compensation for the agreement. Said amount shall be funded from the 2017-18 Budget of the Police Department.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

Hazel Washington

**City Clerk**



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

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Ordinance No. 2018-305

**Authorizing agreement with the New York State Division of Homeland Security and Emergency Services for Tactical Team Program Grant**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for receipt and use of funding for the Rochester Police Department for the 2017 Tactical Team Program Grant in the amount of \$100,000, which funds are hereby appropriated for said purpose. The term for this agreement shall be July 26, 2018 through August 31, 2020.

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

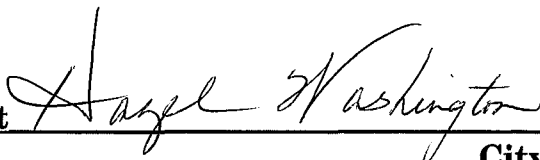
Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest

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



City of Rochester

City Clerk's Office

## Certified Ordinance

---

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

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Ordinance No. 2018-306

**Authorizing grant agreement with the New York State Division of Homeland Security and Emergency Services for Critical Infrastructure Grant Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for receipt and use of funding for the 2017 Critical Infrastructure Grant Program in the amount of \$49,028, which funds are hereby appropriated for said purpose. The term of this agreement shall be August 1, 2018 through August 31, 2020.

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

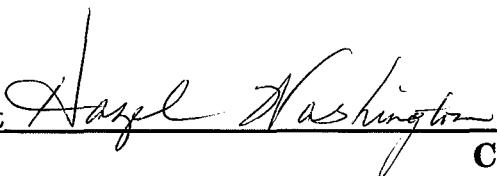
Section 3. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest



City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
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Ordinance No. 2018-307

### **Amending the 2018-19 Budget for after-school programming**

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 to the Budget of the Department of Recreation and Youth Services by the sum of \$62,300 and Budget of Undistributed Expenses by the sum of \$3,200, which amounts are hereby appropriated from funds received from the Rochester City School District to provide after-school recreation programming.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest *Hazel Washington*  
City Clerk





**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-308

**Authorizing an agreement and amending the budget for the Concrete to Canvas Project**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with KaBOOM!, Inc. and the Ralph C. Wilson Jr. Foundation for receipt and use of funding for the Play Everywhere Challenge Grant in the amount of \$20,000, which funds are hereby appropriated for the Concrete to Canvas Project. The term for this agreement shall be for one year.

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 Department of Recreation and Youth Services by the sum of \$20,000 to reflect the receipt of the funds authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



**City of Rochester**

**City Clerk's Office**

# **Certified Ordinance**

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-309

**Authorizing a grant agreement and funding for the Child Passenger Safety 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 Governor's Traffic Safety Committee for receipt and use of \$600 in grant funds for the Child Passenger Safety Program which funds are hereby appropriated for said purpose. The term of the agreement shall be October 1, 2018 through September 30, 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 \$600 to reflect the receipt of the funds authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

Attest *Angel Washington*  
City Clerk



**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-310

**Amending the 2018-19 Budget for the reimbursement of overtime costs and other expenses related to electronic crime investigations**

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 to the Budget of the Rochester Police Department by the sum of \$15,000 which amount is hereby appropriated from funds received from the United States Secret Service for the reimbursement of overtime costs and other expenses related to electronic crime investigations.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

---

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-311

## **Authorizing agreements and amending the budget related to the Rochester Urban Skate Park**

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 \$350,000 to provide preliminary and final design, bid documents, construction phase design services and resident project representative services for the Rochester Urban Skate Park (the Project). Said amount shall be funded from 2016-17 Cash Capital (\$160,000) and 2018-19 Cash Capital (\$190,000) and the term of the agreement shall be six months after completion and acceptance of the construction of the Project. In the event that project construction is not undertaken, the agreement shall terminate one year after the completion of the contract documents by the consultant and the acceptance by the City of such contract documents.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Tony Hawk Foundation for the receipt and use of funding for the Built to Play Skatepark grant in the amount of \$250,000, which funds are hereby appropriated for the Project.

