

ROCHESTER CITY COUNCIL

REGULAR MEETING

August 21, 2018

Present – President Scott, Councilmembers Clifford, Evans, Gruber, Lightfoot, McFadden, Patterson, Spaul – 8

Absent – Councilmember Ortiz – 1

The Council President requested the Council to rise for a Moment of Silence.

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

Recognition Ceremony

DES:

- *Kerry Kopper
- *Mario D. Rieke
- David Rivera

LAW:

- *Bonnie DeCarlo

RFD:

- *Kevin M. Kenyon
- *David Harding
- *Pablo Nieves

RPD:

- *Emre E. Arican
- John Corbelli
- *Deborah M. Selke

RPL:

- *Renee Mooney

Special Recognition:

Raneiris Mella

*Did not attend

APPROVAL OF THE MINUTES

By Vice President McFadden

RESOLVED, that the minutes of the Regular Meeting of July 24, 2018 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

COMMUNICATIONS FROM THE MAYOR, COUNCIL PRESIDENT, CORPORATE OFFICERS AND OTHERS.

The following communications are hereby directed to be received and filed:

Administrative Cancellation or Refund of Erroneous Taxes and Charges – July 2018 – 4291-18
Quarterly Report – Professional Services Agreements – June 2018 – 4292-18
Delinquent Receivables – June 2018 – 4293 -18

The Council submits Disclosure of Interest Forms from President Scott on Int. No. 294, from Councilmember Gruber on Int. No. 294, from Councilmember Lightfoot on Int. No. 311, and from Councilmember Spaul on Int. No. 288 and Int. No. 293.

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

Councilmember Spaul presented 32 signatures concerned with proposed sale of Parcel 7. Pet. No. 1756

THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Vice President McFadden
August 21, 2018

To the Council:

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

- Int. No. 286 Amending the Municipal Code with respect to parking fees
- Int. No. 288 Amending the 2018-19 Budget of the Library and accepting funds for library facility improvements and programs
- Int. No. 289 Authorizing a lease agreement with the State University of New York College at Brockport – Rochester Educational Opportunity Center
- Int. No. 290 Authorizing the cancellation or refund of erroneous taxes and charges
- Int. No. 291 Authorizing agreement to administer General Liability Insurance Program
- Int. No. 315 Local Law amending the Code of Ethics
- Int. No. 316 Authorizing agreements for Councilmember designations to support various community programs and neighborhood groups

Int. No. 317 Authorizing an amendatory lease agreement and a new sublease for additional office space at 200 East Main Street

Respectfully submitted,
Adam C. McFadden
Molly Clifford
Malik Evans
Michael A. Patterson
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-253
Re: Authorize On-Street Parking Fee
Increases and Code Changes

Council Priority: Deficit Reduction and
Long Term Financial Stability

Transmitted herewith for your approval is legislation amending City Code Section 111-95, Vehicle and Traffic, to change the hours for which payment for metered parking is required from 8:00 a.m. to 8:00 p.m., to 8:00 a.m. to 6:00 p.m.; and amending City Code Section 111-99 and 111-113 to change parking rates for on-street parking meters and parking stations. Below is a chart showing the proposed parking rates for on-street parking meters and parking stations.

Minutes	2	3	8	15	30	60	120	180	600
Cost	\$0.05	\$0.10	\$0.25	\$0.50	\$1.00	\$2.00	\$4.00	\$6.00	\$20.00

The primary intent of this legislation is to change the extended hours from 8:00pm to 6:00pm for the on-street parking that was included in the 2018-19 budget that was passed by city council on June 19, 2018. The City met and discussed this change with various citizens, businesses and stakeholders and developed the alternative proposal that would increase hourly rates from \$1.50 to \$2.00.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-253
(Int. No. 286)

Amending the Municipal Code with respect to parking fees

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

Section 1. Section 111-95 of the Municipal Code, Limitation of application of provisions of this chapter, is hereby amended to read in its entirety as follows:

The provisions of Article II of this chapter relating to the maximum period of parking in a parking zone and the fees for parking in a parking zone shall apply to parking in any parking zone between the hours of 8:00 a.m. and ~~8:00~~ 6:00 p.m., Monday through Friday excluding New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Section 2. Section 111-99 of the Municipal Code, Parking rates for on-street parking, subsection A. is hereby amended to read in its entirety as follows:

The following rates are established for on-street parking, except as provided in Subsection B:

Class			D	<u>C</u>			B	A	10 Hr.		
Minutes	2	<u>43</u>	108	<u>12</u>	2015	<u>26</u>	4030	60	120	<u>180</u>	600
Cost	\$0.05	\$0.10	\$0.25	\$0.30	\$0.50	\$0.65	\$1.00	\$1.50	\$3.00	<u>\$6.00</u>	\$15.00
								<u>\$2.00</u>	<u>\$4.00</u>		<u>\$20.00</u>

Section 3. Section 111-113, Parking rates for parking stations, is hereby amended to read in its entirety as follows:

Class							A		B		
Minutes	2	<u>43</u>	108	<u>12</u>	2015	<u>26</u>	4030	60	120	<u>180</u>	600
Cost	\$0.05	\$0.10	\$0.25	\$0.30	\$0.50	\$0.65	\$1.00	\$1.50	\$3.00	<u>\$6.00</u>	\$15.00
								<u>\$2.00</u>	<u>\$4.00</u>		<u>\$20.00</u>

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

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

Nays: Vice President McFadden-1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-254

Re: Budget Amendment – Rochester
Public Library

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation amending the 2018-19 Budget of the Library to reflect the receipt of New York State Education Department (NYSED) funds (“Bullet Aid” to libraries) in the amount of \$63,000. The NYSED Bullet Aid to libraries will be used for the following purposes:

High school equivalency exam tutoring services for the

Lyell Branch and Maplewood Community Libraries	\$15,000
High school equivalency exam tutoring services and library materials for the Douglass & Wheatley Community Libraries and the Arnett Branch Library	\$33,000
Enhancements to public seating, programming and materials for the Sully, Monroe and Winton Branch Libraries	<u>\$15,000</u>
TOTAL	\$63,000

For the seventh year, Senator Joseph E. Robach has solicited NYSED funds to support branch library adult literacy initiatives (\$15,000), which will expand Test Assessing Secondary Completion (TASC) tutoring in the Lyell and Maplewood Libraries.

For the sixth year, State Senator Michael H. Ranzenhofer has solicited NYSED funds for the Douglass, Wheatley and Arnett Libraries (\$33,000). The funds will support Test Assessing Secondary Completion (TASC) tutoring and library materials.

For the fourth year, Senator Rich Funke has solicited NYSED funds (\$15,000) to support the purchase of new public seating, additional programming and new library materials at the Sully, Monroe and Winton branches. Additional seating and new materials, such as escape room kits, gardening tools and an international music program series, are based on direct requests from branch library users.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2018-254
 (Int. No. 288)

Amending the 2018-19 Budget of the Library and accepting funds for library facility improvements and 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 for the Budget of the Library by \$63,000 to reflect receipt of that amount from a New York State Education Department library grant (Bullet Aid).

Section 2. Said \$63,000 in Bullet Aid is hereby appropriated for the following programs:

- \$15,000 for high school equivalency exam tutoring services for the Lyell Branch and Maplewood Community Libraries.
- \$33,000 for high school equivalency exam tutoring services and library materials for the Douglass and Wheatley Community Libraries and the Arnett Branch Library.
- \$15,000 for enhancements to public seating, programming and materials for the Sully, Monroe and Winton Branch Libraries.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-255
Re: Lease Agreement – SUNY College at
Brockport, Rochester Educational
Opportunity Center

Council Priority: Support the Creation of
Effective Educational Systems; Jobs and
Economic Development; Public Safety

Transmitted herewith for your approval is legislation establishing \$15,400 as maximum compensation for a two-year lease agreement with SUNY College at Brockport- Rochester Educational Opportunity Center (REOC), located at 169 Chestnut Street, to house the City of Rochester's Career Pathways to Public Safety Program. The cost of this agreement will be funded from the 2018-19 (\$7,700) and 2019-20 (\$7,700) Budgets of Undistributed Expenses, contingent upon Council approval of said budget.

The Career Pathways to Public Safety Program is a collaborative effort between the City of Rochester, REOC, and the Rochester City School District (RCSD) to increase the number of RCSD students becoming candidates for the following uniformed departments: Police, Fire, and Emergency Communications. This two-year program serves students in grades 11-12.

The proposed lease agreement with SUNY College at Brockport – REOC provides the Career Pathways to Public Safety Program access to five classrooms for daily instruction, the large auditorium for special events and a computer lab.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-255
(Int. No. 289)

Authorizing a lease agreement with the State University of New York College at Brockport - Rochester Educational Opportunity Center

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 the State University of New York College at Brockport - Rochester Educational Opportunity Center for the use of classroom, laboratory and auditorium space at 169 Chestnut Street to be used for the City's Career Pathways to Public Safety Program. The agreement shall extend for a term of two years.

Section 2. The lease agreement shall obligate the City to pay an amount not to exceed \$7,700 per year, for total maximum compensation over the two-year lease of \$15,400. The lease payments shall be funded in the amount of \$7,700 from the 2018-19 Budget of Undistributed Expenses and \$7,700 from the 2019-20 Budget of Undistributed Expenses, contingent upon approval of the latter budget.

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 unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-256
Re: Cancellation or Refund of
Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$1,177.11.

The owner of the property located at 79 Bengal Terrace has been receiving the Senior Aged Exemption since 2015-16 at 50% because their income was below \$29,000. The Bureau of Assessment calculates the percentage of the exemption based on tax returns supplied by the owner. The owner submitted the correct 2016 tax return. However, the preparer of the tax return made an error and included an IRA distribution as a taxable income, thus reducing the percentage of the exemption to 15% when it should have been 50%. The owner inquired as to why the exempt amount decreased and supplied the necessary documentation to correct the error made by the tax preparer.

If these cancellations are approved, total cancellations thus far for 2018-19 will be as follows:

	<u>Accounts</u>	
City Council	1	\$1,177.11
Administrative	<u>0</u>	<u>\$0.00</u>
Total	1	\$1,177.11

These cancellations represent 0.0005% of the tax receivables as of July 1, 2018.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-142

Ordinance No. 2018-256
(Int. No. 290)

Authorizing the cancellation or refund of erroneous taxes and charges

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

Section 1. The City Treasurer is hereby authorized to cancel \$1,177.11 in taxes and charges for the property located at 79 Bengal Terrace. Due to an error in calculating the owner's taxable income that erroneously reduced the percentage of the Senior Aged Exemption.

S.B.L. #: 122.63-1-21
Class: H
Address: 79 Bengal Terrace
Tax year: 2019

Amount cancelled: \$1,177.11

Section 2. If full or partial payment of the afore-said taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-257
Re: Agreement – USI Insurance Services
LLC, General Liability Insurance
Program Administration

Council Priority: Deficit Reduction and
Long Term Financial Stability

Transmitted herewith for your approval is legislation establishing \$90,000 as maximum compensation for the first year of the agreement with USI Insurance Services LLC, (Gian Giandomenico, Vice President) Buffalo, New York for administration of the City's general liability insurance program. The cost of the first year of the agreement will be funded from the 2018-19 Budget of Undistributed Expenses.

The term of the agreement is five-years. Either party shall have the right to renegotiate the contract after the five-year contract period by giving the other party written notice of intent to cancel or renegotiate at least sixty (60) days in advance. Costs for years two through five will be a maximum of \$92,500, \$95,000, \$ \$97,500 and \$100,000, respectively, to be funded from the appropriate fiscal year budgets of Undistributed Expenses, contingent upon approval of said budgets.

The general liability insurance program involves the review of all liability claims, the establishment of adequate reserves for possible settlement of claims, the processing of payments, and the maintenance of records and preparation of periodic management reports. The City is self-insured for most claims. Under this agreement, USI Insurance Services provides claims administration and payment services.

The City has contracted with private organizations for the administration of this program since its inception in 1979. USI Insurance Services has been the provider since 2012. The previous agreement was authorized by Council in June 2012 for three years with two one-year renewal options (Ord. No. 2012-223). The third year annual cost under the agreement was \$96,000.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-257
(Int. No. 291)

Authorizing agreement to administer General Liability Insurance Program

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with USI Insurance Services LLC to administer the City's General Liability Insurance Program. The agreement shall extend for a term of five years. The maximum annual compensation for the first year of the agreement shall be \$90,000, which shall be funded from the 2018-19 Budget of Undistributed Expenses. The maximum annual compensation for years two through five shall be \$92,500, \$95,000, \$97,500 and \$100,000, respectively, to be funded from each subsequent year's Budget of Undistributed Expenses, contingent upon the approval of those budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Local Law No. 6
Re: Local Law – Amending Section 2-18
of the City Charter - Code of Ethics

Transmitted herewith for Council approval is a Local Law amending Section 2-18 of the City Charter with respect to the Code of Ethics for the City of Rochester.

The amendment to the Code of Ethics will create two groupings that are required to fill out annual financial disclosure forms and clarify which form each group has to submit.

- o Group 1 – Elected Officials, Candidates and Members of Senior Management are required to fill out the more detailed form passed at the December 2017 Council Meeting with the elimination of the liability section.
- o Group 2 – All other titles as required by City Charter will fill out the annual financial disclosure form that had been used prior to December 2017.

Respectfully submitted,

Adam C. McFadden
Vice President
Finance Committee Chair
South District

Local Law amending the Code of Ethics

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended by amending the following provisions of Section 2-18, Code of Ethics:

A. Subdivision B to add the following definition immediately following Subdivision B(7):

(8) SENIOR MANAGEMENT — Any officer or employee duly appointed to one of the following positions: Deputy Mayor, Chief of Staff (Administration), Director of Special Projects & Education Initiatives, Director of the Office of Public Integrity, Director of Communications, Corporation Counsel, Director of the Office of Management and Budget, Director of Finance, Director of Human Resource Management, Commissioner of Environmental Services, Chief Information Officer, Commissioner of Neighborhood and Business Development, Commissioner of Recreation and Youth Services, Emergency Communications Center Director, Chief of Police, Fire Chief, Library Director, City Clerk, and Chief of Staff (Council).

B. Subdivision G(2) to read in its entirety as follows:

The Mayor, Candidates for Mayor, Members of City Council, Candidates for City Council and senior management shall complete the financial disclosure statement that is designated for elected officials, candidates and senior management. All other officers and employees designated pursuant to Subsection G(1) shall complete the financial disclosure statement that is designated for unelected officers and employees not in senior management. The completed financial disclosure statement shall contain the prescribed information with respect to each person covered by Subsection 1, as well as the spouse of the person and any unemancipated child of the person. For this purpose, "spouse" shall mean any individual married to (and not legally separated from) or living with the person required to file, and "unemancipated child" shall mean any son or daughter, any stepson or stepdaughter (with or without formal adoption), any foster child or any individual for whom the person required to file or such person's spouse serves as guardian who is unmarried, living in the home of the person required to file or living at school and claimed as an exemption on the federal income tax return of the person required to file or such person's spouse.

C. Subdivision G(3) to read in its entirety as follows:

Completed financial disclosure statements shall be filed with the Secretary of the Board of Ethics of the City of Rochester, which shall be the repository for such statements. The Secretary shall advise, in writing, each person required to file of such filing requirement at least 15 days prior to the deadline for filing, except that the Secretary shall so advise persons required to file as candidates at least five days prior to the deadline for filing. Failure of the Secretary to so

advise shall not relieve any person required to file of the obligation to file in a timely manner. Such statements shall be filed by April 15 each year, containing the prescribed information relating to the previous calendar year. New City officers or employees hired between March 15 and December 31 shall file such statements within 30 days of the effective date of their employment. Candidates for Mayor or City Council who are not currently ~~City officers or employees~~ Mayor, a Member of City Council, or senior management shall file such statements within seven days of the last day allowed by law for the filing of designating or nominating petitions, whichever is applicable and earlier in each candidate's case. Extensions of time to file may be granted by the Secretary upon written application of a person required to file showing justifiable cause or undue hardship, except that as to City officers and employees, no extension shall be granted for longer than 60 days, and as to candidates ~~who are not currently City officers and employees~~, no extension shall be granted for longer than 20 days.

D. The heading and the first paragraph of the Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended to read as follows:

City of Rochester

**STATEMENT OF FINANCIAL DISCLOSURE
ELECTED OFFICIALS, CANDIDATES AND SENIOR MANAGEMENT
FOR CALENDAR YEAR 20__**

Rochester City Charter requires ~~all City officials and certain employees~~ the Mayor, Members of Council, candidates for the offices of Mayor and Member of Council, and senior management to complete ~~a~~ the following financial disclosure statement each year. ~~You have been identified as occupying a position in which disclosure is mandated.~~ Reference City Charter 2-18, Code of Ethics, Section G, Financial Disclosure. **Please complete this form and return it no later than April 15, 20__ for office holders and senior management, or by the deadline set forth in Subsection 2-18(G)(3) for candidates.**

E. The Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended to delete from pages 5 to 6 thereof a provision regarding Liabilities as follows:

Liabilities

~~a. List each and every liability outstanding as of December 31 of the last calendar year having a face value exceeding \$5,000, and indicate for each liability the category of amount by using the appropriate letter. Describe each liability and to whom it was owed sufficiently for it to be identified (e.g., Central Trust Bank loan for 1990 Ford Mustang). Exclude from this list any liabilities to family members and any obligation to pay alimony and child support.~~

<u>Item</u>	<u>Category of</u>
	<u>Amount of</u>
	<u>Value</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

~~b. List the category of amount or value that best describes as of the filing the sum total of all payments for revolving charges, loans, notes, mortgages, non-escrowed property taxes, and judgments due and owing during the next twelve months.~~

F. The Statement of Financial Disclosure form incorporated into the Charter by Subdivision G(13) and designated as C Attachment 1 is hereby amended by adding an additional form at the end thereof and commencing on a separate page and to read as follows:

**STATEMENT OF FINANCIAL DISCLOSURE
UNELECTED OFFICERS AND EMPLOYEES
WHO ARE NOT SENIOR MANAGEMENT
FOR CALENDAR YEAR _____**

Rochester City Charter requires certain unelected officers and employees not in senior management to complete this type of financial disclosure statement each year. You have been identified as occupying a position in which disclosure is mandated. Reference City Charter 2-18., Code of Ethics, Subsection G-Financial Disclosure. **Please complete this form and return it no later than April 15.**

**Please
Print**

Last
Name

First
Name

Middle Initial

Title or position: _____

Name of spouse/domestic partner:

Unemancipated children: _____

Please answer each question by checking the appropriate box. **If you answer yes to any question** you must complete the corresponding numbered item on Page 2 of this form. Each question **refers to the period from January 1, through December 31.**

- | | | |
|---|-----------|---|
| 1. Did you, or any member of your immediate family, including family members employed by the City, receive compensation from any person or entity that engaged in any transaction or activity with the City? | NO | YES, please complete item 1 on page 2. |
| 2. Did you, or any member of your immediate family, have a direct financial interest (including stocks, bonds, mutual funds, partnership interest) in any person or entity that engaged in any transaction or activity with the City? | NO | YES, please complete item 2 on page 2. |
| 3. Did you, or any member of your immediate family, serve as an officer, director or trustee of an entity (non-City boards, associations or organizations) that engage in any transaction or activity with the City? | NO | YES, please complete item 3 on page 2. |

4. Did you, or any member of your immediate family, own or hold an interest in any real estate located in the City of Rochester? **NO YES, please on page 2.**

I certify under penalty of perjury under the laws of the State of New York that the information provided on this page, and on page 2, and on any attached sheets is true and correct and that I have made reasonable inquiry to determine the truth, accuracy, and completeness of my responses.

Signature: _____

Date: _____

EXPLANATIONS FOR RESPONSES ON PAGE 1: (Use additional sheets if necessary.)

1. Please provide the name and address of each person or entity from which you or an immediate family member received compensation and the recipient of that compensation.

Name: _____
Address: _____

Please provide the name of each City agency involved in each of the transactions or activities, if known:

2. Please provide the name and address of each entity in which you or an immediate family member had a direct financial interest.

Name: _____
Address: _____

Please provide the name of each City agency involved in each of the transactions or activities, if known:

3. Please indicate (i) the name of the person holding the position (you or an immediate family member); (ii) the title of the office, directorship or trusteeship held; (iii) the name and address of the entity.

Person holding position: _____
Position held with entity: _____
Entity name: _____
Entity address: _____

Please provide the name of each City agency involved in each of the transactions or activities. If known:

4. Please provide the address or legal description of all real estate located in Rochester in which you or an immediate family member own or hold a direct financial interest.

Address: _____ **Address:** _____

August 21, 2018

**PLEASE RETURN TO: SECRETARY OF THE BOARD OF ETHICS
OFFICE OF PUBLIC INTEGRITY
85 ALLEN STREET, SUITE 100
ROCHESTER, NEW YORK 14608
FAX: 585-428-7972**

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by section 27 of the NYS Municipal Home Rule Law and the new financial disclosure statements prescribed herein shall first be used in 2018 for reporting on calendar year 2017.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-258
Re: Agreements – Councilmember
Designations

Transmitted herewith for your approval is legislation relating to the restoration of Council member designations for various community programs and neighborhood groups. This legislation will authorize agreements totaling \$9,650 with the following agencies:

<u>Agency</u>	<u>Amount</u>
Ibero-American Action League	\$6,750
North East Area Development, Inc. (NEAD)	2,400
PathStone Corporation	<u>500</u>
Total	\$9,650

During the 2018-19 budget process, City Council indicated their desire to restore the process of designating funds for various community groups and organizations throughout the City. Several of these organizations were eligible to receive funds directly through the administrative contract process because they did not exceed the \$10,000 threshold set by City Council and they had not received any other funding in fiscal year 2018-19. These remaining organizations require Council authorization because they have received other funding from the City.