Section 3. The agreements 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 Cash Capital by the sum of \$250,000 to reflect the receipt of the funds authorized in Section 2 herein.

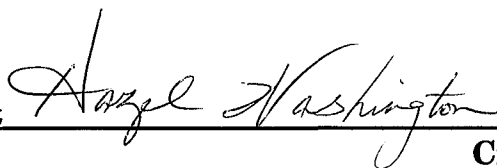
Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

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

**City Clerk**



**City of Rochester**

**City Clerk's Office**

# **Certified Ordinance**

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-312

## **Authorizing agreements for the Teenage Pregnancy Prevention Program**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Health and Human Services for the receipt and use of \$999,999 in funding for the operation of the Teenage Pregnancy Prevention Program (Program).

Section 2. The Mayor is hereby authorized to enter into professional services agreements with the following organizations for the following not-to-exceed amounts to provide Program services:

Baden Street Settlement of Rochester, Inc.	\$188,385
The Center for Youth Services, Inc.	57,341
Highland Hospital of Rochester	73,488
Christopher Sweadner	70,000

<b>TOTAL</b>	<b>\$389,214</b>
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Section 3. The Program service agreements shall obligate the City to pay an amount not to exceed \$389,214, and said amount, or so much thereof as may be necessary, is hereby appropriated from the funds to be received from the United States Department of Health and Human Services under the grant agreement authorized herein. The agreements shall have a term of one year.

Section 4. The sum of \$253,407 is hereby appropriated from the funds to be

received from the United States Department of Health and Human Services under the grant agreement authorized herein to fund non-personnel expenses of the Program.

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

Section 6. 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 Department of Recreation and Youth Services by the sum of \$260,300 and Budget of Undistributed Expenses by the sum of \$97,100, which amount is hereby appropriated from funds received from the grant agreement authorized in Section 1 herein.

Section 7. This ordinance shall take effect immediately.

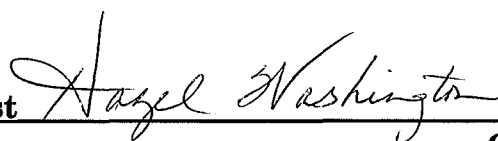
Passed by the following vote:

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

Nays - None - 0.

Councilmember Spaul abstained due to a professional relationship.

**Attest**



**City Clerk**





**City of Rochester**

City Clerk's Office

## **Certified Ordinance**

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

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **September 18, 2018** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **September 19, 2018** in accordance with the applicable provisions of law.

Ordinance No. 2018-313

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$250,000 Bonds of said City to finance a portion of the costs of the Rundel Library Structural Terrace Improvements Phase IV**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Rundel Library Terrace Improvements Phase IV project that will include a public art installation at the Rundel Memorial Library Building as part of the reconstruction of the Rundel north terrace (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,707,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$250,000 of bonds of the City to finance a portion of said appropriation, the issuance of \$3,457,000 in bonds authorized in Ordinance No. 2016-344, \$2,000,000 in anticipated reimbursements from the Dormitory Authority of the State of New York authorized in Ordinance No. 2018-53 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 \$250,000 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 \$250,000. 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. 76 of the Law, is ten (10) years.

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

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

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

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

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

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

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

Passed by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9.

Nays - None - 0.

**Attest**

*Hazel Washington*

**City Clerk**

City Clerk's Office

## Certified Resolution

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

### TO WHOM IT MAY CONCERN:

I hereby certify that at a meeting of the Council of the City of Rochester, held in the City Hall, on **September 18, 2018**, a resolution was **Adopted**, of which the following is a true copy; and at the time said resolution was adopted, the Council consisted of Nine (9) members.