The distribution of the funds within the agreements are as follows:

<u>Agency</u>	<u>Pass-through to (if applicable):</u>	<u>Amount:</u>
Ibero-American Action League	Ibero-American Action League-Housing support for security deposits for those displaced by hurricane	\$4,000
	Father Tracy Health & Wellness Center	1,850
	Hope Community Neighborhood Group	400

August 21, 2018

	The Rochester Latino Theatre Company	500
	Total	<u>\$6,750</u>
North East Area Development, Inc.	Hudson/Ridge Residents Council	400
	Keeler Park Tenants Association	400
	GP4H Neighborhood Group	200
	Unity NE Block Association	500
	Alphonse/Bernard Street Block Club	200
	Day of Life Foundation FDLW	500
	Seth Green Tower Tenant Association	200
	Total	<u>\$2,400</u>
PathStone Corporation	Marketview Heights Collective Action Project	\$500

All agreements will be funded with the 2018-19 Budget for Undistributed.

Respectfully submitted,
Loretta C. Scott
President

Adam C. McFadden
Vice President

Ordinance No. 2018-258
(Int. No. 316)

Authorizing agreements for Councilmember designations to support various community programs and neighborhood groups

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

Section 1. The Mayor is hereby authorized to enter into agreements with the following organizations for Councilmember designations to support various community programs and neighborhood groups in the maximum amount listed below:

Agency	Amount
Ibero-American Action League, Inc.	\$6,750
North East Area Development, Inc.	2,400
PathStone Corporation	<u>500</u>
Total	\$9,650

Section 2. The term of the agreements shall be one year.

August 21, 2018

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 unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-259

Re: Amended Lease and New Sublease:
200 East Main Street

Transmitted herewith for your approval is legislation that:

1. Amends a lease agreement to add approximately 3,824 square feet of office space to the City's leased space at 200 East Main Street; and
2. Authorizes a new agreement to sublease that space to the New York State, Commissioner of Motor Vehicles d/b/a Monroe County Clerk – DMV Office ("County DMV"); and
3. Authorizes receipt and use of a grant from the Dormitory Authority of the State of New York (DASNY) in the amount of \$425,000 for improvements, furnishings, and equipment related to the project; and
4. Amends the 2018-19 Budget of the Department of Finance in the amount of \$28,998 to fund the ten months of lease payments to be made in the current fiscal year, which amount will be off-set by revenue received from County DMV.

In accordance with Ordinance No. 2017-263, the City has been leasing approximately 15,000 square feet of space in the basement of the former McCrory's Building at 200 East Main Street from Geddes Rochester, LLC (Chris Hill and Lewis Nory) ("Geddes") for the use of the City's Traffic Violations Agency and Parking and Municipal Code Violations Bureau. Geddes and the City have identified approximately 3,824 square feet of leasable space on the ground floor of the building that would be suitable for use by County DMV ("New Lease Space").

The legislation provides that Geddes will complete a set of improvements that are necessary to prepare the New Lease Space for the intended use, that the City will reimburse Geddes for up to \$325,125 of the expenses for those improvements, that the City and Geddes will amend the existing lease to provide for the improvements and for the additional rent payments for the New Lease Space, and that the City will sublease the New Lease Space to the County DMV.

The City's share of the costs for the New Lease Space improvements and for any other fixtures, furniture and equipment necessary for subleasing the New Lease Space will be funded by the anticipated reimbursements from a Dormitory Authority of the State of New York capital grant in the amount of \$425,000.

The City's New Lease Space rent payments to Geddes will be matched and off-set by the County DMV's sublease payments to the City. The first-year payments will total \$34,798, consisting of \$26,768 in base rent and \$8,030 for real property taxes and operating charges. For each year thereafter, the base rent component will increase by 2.5%, and the taxes and operational charges

August 21, 2018

component will increase based on that year's change in one of the Consumer Price Index categories that is agreed upon by the parties.

The amendatory lease and sublease agreements shall be subject to the term of the City's existing lease agreement with Geddes (20 years with two 5-year renewal options), provided, however, that the County DMV, shall have the option, upon at least 120 days prior notice, to terminate the sublease amendment as of September 1, 2023, September 1, 2028 or September 1, 2033, whereupon the City can terminate its lease obligations with regard to the New Lease Space.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-259
(Int. No. 317)

Authorizing an amendatory lease agreement and a new sublease for additional office space at 200 East Main Street

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

Section 1. The Mayor is hereby authorized to enter into an amendatory lease agreement with Geddes Rochester LLC for the lease of space in the building located 200 E. Main Street, which shall amend the lease of approximately 15,000 square feet of office space that was authorized by Ordinance No. 2017-263 to add to the lease approximately 3,824 square feet of rentable area (the "Supplemental Space"), after Geddes completes certain agreed upon improvements to the space.

Section 2. The amendatory lease agreement shall obligate the City to reimburse Geddes for up to \$325,125 of the costs for the Supplemental Space improvements and, in the first year following completion of the improvements, to pay \$26,768 as base rent and \$8,030 for real property taxes and operating charges for the Supplemental Space. Consistent with the existing agreement, each year thereafter the base rent shall increase by 2.5% and the taxes and operating charges component shall increase based on that year's change to one of the Consumer Price Index categories agreed upon by the parties. The amendatory agreement shall be subject to the term of the existing agreement (20 years with two 5-year renewal options), provided, however, that the City, shall have the option, upon at least 90 days prior notice, to terminate the lease amendment, and revert back to the initial lease for the original leased premises, as of September 1, 2023, September 1, 2028 or September 1, 2033. The City's share of the Supplemental Space improvements shall be funded by a Dormitory Authority of the State of New York capital grant as authorized herein. The City's base rent, real property tax and operating charges for the Supplemental Space shall be funded from the 2018-19 Budget of the Department of Finance in the amount of \$28,998 for the first ten months, and from the future years' Budgets of Department of Finance for the remainder of the lease term, contingent upon the approval of said future budgets.

Section 3. The Mayor is hereby authorized to enter into a sublease agreement with New York State, Commissioner of Motor Vehicles d/b/a Monroe County Clerk – DMV Office (“County DMV”) for the sublease of the Supplemental Space that is authorized to be leased by the City in Section 1 herein. The agreement shall obligate County DMV, in the first year following completion of the Supplemental Space improvements, to pay \$26,768 as base rent and \$8,030 for real property taxes and operating charges for the Supplemental Space. Each year thereafter the base rent shall increase by 2.5% and the taxes and operating charges component shall increase based on that year’s change to one of the Consumer Price Index categories agreed upon by the parties. The amendatory agreement shall be subject to the term of the City’s existing lease agreement with the building owner (20 years with two 5-year renewal options), provided, however, that the County DMV, shall have the option, upon at least 120 days prior notice, to terminate the sublease amendment as of September 1, 2023, September 1, 2028 or September 1, 2033.

Section 4. The receipt and use of a capital grant in the amount of up to \$425,000 from the Dormitory Authority of the State of New York is hereby authorized and appropriated to fund the City’s share of the costs for the Supplemental Space improvements and for any other fixtures, furniture or equipment necessary to prepare the Supplemental Space for the sublease authorized herein.

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, which amount is hereby appropriated from Monroe DMV’s payments for the first ten months of the sublease authorized herein.

Section 6. The amendatory lease and sublease agreements authorized hereing shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Patterson
August 21, 2018

To the Council:

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

- | | |
|--------------|--|
| Int. No. 287 | Local Law amending the Affordable Housing Policy |
| Int. No. 292 | Authorizing the sale of real estate |

August 21, 2018

- Int. No. 293 Authorizing Seneca Building Partners LLC to assume the obligations of the Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and authorizing the Mayor to enter into an agreement with the current owner to pay the City back for the reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56
- Int. No. 294 Authorizing agreements for the 2018-2019 Street Liaison Program
- Int. No. 295 Appropriating funds for quadrant support
- Int. No. 296 Authorizing appropriation for Business Association Support
- Int. No. 190 Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts, as amended

Respectfully submitted,
Michael A. Patterson
Willie J. Lightfoot (Absent)
Jacklyn Ortiz
Adam C. McFadden
Loretta C. Scott
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

Introductory 190 was introduced on June 19, 2018 and appears in its original transmittal letter on page___ of the 2018 Council Proceedings.

Attachment No. AR-143

Ordinance No. 2018-260
(Int. No. 190)

Amending Chapter 120 of the Municipal Code, the Zoning Code, with regard to official neighborhood contacts, as amended

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 in Section 120-208, Definitions, with regard to Official Neighborhood Contact, to read as follows:

OFFICIAL NEIGHBORHOOD CONTACT

~~The specified listing approved list of contacts~~ individuals identified by the City of Rochester's ~~Bureau of Neighborhood Initiatives~~ Neighborhood Service Centers (NSC)

August 21, 2018

as those representing officially recognized City of Rochester neighborhoods/~~community organizations as well as each Neighborhood Preservation Company and Neighbors Building Neighborhoods (NBN) Sector Group.~~

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Local Law No. 5

Re: Charter Amendment - Section 10-11
Affordable Housing

Transmitted herewith for your approval is legislation amending the Charter of the City of Rochester to adequately reflect the United States Department of Housing and Urban Development's (HUD) definitions of income levels in regards to housing affordability.

The Charter currently defines low and moderate income individuals as those earning up to 120% of the Area Median Income (AMI), which includes the incomes of those in the Metropolitan Statistical Area (MSA) of Monroe, Livingston, Ontario, Orleans, Wayne, and Yates counties. According to HUD data, the MSA median income of a family of four is \$74,000, while in the city alone it is less than half of that; the inclusion of non-city residents skews the median income upwards. The current wording of the Charter allows housing that is affordable for a family earning \$88,800 to be labeled affordable overall, despite the fact that it is not at all affordable to the third of Rochester families who spend greater than 50% of their total incomes on housing.

If Rochester is to focus on creating, preserving, and restoring housing that is actually affordable, it is necessary to have a more nuanced understanding of the City's target populations. The Charter amendment will provide clarity through four definitions: Moderate Income (81 to 120% AMI), Low Income (51-80% AMI), Very Low Income (31-50% AMI), and Extremely Low Income (Up to 30% AMI). These definitions will inform City initiatives to improve affordable housing policies so they may better serve those who are truly in need.

Respectfully submitted,
Lovely A. Warren
Mayor

Local Law No. 5
(Int. No. 287)

Local Law amending the Affordable Housing Policy

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

Section 1. Chapter 755 of the Laws of 1907, entitled “An Act Constituting the Charter of the City of Rochester”, as amended, is hereby further amended by amending Section 10-11, Affordable housing, to read in its entirety as follows:

§ 10-11 Affordable housing.

- A. Findings and purpose. By Resolution No. 93-19, the City Council adopted a comprehensive housing policy for the City of Rochester, which included, among other things, the promotion and facilitation of affordable housing for individuals and families of low and moderate income. The Council hereby finds that there is a deficiency of such affordable housing, which deficiency is a serious detriment to the economic and social health, safety and well-being of the residents and neighborhoods of the City. The Council, therefore, hereby declares the development of such affordable housing to be a municipal and public purpose which shall be undertaken within the policy established by Resolution No. 93-19, as such policy has been subsequently updated by Ordinance No. 2008-91 and Local Law No. 5 of 2018.
- B. Authorization. The City, acting through the Commissioner of Neighborhood and Business Development, with the approval of the Mayor, is hereby authorized to develop and implement affordable housing programs by, among other things:
 - (1) Making grants to owners or purchasers of blighted houses who are persons or families of low or moderate income in order to rehabilitate such houses for purposes of occupancy by such owner or purchaser as his or her or their principal residence and making below-market-rate loans to owners or purchasers of blighted houses in order to rehabilitate such houses, with the use of any such grant or loan limited to bringing a house into compliance with all applicable laws and regulations or to reconstruction in order to improve habitability of a blighted house or to prolong the useful life of a blighted house.
 - (2) Permitting the acquisition of blighted houses and their rehabilitation by one or more public or quasi-public authorities or entities for resale to a person or family of low or moderate income for use as such person's or family's principal residence.
 - (3) Demolishing blighted houses, acquiring the resulting vacant lots and constructing houses for sale to a person or family of low or moderate income for use as such person's or family's principal residence.
 - (4) Making grants for down payments and closing costs and below-market-rate mortgage loans to a person or family of low or moderate income to

purchase a house to be used as such person's or family's principal residence.

- (5) Promoting and facilitating decent rental housing for those who do not desire to or cannot afford to purchase a home.
- (6) Making grants and below-market-rate loans to support the development of housing to be sold or rented to a person or family of low or moderate income for use as such person's or family's principal residence.

C. General.

- (1) The Commissioner of Neighborhood and Business Development shall establish rules and regulations to implement affordable housing programs with the aim of ensuring the use of available funds for affordable housing program purposes and not for private gain.
- (2) The City may incur indebtedness and appropriate general funds to accomplish the purposes of the City's affordable housing programs.
- (3) In order to target affordable housing resources on the households most in need, including but not limited to those families who spend more than 50% of their total income on housing, the City may limit the eligibility for any of its affordable housing programs to one or more of the lower income categories of the four categories of low and moderate income households defined herein.

D. Definitions. As used in this section, the following terms shall have the meanings indicated:

AFFORDABLE HOUSING PROGRAMS Programs designed to make ownership or rental of a home or dwelling unit, and assistance for improvements to homes, available to persons of low or moderate income

BLIGHTED One or more of the following conditions of a house: boarded, fire damaged, vandalized, structurally damaged, major systems substantially impaired, numerous substantial building and property code violations, obsolescent or any similar condition, the effect of which is to adversely affect the aesthetic or economic environment of the immediate neighborhood.

HOUSE, HOUSING OR HOME Any building containing one or more dwelling units, including a condominium.

LOW AND MODERATE INCOME Gross annual income less than 120% of median income for household size in the Rochester Metropolitan Statistical Area (“Area Median Income” or “AMI”). The four categories of low and moderate income households shall be classified as:

August 21, 2018

- a) Extremely Low, which is less than or equal to 30% AMI;
- b) Very Low, which is more than 30% and less than or equal to 50% AMI;
- c) Low, which is more than 50% and less than or equal to 80% AMI; and
- d) Moderate, which is more than 80% and less than or equal to 120% AMI.

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

Underlining indicates new text.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-261

Re: Sale of Real Estate

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Transmitted herewith for your approval is legislation approving the sale of fourteen 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 two properties are being sold via request for proposal to God's Vision Ministries for a parking lot that will be fenced and landscaped.

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

The remaining 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 fourteen properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$5,021.

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

Attachment No. AR-144

Ordinance No. 2018-261
(Int. No. 292)

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 with proposal of the following parcels:

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
657-661 Hudson Av	106.33-1-14.1	46 x 150	6,900	\$ 475	God's Vision Ministries
671 Hudson Av	106.33-1-12.1	91 x 150	13,650	\$1,000	God's Vision Ministries

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

Address	SBL#	Lot Size	Sq. Ft.	Price	Purchaser
56 Fernwood Av	106.27-1-74	42 x 184	7,728	\$500	Christon Jean

Section 3. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
20 Cameron St	105.66-1-26	35 x 124	4,340	Cameron Community Ministries, Inc.
155 Central Pk	106.50-3-22	32 x 107	3,424	Ahlul Bayt Society of Rochester
63 Kastner Pk	106.32-2-59	41 x 48	1,968	Sandra Williams
792 North St	106.41-3-62	33 x 89	2,962	Richard D. Fenwick
133 Nox Alley	091.77-5-27	34 x 51	1,755	Lloyd O'Meally
89 Orange St	105.84-3-2	35 x 41	1,466	Spring Street Holdings LLC
25 Ritz St	106.58-1-47.1	72 x 58	4,775	Francisco Cruz
215 Roycroft Dr	091.82-2-18	35 x 74	2,590	Richard Christopher Dupont
126-128 Weyl St	091.72-4-28	34 x 105	3,427	Jabag Properties, L.L.C.
353 Wilkins St	106.25-1-25	39 x 19	682	Rondell Johnson
501 Woodbine Av	120.81-1-59	15 x 120	1,915	Andre Farquharson

Section 4. 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

August 21, 2018

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 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2018-262
Authorizing the Assumption and
Subordination of a City Loan by Seneca
Building Partners LLC, and an Agreement
with Seneca Building of Monroe County
LLC to Repay City Reconstruction Grants

Transmitted herewith for your approval is legislation related to the Seneca Building located at 20 South Clinton Avenue in the Midtown Urban Renewal Area. The Seneca Building is owned by Seneca Building of Monroe County LLC ("SBMC"), an entity formed by Pike Development Company LLC ("Pike"). The City provided SBMC with a \$5,000,000 loan ("City Loan") and \$2,600,000 in grants ("City Grants") to reconstruct and expand the Seneca Building from the steel frame that remained after the demolition of Midtown Plaza. Gallina Development Corporation, through its affiliate, Seneca Building Partners LLC ("Partners") is in the process of acquiring the property from SBMC for the purpose of expanding the Seneca Building in order to create additional office space to attract new businesses and employees downtown.

This legislation will:

- 1) Authorize an agreement that allows Partners to assume the balance of the \$5,000,000 City Loan that was authorized and amended by Ordinance Nos. 2011-391, 2012-8 and 2014-82 . The agreement will also allow Partners to further subordinate the City Loan by up to \$20,000,000 in additional debt to finance Partners' acquisition costs.
- 2) Authorize the Mayor to enter into an agreement with SBMC, whereby SBMC will repay the City the funds received under the City Grants, which were authorized by Ordinance Nos. 2011-392 and 2012-56.

In Ordinance No. 2011-391, City Council authorized an agreement with Pike for a loan of \$5,000,000 for the reconstruction of the Seneca Building at Midtown. Ordinance No. 2011-392 appropriated funds from an ESD grant and authorized an agreement with Pike for the grant of \$1,700,000 for the reconstruction project. Ordinance No. 2012-8 amended the prior ordinances to allow SBMC, a Pike affiliate, to receive the City Loan and City Grant. Ordinance No. 2012-56 authorized the City to provide to SBMC an additional reconstruction grant of \$900,000. Ordinance No. 2014-82 authorized extending the term of the City Loan from 20 to 38 years.

August 21, 2018

This legislation will allow Partners to acquire and expand the Seneca Building to further the redevelopment of the Midtown Urban Renewal Area.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-262
(Int. No. 293)

Authorizing Seneca Building Partners LLC to assume the obligations of the Seneca Building reconstruction loan authorized by Ordinances Nos. 2011-391, 2012-8 and 2014-82 and authorizing the Mayor to enter into an agreement with the current owner to pay the City back for the reconstruction grants authorized by Ordinance Nos. 2011-392 and 2012-56

WHEREAS, in 2012, Seneca Building of Monroe County LLC (“SBMC”) acquired and continues to own an approximately 1.55 acre parcel of property located at 20 South Clinton Avenue (SBL # 121.24-1-28.006) on the southeastern corner of East Main Street and South Clinton Avenue (the “Property”);

WHEREAS, the Property is the site of the former Seneca Building, which was acquired by the City and stripped down to its steel frame prior to 2012 as part of the demolition of Midtown Plaza structures and in anticipation of the Property’s redevelopment for office use;

WHEREAS, in order to effectuate the redevelopment of the former Seneca Building for office use and related redevelopment work as part of the Midtown Urban Renewal Plan (“Reconstruction Project”), in December 2011 the City Council authorized:

- a) the City to sell the southern portion of the Property to Pike Development Company LLC (“Pike”), or an entity to be formed by Pike (“SBMC”), for the sum of \$1.00 (Ordinance No. 2011-390, §1);
- b) granting to SBMC an exclusive option to acquire the northern portion of the Property for the sum of \$1.00 (Ordinance No. 2011-390, §2);
- c) the Mayor to enter into a loan agreement with Pike to provide up to \$5,000,000 to partially fund the Redevelopment Project, repayable at a rate of 1% during construction and at 1% for a term of 15 years thereafter (Ordinance No. 2011-391); and
- d) the Mayor to enter into a grant agreement with Pike to fund site preparation costs and costs related to reconstructing and accessing truck and pedestrian tunnels and the underground Midtown Parking Garage (Ordinance No. 2011-392);

WHEREAS, in January, 2012, the City Council amended two of the previous month’s ordinances to authorize both the loan and the grant to be provided to an entity to be formed by Pike (“SBMC”), and to extend to 20 years the post-construction term of the \$5,000,000 Reconstruction Project loan (Ordinance No. 2012-8, §5);

WHEREAS, in February 2012, the City Council authorized the Mayor to enter into a grant agreement to provide up to \$900,000 to SBMC in additional funding for the Reconstruction Project (Ordinance No. 2012-56, §4);

August 21, 2018

WHEREAS, in April 2012, SBMC and the City entered into two grant agreements totaling \$2,600,000 to fund the Reconstruction Project, which are comprised of one agreement in the amount of \$1,700,000 (authorized by Ordinance No. 2011-392) and one agreement in the amount \$900,000 (as authorized in Ordinance No. 2012-56);

WHEREAS, in April 2014, the City Council authorized the Mayor to extend the permanent financing phase of the Reconstruction Project's \$5,000,000 loan from 20 years to 38 years (Ordinance No. 2014-82);

WHEREAS, SBMC and Pike have reconstructed the Seneca Building in two phases: the first completed in 2013 consisting of approximately 110,000 square feet of office space that is leased to Windstream; and the second completed in 2016 consisting of approximately 67,000 of space leased primarily to Gannett Co., Inc.; and

WHEREAS, Seneca Building Partners LLC has proposed to purchase the Property from SBMC in order to expand the reconstructed Seneca Building even further to attract new businesses and employees to the Midtown Urban Renewal Area.