Resolution No. URA-6

**Authorizing and approving the sale of real estate and endorsing a qualified developer for the 52 Broadway Development Project**

WHEREAS, this Resolution pertains to the redevelopment of seven adjoining parcels owned by the Rochester Urban Renewal Agency ("Agency") and known collectively as 52 Broadway (the "Site");

WHEREAS, the City of Rochester issued a request for proposals to redevelop the Site and received from Fallon Properties, Ltd. a proposal for that company or an entity to be formed its managing member Robert Fallon (collectively, the "Developer") to expand upon the Inn on Broadway located adjacent to the Site at 26 Broadway by reconfiguring the Inn's existing four-story building and adding an adjacent building on the Site in order to add approximately 66 guest rooms, approximately 18 residential apartments, enclosed parking, a new banquet facility, and a new spa (collectively, the "Project");

WHEREAS, the Developer is proposing to purchase the Site from the Agency in order to develop the Project for a purchase price of \$330,000 that is based on an independent fair market value appraisal;

WHEREAS, the Agency desires that the Developer's proposed purchase proceed in accordance with Sections 507 and 556 of the Urban Renewal Law in Articles 15 and 15-A of the General Municipal Law and subject to terms and conditions that require the development of the Project to be accordance with the purpose and objectives of the City's continuing efforts to revitalize the Center City, this Agency and the Urban Renewal Law;

WHEREAS, the Developer has submitted to the Agency a Redeveloper's Statement for Public Disclosure and a Redeveloper's Statement of Qualifications and Financial Responsibility;

WHEREAS, a legal notice has been issued giving public notice as to the availability for public examination of the proposed terms for the disposition and redevelopment of the Site as well as the Developer's Statement for Public Disclosure; and

WHEREAS, the Agency, pursuant to Article 15A of the General Municipal Law and after due notice, has held a public hearing on September 13, 2018 to consider the proposed disposition and redevelopment of the Site.

NOW, THEREFORE, BE IT RESOLVED, by the Rochester Urban Renewal Agency as follows:

Section 1. That the Developer has complied with the rules, criteria and procedures of the Agency for the selection and designation of an urban renewal redeveloper.

Section 2. That the Developer's Statement for Public Disclosure and Statement of Qualifications and Financial Responsibility are hereby found satisfactory.

Section 3. That based upon an examination of the Developer's Statement of Qualifications and Financial Responsibility, the Agency determines that the Developer possesses the necessary qualifications and financial resources to purchase, operate and maintain the properties that it seeks to acquire in accordance with the terms of the sale and Project described herein.

Section 4. That, in accordance with the provisions of Sections 507 and 556 of the General Municipal Law of the State of New York, the Developer is hereby designated as a qualified and eligible redeveloper to purchase, operate and maintain the Site in accordance with the established rules and procedures prescribed by the Agency.

Section 5. The Agency hereby approves of the disposition price for the Site as proposed herein.

Section 6. The Agency hereby finds that disposition by request for proposal and negotiation is the appropriate method for making the following properties available for redevelopment and hereby approves their disposition by means of a purchase and sale agreement and subject to terms that will effectuate development of the Project in accordance with the purposes and objectives of the City's program to revitalize the Center City, the Agency and the Urban Renewal Law:

Address	SBL#	Size (acre)
40 Broadway	121.25-2-33	0.09
46-48 Broadway	121.25-2-34	0.09
52 Broadway	121.25-2-35	0.07
54-60 Broadway	121.25-2-36	0.14

66 Broadway	121.25-2-37	0.03
70 Broadway	121.25-2-38	0.18
50 Broadway	121.25-2-39	0.02

Section 7. The Agency hereby authorizes the Secretary of the Agency to execute a purchase and sale agreement and such other documents as may be necessary for the disposition of the Site parcels.

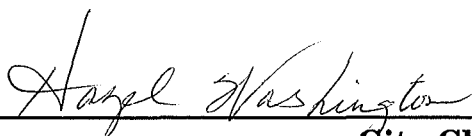
Section 8. This resolution shall take effect immediately.

Adopted by the following vote:

Ayes - President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Ortiz, Patterson, Spaul - 9

Nays - None - 0.

**Attest**

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