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 Seneca Building Partners LLC or a wholly owned affiliate ("Partners") that authorizes Partners to assume the balance of the City's \$5,000,000 Reconstruction Project loan to SBMC authorized by Ordinance No. 2011-391 and amended by Ordinance Nos. 2012-8 and 2014-82 (the "City Mortgage"), to assist Partners in acquisition of the reconstructed Seneca Building. The City Mortgage shall be subordinated to acquisition financing in a principal amount not to exceed \$20,000,000. Subordination of the City Mortgage to any further project debt will be subject to subsequent City Council review and consent.

Section 2. SBMC received two (2) grants from the City in 2012 totaling \$2,600,000. The terms of the respective grant agreements do not allow for assumption of the grant benefits or obligations. The Mayor is hereby authorized to enter into an agreement with SBMC to provide for repayment of the respective grants upon terms and conditions deemed reasonable and appropriate.

Section 3. 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 intent of the agreements authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

August 21, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-263

Re: CDBG Appropriation - 2018-2019
Street Liaison Agreements

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Street Liaisons. This legislation will:

- 1) Appropriate \$80,000 from the Street Liaison allocation of the 2018-2019 Annual Action Plan from the Community Development Block Grant for the City's use to operate the program.
- 2) Authorize receipt of a grant award from the New York State Department of State for a Grant from the New York State Assembly Legislative Member Item Fund in the amount of \$5,000 (Assemblymember Harry Bronson, District 138).
- 3) Establish the following as maximum compensation for Street Liaison agreements to provide business development street liaison services for each of the city's four quadrants as follows:
 - \$15,000 compensation for Action for a Better Community, Incorporated and \$5,000 compensation for Group 14621 Community Association, Inc. for the Northeast Quadrant;
 - \$20,000 compensation for Highland Planning LLC for the Northwest Quadrant;
 - \$25,000 compensation for Highland Planning LLC for the Southeast Quadrant, which includes the \$5,000 NYS DOS Grant; and
 - \$20,000 compensation for the 19TH Ward Community Association of Rochester, New York, Inc. for the Southwest Quadrant.

The mission of the Street Liaison is to provide outreach and assistance to businesses within the targeted commercial corridors found in their respective quadrants of the city of Rochester. This assistance is expected to result in increased business and community investment, retention of existing jobs; and the creation of new jobs. The Street Liaison may also contribute to additional business and community development efforts.

A Request for Qualifications (RFQ) was completed to locate vendors for each quadrant as described on the attached Vendor Selection Form. Action for a Better Community, Incorporated, Group 14621 Community Association, Inc., Highland Planning LLC, and the 19TH Ward Community Association of Rochester, New York, Inc. were selected through this process. The agreements will be in effect through June 30, 2019.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-145

Ordinance No. 2018-263
(Int. No. 294)

Authorizing agreements for the 2018-2019 Street Liaison Program

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

Section 1. The Council hereby appropriates \$80,000 from the Street Liaison allocation of the Consolidated Community Development Plan/2018-2019 Annual Action Plan to implement the 2018-2019 Street Liaison Program (Program).

Section 2. The Mayor is hereby authorized to enter into an agreement with the New York State Department of State for receipt and use a New York State Assembly Member Item grant in the amount of \$5,000, which is hereby appropriated to the Program.

Section 3. The Mayor is hereby authorized to enter into an agreements to obtain business development street liaison services for each of the city's four quadrants for the maximum compensation amounts as follows:

- a) for the Northeast Quadrant, with Action for a Better Community, Incorporated, for \$15,000, and with Group 14621 Community Association, Inc. for \$5,000, both funded from the appropriation in Section 1;
- b) for the Northwest Quadrant, with Highland Planning LLC for \$20,000 funded from the appropriation in Section 1;
- c) for the Southeast Quadrant, with Highland Planning LLC for \$25,000 funded in the amount of \$20,000 from the appropriation in Section 1 and in the amount of \$5,000 from the appropriation in Section 2; and
- d) for the Southwest Quadrant, with 19th Ward Community Association of Rochester, New York, Inc. for \$20,000 funded from the appropriation in Section 1.

Section 4. The term of each agreement shall continue to June 30, 2019.

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

Section 6. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes: President Scott, Councilmembers Clifford, Evans, Lightfoot, Patterson, Spaul -7.

Nays: None - 0.

Councilmember Gruber abstained due to a professional relationship.

August 21, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-264

Re: CDBG Appropriation - Quadrant
Support

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation related to Quadrant Support. This legislation will appropriate \$68,000 from the Quadrant Support Allocation of the 2018-19 Annual Action Plan from the Community Development Block Grant. Projects will include the purchase of more appealing trash cans, public furniture and branding products.

- \$52,000 - for trash cans. NSC is working with DES to identify commercial corridor intersections and other commercial corridor nodes with high pedestrian traffic to add or replace trash cans.
- \$16,000 - for street improvements and branding products that will include public furniture, bike racks and banners. NSC is working with neighborhood associations and block clubs to improve and or replace public furniture and branding products, i.e. banners and neighborhood signage.

Projects included are in the respective quadrant plans, and are reviewed, prioritized and chosen by the Quadrant Teams. The Quadrant teams are made up of:

- NSC Administrator
- Assistant Administrator
- RPD Lieutenant
- Business Development
- Zoning Staff
- Planning
- Library
- Real Estate
- DRYS

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-264
(Int. No. 295)

Appropriating funds for quadrant support

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

Section 1. The sum of \$68,000 in is hereby appropriated from the Quadrant Support-All Quadrants allocation of the Consolidated Community Development Plan/2018-19 Annual Action Plan for projects including the purchase of trash cans, public furniture and branding products.

Section 2. This ordinance shall take effect immediately.
Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-265
Re: CDBG Appropriation – Business
Association Support

City Council Priority: Creating and
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation that will appropriate \$30,000 from the Business Association Support allocation of the 2018-19 Annual Action Plan from the Community Development Block Grant.

The Business Association Support Program funds activities that benefit neighborhood commercial districts within low/mod income areas in the City through permanent public improvements/beautification and small area promotion.

The program provides grants of \$3,000 annually to business associations for activities that include permanent public improvements/beautification and small area promotion in the neighborhood commercial districts.

Business Associations may be eligible for assistance in succeeding years based on the City's assessment of the economic health of the commercial node, the satisfactory performance of the current year's work plan and City Council approval for program funding.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-146

Ordinance No. 2018-265
(Int. No. 296)

Authorizing appropriation for Business Association Support

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

Section 1. The Council hereby appropriates \$30,000 from the Business Association Support allocation of the Consolidated Community Development Plan/2018-2019 Annual Action Plan to fund grants of up to \$3,000 to each of 10 business associations to promote and to provide street amenities for commercial corridors located within low and moderate income neighborhoods.

Section 2. The Mayor is hereby authorized to enter into agreements with the selected business associations and those agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Evans
August 21, 2018

To the Council:

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

- | | |
|--------------|---|
| Int. No. 297 | Authorizing an agreement and appropriating funds for the installation of electric vehicle charging infrastructure |
| Int. No. 299 | Appropriating funds and authorizing an agreement for the Elmwood Avenue/Collegetown Cycle Track Project |
| Int. No. 300 | Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$720,000 Bonds of said City to finance the construction and construction inspection services related to the Elmwood Avenue/Collegetown Cycle Track Project |
| Int. No. 301 | Authorizing an amendatory agreement for Gardiner Firehouse Upgrades |
| Int. No. 302 | Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$398,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse Renovation Project |
| Int. No. 303 | Amending Ordinance No. 2017-186 |
| Int. No. 304 | Authorizing the sale of easements for the Mortimer Street Bus Shelter Relocation Project |

August 21, 2018

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

Int. No. 298 Amending the Official Map by memorializing College Avenue as Gary Stern Way

Respectfully submitted,
Malik Evans
Mitch Gruber
Elaine M. Spaul
Adam C. McFadden
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-266
Re: Grant Acceptance -- New York State
Department of Environmental
Conservation Municipal Zero-emission
Vehicle (ZEV) & Infrastructure Rebate
Program

Transmitted herewith for your approval is legislation related to the installation of electric vehicle charging infrastructure in the City of Rochester.

This legislation will:

1. Authorize the Mayor to enter into a grant agreement with the New York State Department of Environmental Conservation (NYSDEC); and
2. Authorize the receipt of up to \$32,000 in anticipated reimbursements from the NYSDEC to finance the project.

In December 2017, the City's Office of Energy and Sustainability was informed by the New York Power Authority (NYPA) that they would be providing a new DC fast charger, at no cost, to the City of Rochester, for installation in a downtown location. DC fast charging (also known as Level 3 charging) is capable of charging to 80% the electric vehicle's battery in less than 20-30 minutes for most cars, making the EV charging process much faster than the normal charging process. In May 2018, the City submitted an application to the NYSDEC Municipal Zero-emission Vehicle (ZEV) Infrastructure Rebate Program for a grant to support installation of the charger. In June 2018 the City was informed that the application had been approved.

August 21, 2018

Under the grant, the NYSDEC will provide \$32,000 in funding to the City for the proposed installation of the DC fast charger. The installation of the DC fast charger will be completed by the New York Power Authority under the current Energy Efficiency Services Program Agreement authorized by City Council under Ordinance No. 2015-398.

No City funds are required for this project as the value of the DC fast charger provided by NYPA meets the required NYSDEC grant program match and the grant amount is expected to cover all costs associated with the installation of the charging infrastructure. This project supports the City of Rochester's Climate Action Plan which specifically includes an implementation action to provide additional public charging stations.

It is anticipated that the installation will be completed in early 2019.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-266
(Int. No. 297)

Authorizing an agreement and appropriating funds for the installation of electric vehicle charging infrastructure

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 Environmental Conservation for the receipt and use of a grant in the amount of \$32,000 to fund the installation of electric vehicle charging infrastructure.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-267
Re: Official Map Amendment –
Memorialization of College
Avenue as Gary Stern Way

Transmitted herewith for your approval is legislation amending the Official Map to memorialize College Avenue, located between North Goodman Street and Prince Street, as "Gary Stern Way".

August 21, 2018

Gary Stern reconstructed a former factory site for Stecher-Traung Lithograph Co., an old printing plant, into Village Gate which is now a multiple use facility located on North Goodman Street. Village Gate has revitalized the neighborhood by creating commercial retail space along with residential living space within its building footprint.

The City Planning Commission, in its July 9th, 2018 meeting recommended approval of the Memorialization of College Avenue as Gary Stern Way. Minutes of that meeting 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 a Type II Action requiring no further environmental review.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-147

Ordinance No. 2018-267
(Int. No. 298)

Amending the Official Map by memorializing College Avenue as Gary Stern Way

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by memorializing College Avenue as Gary Stern Way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-268
Ordinance No. 2018-269
Re: Elmwood Avenue/Collegetown
Cycle Track

Council Priority: Jobs and Economic
Development

August 21, 2018

Transmitted herewith for your approval is legislation related to Elmwood Avenue/Collegetown Cycle Track project. This legislation will:

1. Appropriate \$12,029.00 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction inspection services for the Project;
2. Authorize the issuance of bonds totaling \$720,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and construction inspection services for the Project; and
3. Establish \$300,000 as maximum compensation for a professional services agreement with C&S Engineers, Inc. Rochester, New York, for resident project representation (RPR) services. The agreement is being funded with \$12,029.00 of FHWA funds (appropriated herein), \$287,726.83 in bonds (appropriated herein) and \$244.17 in 2016-17 water cash capital.

The Elmwood Avenue/Collegetown Cycle Track project will connect the Genesee Riverway Trail and the College Town redevelopment along Elmwood Avenue with the creation of a 0.75 mile physically separated two-way cycle track along the Elmwood Avenue corridor. This work includes the installation of new pavement markings, crosswalks, crossing signals, sidewalk ramps, signage, lighting improvements, and retaining walls to preserve existing vegetation and trees.

Properties along the corridor are owned by the City of Rochester or have been donated by the University of Rochester. Acceptance of the necessary easements from the University of Rochester was authorized by City Council on August 13, 2013 (Ordinance No. 2013-285).

The C&S Engineers, Inc., (John Trimble, P.E., President and CEO), were 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.

The project was designed by C&S Engineers, Inc. which was authorized by City Council on June 17, 2014 (Ordinance 2014-182). An amendatory agreement with C&S for additional work related to right of way acquisitions was authorized on July 18, 2017 (Ordinance No. 2017-228).

Public outreach included a community meeting held on August 5, 2015. Meeting minutes for this meeting are on file with the City Clerk's office. An Official Map Amendment was authorized by City Council on November 14, 2017 (Ordinance No. 2017-359).

Bids for construction were received on July 19, 2018. The apparent low bid of \$1,429,900.00 was submitted by Villager Construction, Inc. which is 16.23% more than the engineer's estimate. An additional \$112,622.69 will be allocated for Project contingencies.

Funding for the project is as follows:

Source	Construction	Contingency	RPR	Total
	867,091.00	-	-	867,091.00
FHWA to be appropriated	-	-	12,029.00	12,029.00
Bond to be issued	321,287.05	110,986.12	287,726.83	720,000.00
2013-14 Cash Capital (Ordinance No. 2014-182)	213,279.00	-	-	213,279.00
2016-17 Cash Capital	20,762.23	1,038.11	-	21,800.34
2016-17 Water Cash Capital	1,162.32	92.99	244.17	1,499.48
Rochester Pure Waters District (Ord. No. 2018-39)	6,318.40	505.47	-	6,823.87
Total	1,429,900.00	112,622.69	300,000.00	1,842,522.69

Construction is scheduled to begin in late summer of 2018 with substantial completion by August 2019. The Project's construction and RPR services will result in the creation and/or retention of the equivalent of 20 full-time jobs.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Attachment AR-148

Ordinance No. 2018-268
 (Int. No. 299)

Appropriating funds and authorizing an agreement for the Elmwood Avenue/Collegetown Cycle Track project

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

Section 1. The receipt and use of the sum of \$12,029 from anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby authorized and appropriated to fund a portion of the Elmwood Avenue/Collegetown Cycle Track project (Project).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with C & S Engineers, Inc. in the maximum amount of \$300,000 for resident project representation

August 21, 2018

services for the Project. Said amount shall be funded from FHWA funds appropriated in Section 1 (\$12,029), bonds issued for the purpose (\$287,726.83), and 2016-17 Cash Capital (\$244.17).

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-269
(Int. No. 300)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$720,000 Bonds of said City to finance the construction and construction inspection services related to the Elmwood Avenue/Collegetown Cycle Track 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 construction inspection services costs, related to the Elmwood Avenue/Collegetown Cycle Track 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 \$1,842,522.69. The plan of financing includes the issuance of \$720,000 bonds of the City which are hereby appropriated to said Project, application of \$867,091 Federal Highway Administration funds appropriated in Ordinance No. 2014-182, application of \$12,029 Federal Highway Administration funds to be appropriated for this purpose, application of \$213,279 which is hereby appropriated from 2013-14 Cash Capital, application of \$21,800.34 which is hereby appropriated from 2016-17 Cash Capital, application of \$1,499.48 which is hereby appropriated from 2016-17 Water Cash Capital, application of \$6,823.87 Rochester Pure Waters District funds appropriated in Ordinance No. 2018-39 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 \$720,000 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 \$720,000. 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 unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-270

Ordinance No. 2018-271

Re: Amendatory Agreement – Bergmann

Associates, Architects, Engineers,
Landscape Architects & Surveyors, DPC;
Gardiner Firehouse Upgrades

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the Gardiner Firehouse Upgrades. This legislation will:

1. Authorize an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. (Pietro Giovenco, P.E., President and CEO), 280 East Broad Street, Suite 200, Rochester, NY for additional architectural and engineering design services.
2. Authorize the issuance of bonds totaling \$398,000 for the design and construction of the truck bay alterations and the appropriation of the proceeds thereof to partially finance the project.

The original agreement for \$110,000 was authorized by City Council March 20, 2018 (Ordinance No. 2018-71) for an HVAC system replacement, kitchen upgrade, and roof system restoration. This amendment will increase maximum compensation by \$30,000 to a total of \$140,000 to include design and construction administration for enlargement of two apparatus bay overhead doors and replacement of the apparatus bay floor slab to accommodate new larger fire trucks. The agreement shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project. The cost of the agreement will be financed from bonds to be issued herein.

The estimated total project cost including design and construction is now \$1,109,000 and will be funded as follows:

Funding Source	Design & CA	Construction	Total
Bonds Issued Ordinance No. 2018-71	\$ 110,000	\$ 601,000	\$ 711,000
Bonds issued herein	\$ 30,000	\$ 368,000	\$ 398,000
Total	\$ 140,000	\$ 969,000	\$ 1,109,000

Design services will begin in summer 2018; it is anticipated that construction will begin in spring 2019 with scheduled completion in fall 2019. The additional work for the apparatus bay alterations will result in the creation and/or retention of the equivalent of 4.3 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-270
(Int. No. 301)

Authorizing an amendatory agreement for Gardiner Firehouse Upgrades

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 Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for additional architectural and engineering design services for the Gardiner Firehouse Upgrades project. The amendment shall increase the maximum compensation of the existing agreement, which was originally authorized by Ordinance No. 2018-71, by \$30,000 to a total amount of \$140,000. The amendatory compensation amount shall be funded from bonds issued for the purpose.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2018-271
(Int. No. 302)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$398,000 Bonds of said City to finance costs of the 2018 Gardiner Firehouse Renovation Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of renovation of the Gardiner Firehouse, including the design and construction of the truck bay alterations (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 \$398,000 bonds of the City which are hereby appropriated to said Project, the issuance of \$711,000 of bonds of the City authorized in Ordinance No. 2018-71 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 \$398,000 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 \$398,000. 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. 13. 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 unanimously.

August 21, 2018

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-272
Re: Amending Ordinance No. 2017-186

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

Transmitted herewith for your approval is legislation Amending Ordinance No. 2017-186 which authorized the issuance of \$1,880,000 bonds to finance the milling and resurfacing of certain portions of Marketview Heights streets related to the Residential Milling and Resurfacing Marketview Heights Project. This amendment will increase the amount of bonds issued by \$300,000 to \$2,180,000 and the total project cost from \$1,991,518 to \$2,291,518.

The change will allow the project to utilize funding that recently became available to include design features eliminated due to funding constraints at the time of final design. It was anticipated that these funds would be applied to this project when they became available.

This amendment will allow the City to replace the deteriorated curbs on Woodward Street between North Street and North Union Street, extending the life of the pavement and providing a better final product.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-149

Ordinance No. 2018-272
(Int. No. 303)

Amending Ordinance No. 2017-186

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

Section 1. Ordinance No. 2017-186, authorizing the issuance of bonds related to the 2017 Marketview Heights Residential Milling and Resurfacing Program Project is hereby amended to read in its entirety as follows:

Bond Ordinance of the City of Rochester, New York authorizing the issuance of ~~\$1,880,000~~ \$2,180,000 Bonds of said City to finance the milling and resurfacing of certain portions of Marketview Heights streets related to the 2017 Marketview Heights Residential Milling and Resurfacing Program 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 Marketview Heights streets, including those portions specified on the attached Exhibit A, related to the 2017 Marketview Heights Residential Milling and Resurfacing Program Project in the City, including new curbing, sidewalks, manholes, basins and other roadway improvements (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 ~~\$1,991,518~~ \$2,291,518, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of ~~\$1,880,000~~ \$2,180,000 bonds of the City to finance a portion of said appropriation, the application of \$16,518 from 2013-2014 Cash Capital, \$95,000 from Rochester Pure Waters (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 ~~\$1,880,000~~ \$2,180,000 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 ~~\$1,880,000~~ \$2,180,000. 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

August 21, 2018

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.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

RESIDENTIAL MILLING AND RESURFACING MARKETVIEW HEIGHTS
Project No. 16114

Street	Paving Limits
Cork St	West End to St Bridge Drive
Gorham St	St Paul Blvd to Martin St
Conkey Ave	Scrantom St to Clifford Ave
Brotsch Pl	Ontario St to Woodward St
Lays Al	Ontario St to Woodward St
Weld St	North St to N Union St
Woodward St	North St to N Union St
Aikenhead Al	Lays Al to Brotsch Pl
Martin St	Gorham St to Upper Falls Blvd
Merrimac St	Edward St to Hudson Ave
Niagara St	Central Pk to Bay St
Ormond St	Central Ave to Nassau St
Oregon St	Central Ave to Harrison Drive
Newell Al	Brotsch Pl to Lays Al

Passed unanimously.

August 21, 2018

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-273

Re: Sale of Easements: RGRTA Mortimer St.
Bus Shelter Relocation Project

Transmitted herewith for your approval is legislation authorizing the sale of a permanent and a temporary easement to the Rochester Genesee Regional Transportation Authority (RGRTA) for a portion of the City-owned parking garage property located at 83 Mortimer Street. A map and the legal descriptions of the easements are attached.

RGRTA has placed three bus shelters on the sidewalk along the south side of Mortimer Street to serve bus routes that cannot be accommodated inside its Transit Center across the street. The easements will allow RGRTA to relocate the three bus shelters approximately 4 foot southward, further away from the street. This will open up more sidewalk space to accommodate bus passengers and pedestrians during peak bus use hours. In addition, snow and ice control measures will be enhanced which will result in increased pedestrian flow.

The easements will allow RGRTA to shift the garage's concrete wall to accommodate the shelters within the existing garage structure without altering the garage's existing columns. Each bus shelter will be constructed between two columns. Although the shift in the wall will shorten 8 parking spaces inside the garage, the remaining length of those spaces will be sufficient to allow for their continued use as parking spaces. The temporary easement will interrupt the use of the eight parking spaces during the construction period only.

The easements will be sold for \$7,760, an amount comprised of \$4,400 for the permanent easement and \$3,360 for the temporary easement. These amounts were established through an independent appraisal prepared by Bruckner, Tillett, Rossi, Cahill & Associates.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-150

Ordinance No. 2018-273
(Int. No. 304)

Authorizing the sale of easements for the Mortimer Street Bus Shelter Relocation Project

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

Section 1. The Council hereby approves the sale of a permanent easement over a portion of the City's Mortimer Street Garage property located at 83 Mortimer Street (SBL# 106.79-1-55.1) to Rochester Genesee Regional Transportation Authority (RGRTA) in order to allow RGRTA to relocate

three sidewalk bus shelters further away from the street (the "Project"). The sale price shall be \$4,400 and the permanent easement shall encompass:

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being more particularly bounded and described as follows:

Commencing at the point of intersection of the southerly bounds of Mortimer Street (36 Feet Wide) with the westerly bounds of North Clinton Avenue (66 Feet wide); said point having New York State Plane West Zone (NAD 83) coordinates N: 1,152,250.51 E: 1,408,807.72, thence along the said southerly bounds of Mortimer Street South 72°-20'-27" West 15.93 feet to the POINT OF BEGINNING, said point being 5 +/- feet off the easterly face of the column, thence through the land reputedly of The City of Rochester (TA # 106.79-1-55.1) the following courses;

1. South 17°-39'-33" East, a distance of 5.76 feet to a point on a line 2+/- feet off the southerly face of the columns, thence
2. South 72°-20'-27" West, a distance of 118.63 feet to a point on a line 5+/- feet off the westerly face of the column, thence
3. North 17°-39'-33" West, a distance of 5.76 feet to a point on the southerly bounds of Mortimer Street; thence along said bounds
4. North 72°-20'-27" East, a distance of 118.63 to the POINT OF BEGINNING

Said parcel containing 0.016+/- acre, more or less as shown on a map entitled "Map of Proposed Permanent and Temporary Easements, City of Rochester, County of Monroe, State of New York" prepared by Bergmann Associates, dated March 22, 2018, and Project No.012636.00

Section 2. The Council hereby approves the sale to RGRTA of a temporary easement over an additional portion of the City's Mortimer Street Garage property located at 83 Mortimer Street (SBL# 106.79-1-55.1) in order to accommodate RGRTA's Project construction and installation activities. The sale price shall be \$3,360 and the temporary easement shall encompass:

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe, State of New York, being more particularly bounded and described as follows:

Commencing at the point of intersection of the southerly bounds of Mortimer Street (36 Feet Wide) with the westerly bounds of North Clinton Avenue (66 Feet wide); said point having New York State Plane West Zone (NAD 83) coordinates N: 1,152,250.51 E: 1,408,807.72, thence along the said southerly bounds of Mortimer Street South 72°-20'-27" West a distance of 15.93 feet to a point, said point being 5 +/- feet of the easterly face of the column, thence through the land reputedly of The City of Rochester (TA # 106.79-1-55.1) South 17°-39'-33" East, a distance of 5.76 feet to the POINT OF BEGINNING; thence continuing through the lands reputedly of the City of Rochester the following courses

August 21, 2018

1. South 17°-39'-33" East, a distance of 15.00 feet to a point, thence
2. South 72°-20'-27" West, a distance of 128.59 feet to a point, thence
3. North 17°-39'-33" West, a distance of 20.76 feet to a point on the southerly bounds of Mortimer Street; thence along said bounds
4. North 72°-20'-27" East, a distance of 9.96 feet to a point 5+/- feet off the westerly face of the column, thence through the said lands of the City of Rochester
5. South 17°-39'-33" East, a distance of 5.76 feet to a point on a line 2+/- feet off the southerly face of the columns, thence
6. North 72°-20'-27" East, a distance of 118.63 feet to the POINT OF BEGINNING

Said parcel containing 0.046+/- acre, more or less as shown on a map entitled "Map of Proposed Permanent and Temporary Easements, City of Rochester, County of Monroe, State of New York" prepared by Bergmann Associates, dated March 22, 2018, and Project No.012636.00

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Lightfoot
August 21, 2018

To the Council:

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

- | | |
|--------------|--|
| Int. No. 305 | Authorizing a grant agreement with the County of Monroe for the Tobacco Compliance Grant Program |
| Int. No. 306 | Amending the 2018-19 Budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds |
| Int. No. 307 | Authorizing a grant agreement with the New York State Division of Homeland Security and Emergency Services |
| Int. No. 308 | Amending Ordinance No. 2017-400 |

August 21, 2018

- | | |
|--------------|---|
| Int. No. 309 | Authorizing an agreement for motor vehicle accident records management |
| Int. No. 310 | Amending the 2018-19 Police Department Budget and appropriating federal forfeiture funds to acquire seized vehicles |
| Int. No. 311 | Appropriating funds and authorizing an agreement with Rochester Area Crime Stoppers, Inc. |
| Int. No. 312 | Authorizing a grant agreement with the County of Monroe for funding youth recreation and development programming |

Respectfully submitted,
Willie J. Lightfoot
Mitch Gruber
Jacklyn Ortiz
Adam C. McFadden
Loretta C. Scott
PUBLIC SAFETY YOUTH & RECREATION COMMITTEE

Received, filed and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-274
Re: Agreement – Monroe County, Tobacco
Compliance Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with Monroe County for the receipt and use of up to \$41,000 for a Tobacco Compliance grant. No matching funds are required.

Monroe County will reimburse costs of up to \$41,000 in overtime and fringe benefits in the amount of \$30,855 and \$10,145, respectively, for compliance checks. The term of this agreement is April 1, 2018 through March 31, 2019. This agreement continues the enforcement program begun in April 1998, under which the Police Department conducts inspections of licensed tobacco outlets in the City. These inspections track compliance with the age restrictions on tobacco sales by using underage "agents" who attempt to buy tobacco products. Police Officers accompanying the purchasers will record and report any illegal underage sales, and will inspect sellers' premises for compliance with restrictions on product placement, and the possession of proper documents and certificates.

The \$30,855 for overtime was included in the 2018-19 Budget of the Police Department and \$10,145 for fringe was included in the 2018-19 Budget of Undistributed Expenses. RPD has received this

August 21, 2018

grant for over 10 years. During 2017-18, 403 tobacco compliance checks were completed and ten violations identified.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-274
(Int. No. 305)

Authorizing a grant agreement with the County of Monroe for the Tobacco Compliance 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 County of Monroe for the receipt and use of \$41,000 of funding for the Tobacco Compliance Grant Program to be implemented on April 1, 2018 through March 31, 2019.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-275
Re: 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 \$33,100 to reflect the balance of carryover funds from existing grants. The funds are itemized below, and will be used for their original intended purpose.

August 21, 2018

GRANT	Amount to Carry Over
Maddie's Fund	\$ 100
MVTIFP	19,200
Petco Foundation	1,300
PetSmart Charities, Inc.	7,000
Sexual Assault, Domestic Violence, Dating Violence & Stalking (SADVS)	4,900
2018 Stop DWI	600
Total	\$33,100

The goal of Maddie's Fund is to help owners retain their pets by providing assistance that will keep pets safe and secure in their homes. By offering such support, the hope is to reduce the intake of pets with medical or behavioral concerns to the shelter. These remaining funds will be used to assist pet owners in the city with retaining their pets.

The Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant provides overtime, but not fringe, to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides funds to train police officers in specialized anti-theft techniques and technology.

The Petco Foundation grant provides funding for fee-waived adoption events.

PetSmart Charities, Inc. is providing this grant to support the no-cost spay/neuter initiative for Animal Services, and to pay for medical supplies and surgical expenses for spay/neuter surgeries at Rochester Animal Services.

The SADVS funding is provided by the US Department of Justice through Monroe County to implement a comprehensive collaborative among agencies dealing with domestic violence. These funds will be used to support the cost of overtime and associated fringe benefits for the Domestic Violence Response Team, comprised of police officers and police supervisors as needed, to respond to targeted domestic violence situations.

The Stop DWI grant is used for enhanced detection and enforcement of driving while intoxicated and related offenses for the 2018 calendar year. Supported activities include expenses for Stop DWI overtime details and associated fringe costs, training, and underage alcohol enforcement.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-275
(Int. No. 306)

Amending the 2018-19 Budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds

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 Rochester Police Department by the sum of \$33,100, which amount is hereby appropriated from unspent grant funds appropriated in previous budgets as shown below. Said funds shall be used for their original purpose.

GRANT	Carry Over Amount
Maddie’s Fund	\$ 100
Motor Vehicle Theft and Insurance Fraud Prevention	19,200
Petco Foundation	1,300
PetSmart Charities, Inc.	7,000
Sexual Assault, Domestic Violence, Dating Violence & Stalking	4,900
Stop DWI 2018	600
Total	\$33,100

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-276
 Re: Grant Agreement – New York State
 Division of Homeland Security and
 Emergency Services, 2018 State Law
 Enforcement Terrorism Prevention
 Program Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$78,000 for a State Law Enforcement Terrorism Prevention Program grant. The term of this grant is September 1, 2018 through August 31, 2021. No matching funds are required.

The grant funds will be used to purchase equipment to enhance and maintain the capabilities of the Police Department’s Special Teams. The purchase plan includes a long-range audio device for crowd notifications and control, surveillance equipment and a van for the Crisis Negotiation Team. RPD has received this grant for 10 years.

August 21, 2018

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-276
(Int. No. 307)

Authorizing a grant agreement with the New York State Division of Homeland Security and Emergency 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 New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$78,000 grant for the State Law Enforcement Terrorism Prevention Program. Said funds are hereby appropriated to purchase a long-range audio device for crowd notifications and control, surveillance equipment and a van for the Crisis Negotiation Team.

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. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-277
Re: Amendment – Ordinance No. 2017-400

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending Ordinance No. 2017-400, agreements for the U.S. Department of Justice COPS Community Policing Development Micro-Grant.

The COPS Community Policing Development Micro-Grant was awarded to the Rochester Police Department to:

- Improve the understanding of the scope and nature of text mining through natural language processing techniques, especially as it relates to criminal justice data.
- Design text mining algorithms that create new datasets from previously unstructured narratives.
- Create a product suite that operationalizes the data collected from algorithms to drive decision making.

August 21, 2018

- Create, test, evaluate, and document a process for utilizing natural language processing techniques in a law enforcement agency which can be extensible to other departments.

RPD requested a one year extension from the grantor in order to fully expend the funds. Therefore, Ordinance No. 2017-400 is amended as follows:

- Section 1 is amended from “The term of the agreement shall be from September 1, 2017 through August 31, 2018” to “The term of the agreement shall be from September 1, 2017 through August 31, 2019.”
- Section 2 is amended from “The term of the agreement shall be from September 1, 2017 through August 31, 2018” to “The term of the agreement shall be for one year.”

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-277
(Int. No. 308)

Amending Ordinance No. 2017-400

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

Section 1. Ordinance No. 2017-400, authorizing agreements for the U.S. Department of Justice Community Oriented Policing Services Micro-Grant, is hereby amended in Sections 1 and 2 as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the U.S. Department of Justice’s Office of Community Oriented Policing Services (COPS) for the receipt and use of a grant in the amount of \$75,000. The grant is hereby appropriated to the Rochester Police Department to assist in the development of information technology techniques for mining and organizing data from its report narratives and then creating a product suite that uses the data collected to rationalize and assist decision making for the Police Department and other agencies (collectively, the “Project”). The term of the agreement shall be from September 1, 2017 through August 31, ~~2018~~2019.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester Institute of Technology’s School of Mathematical Sciences to design text mining algorithms in support of the Project. The term of the agreement shall be ~~from September 1, 2017 through August 31, 2018~~one year. The maximum compensation of the agreement shall be \$33,000, which shall be funded from the grant funds appropriated in Section 1 hereof.

Section 2. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

August 21, 2018

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-278
Re: Agreement – LexisNexis Claims
Solutions Inc., Motor Vehicle Accident
Records Management

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with LexisNexis Claims Solutions Inc., (LexisNexis), (William S. Madison, Executive Vice President), Alpharetta, GA., for the management of motor vehicle accident records. There is no cost to the City for this service.

Through this agreement, LexisNexis will:

- Process online requests for Rochester Police Department motor vehicle accident (MVA) reports with no charge to the City.
- Provide electronic copies of MVA reports, via the internet, to confirmed involved parties at no cost. The name on the purchaser's credit card must match the name of someone who was a party to the accident.
- Provide an electronic copy of the MVA reports, via the internet, to insurance companies and unconfirmed involved parties where the name on the credit card does not match anyone who was involved in the accident.
- Collect a \$5.00 fee from insurance companies and unconfirmed involved parties for each report on behalf of Rochester Police Department and a convenience fee for LexisNexis.
- Remit to the City the \$5.00 fee collected for each MVA report sold.

Paper copies of MVA reports will still be available at \$0.25 each for citizens that prefer this over electronic versions.

LexisNexis was selected through a request for proposal process, described in the attached summary.

The term of this agreement will be for one year with the option to renew for three additional one-year periods.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AR-151

Ordinance No. 2018-278
(Int. No. 309)

August 21, 2018

Authorizing an agreement for motor vehicle accident records management

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 LexisNexis Claims Solutions Inc. for motor vehicle accident records management services. The agreement shall not obligate the City to make any payment. The agreement shall have a term of one year with an option to renew for three additional one-year periods.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-279

Re: Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating up to \$5,000 from federal forfeiture funds generated by the Rochester Police Department and amending the 2018-19 Budget of the Police Department by this amount.

On occasion, the Police Department is involved with an investigation that seizes a vehicle, and as a result of the seizure, has the opportunity to take ownership of the vehicle by paying the U.S. Marshals Service for only sharing and processing costs. The sharing and processing costs vary based on the vehicle, but are usually less than \$2,500 per vehicle. Prior to taking ownership of a seized vehicle, it is checked by personnel from the Mt. Read garage to verify that it is in good condition and fleet worthy. The newly acquired vehicles are used to replace older vehicles that are in poorer condition in the Special Investigations Section's fleet.

This appropriation will allow for the purchase of up to two vehicles throughout the year if the opportunities arise. Federal Sharing Guidelines consider this type of expense to be an appropriate use of forfeiture funds.

The appropriations requested this month will result in a balance of approximately \$954,300 in the federal forfeiture Justice fund.

Respectfully submitted,
Lovely A. Warren
Mayor

August 21, 2018

Ordinance No. 2018-279
(Int. No. 310)

Amending the 2018-19 Police Department Budget and appropriating federal forfeiture funds to acquire seized vehicles

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, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$5,000 which amount is hereby appropriated from funds received from the Federal Government from seized and forfeited assets. The appropriation herein shall be used for the sharing and processing costs to acquire up to two seized vehicles.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-280
Re: Appropriation - Federal Forfeiture
Funds for Crime Stoppers

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to federal forfeited property revenues attributable to the Rochester Police Department (RPD). This legislation will:

1. Appropriate \$20,000 in RPD federal forfeiture funds to support Rochester Area Crime Stoppers, Inc. and amend the 2018-19 Budget of the Police Department by said amount.
2. Establish \$20,000 as maximum compensation for an agreement with Rochester Area Crime Stoppers, Inc., (Chairperson: Paul Hawkins) an organization that promotes anonymous crime tips and provides rewards for tips that result in arrests. The cost of this agreement will be funded from the 2018-19 Budget of the Police Department and have a term of one year.

Rochester Area Crime Stoppers, Inc. also publishes the *Fugitive Flyer* to assist local law enforcement in arresting known career criminals, and produces public awareness materials geared towards eliminating gun violence.

The appropriations requested this month will result in a balance of approximately \$954,300 in the federal forfeiture Justice fund.

August 21, 2018

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-280
(Int. No. 311)

Appropriating funds and authorizing an agreement with Rochester Area Crime Stoppers, Inc.

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 \$20,000, which amount is hereby appropriated from Federal funds realized from seized and forfeited assets to support the Crime Stoppers program.

Section 2. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$20,000 with Rochester Area Crime Stoppers, Inc., an organization which solicits anonymous crime tips and provides rewards for tips that result in arrests. Said amount shall be funded from the 2018-19 Budget of the Police Department and the term of the agreement shall be 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, McFadden, Patterson, Spaul -7.

Nays: None - 0.

Councilmember Lightfoot abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-281

Re: Grant Acceptance - Monroe County,
Rochester-Monroe County Youth Bureau

Council Priority: Support the Creation of
Effective Educational Systems

August 21, 2018

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with the County of Monroe, on behalf of the Rochester-Monroe County Youth Bureau, for the receipt and use of \$54,301 to support recreation and positive youth development programming. These funds were anticipated and included in the 2018-19 Budget of the Department of Recreation and Youth Services. The grant must be expended by December 31, 2018.

The Rochester-Monroe County Youth Bureau annually receives funding from the New York State Office for Children and Family Services (OCFS) for youth development activities. Notification of the amount of State funding for calendar year 2018 was received on July 18, 2018 from the County. In 2017, this grant funded part-time positions and supplies for athletics leagues and the Girls Coalition and Team IMPACT youth leadership programs which collectively served 856 city recreation participants. It is anticipated that at least 800 youth will be served in 2018 through these programs.

The Rochester-Monroe County Youth Bureau, jointly established by the City and County, provides a County-wide planning and service delivery system devoted to the welfare and development of children and youth. The most recent Council action on this item was in July 2017 via Ordinance No. 2017-238.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-281
(Int. No. 312)

Authorizing a grant agreement with the County of Monroe for funding youth recreation and development programming

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 (on behalf of the Rochester-Monroe County Youth Bureau) for the receipt and use of anticipated funding from the New York State Office of Children and Family Services (OCFS) in the amount of \$54,301 for recreation and youth development programming. The agreement shall extend to December 31, 2018.

Section 2. If the amount of funds provided by OCFS is more or less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

August 21, 2018

By Councilmember Spaul
August 21, 2018

To the Council:

The **ARTS AND CULTURE COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 313 Authorizing the receipt and use of funds for the 2018 Clarissa Street Reunion

Int. No. 314 Authorizing an agreement for the Roc Holiday Village event

Respectfully submitted,

Elaine M. Spaul
Molly Clifford
Michael A. Patterson
Adam C. McFadden
Loretta C. Scott
ARTS AND CULTURE COMMITTEE

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2018-282
Re: Clarissa Street Reunion Committee, Inc.
Production of the 2018 Clarissa Street
Reunion Festival

Transmitted herewith for your approval is legislation relating to the production of the Clarissa Street Reunion. This legislation will:

1. Authorize the receipt and use of a \$5,000 grant from the NYS Office of Parks, Recreation and Historic Preservation for the Clarissa Street Reunion;
2. Amend the 2018-19 Budget of the Bureau of Communications by \$5,000 to reflect said grant; and

The City typically provides the festival with \$5,000 in City funding, however due to receipt of the NYS grant funds the total amount the City will disburse to the festival in 2018-19 will be \$10,000. This agreement is for a one year term.

August 21, 2018

The Clarissa Street Reunion has taken place annually for the past 23 years. This event brings thousands of current and former residents, families, and friends together for a full day of festivities, including parades, food, music and other activities.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-282
(Int. No. 313)

Authorizing the receipt and use of funds for the 2018 Clarissa Street Reunion

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

Section 1. The Mayor is hereby authorized to accept and use \$5,000 in anticipated reimbursements from the New York State Office of Parks, Recreation and Historic Preservation to partially fund the Clarissa Street Reunion.

Section 2. 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 Communications by the sum of \$5,000, which amount is hereby appropriated for the Clarissa Street Reunion from the funds received in Section 1 herein.

Section 3. This ordinance shall take effect immediately

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2018-383
Re: Agreement – Jenna Knauf– Roc
Holiday Village Event

Council Priority: Creating and Sustaining
a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum compensation for an agreement with Jenna Knauf, or an entity incorporated by her, for the 2018 Roc Holiday Village event. The cost of the agreement will be funded from the 2018-19 Budget of Communications. The term of the agreement will be one year.

The goal of the Roc Holiday Village is to capture the nostalgia many of us remember from holiday seasons past in Downtown Rochester and turn it into a new experience of holiday shopping, programming, and activities for Rochesterians in the heart of our city. The village will be modeled after similar ones (sometimes called “Kris Kringle” or “Christkindlemarkets”) that take place both in

August 21, 2018

the United States in cities like New York City and Chicago, and internationally in countries like Belgium, Germany, and Austria.

The Roc Holiday Village will transform Dr. Martin Luther King, Jr. Park into a holiday shopping and entertainment destination complex that will feature a wide range of activities, including a large, indoor tent that will house a “Santaland,” showcase holiday performances, and feature local merchants, holiday craft classes, pop up restaurants, and more. The tent will have rentable event space that will be available for holiday gatherings and parties. Admission to the park will be free. Roc Holiday Village’s grand opening will coincide with the City’s popular Liberty Pole Lighting event on December 1, 2018. The tentative plan is to have the village open Thursday-Sunday each weekend in December.

Ms. Knauf has extensive experience in Rochester’s event planning industry. She is the logistics producer of the Rochester International Jazz Festival, the owner of Bella Events, and the City’s promoter for the Roc Women’s Festival.

In addition to the sponsorship, the City will also provide support at the park, including port a johns, assistance with electrical needs, and equipment rentals.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2018-283
(Int. No. 314)

Authorizing an agreement for the Roc Holiday Village event

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 Jenna Knauf, or an entity incorporated by her, for the Roc Holiday Village event. The term of the agreement shall be one year. The maximum compensation for the agreement shall be \$20,000 and said amount, or so much thereof as may be necessary, shall be funded from the 2018-19 Budget of the Bureau of Communications.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

The meeting was adjourned at 8:15 p.m.

HAZEL L. WASHINGTON
City Clerk