

ROCHESTER CITY COUNCIL

REGULAR MEETING

June 14, 2022

Present –President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Patterson, Peo, Smith – 9.

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

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

Retirement:

DES:

Daniel Banks
Jose Rivera

ECD:

Arleen Hyland

OPI:

Deborah Cole

RFD

Bryan De Mersman
William Fitzsimons
Salvatore Gingello
Robert Palacios
Michael Saddler
Mark Voelkl

RPD:

Gary Galetta
Orlando Hernandez
Victor Martinez
Brian Monfort
Timothy Pearce

APPROVAL OF THE MINUTES

By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting on May 10, 2022 and the Special Meetings on May 16, 2022 and May 19, 2022 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

The Council submits Disclosure of Interest Forms from **President Meléndez** on Int. No. 195; **Councilmember Gruber** on Int. No. 206; **Councilmember Harris** on Int. Nos. 213, 221 and 223; and **Vice President Lupien** on Int. Nos. 213, 221 and 223.

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

Pursuant to law, a public hearing was held on June 9, 2022 on the following matters:

Amending the Zoning Map by changing the zoning classification of 536 Central Avenue
Int. No. 203

Two speakers

Amending the Official Map by abandoning the Albow Place right-of-way Int. No. 209

No speakers

Amending the Official Map by abandoning the Sellinger Street right-of-way Int. No. 210

No speakers

Local Improvement Ordinance – Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2022 and expiring June 30, 2023 Int. No. 224

No speakers

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023 Int. No. 225

No speakers

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

By President Meléndez

President Meléndez introduced a motion to vote to authorize Introductory No. 230 without referring to a committee.

Motion passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-146
Re: Amendment to Ordinance No. 2022-145

Transmitted herewith for your approval is legislation establishing \$125,000 as **ADDITIONAL MAXIMUM** compensation for an amendatory agreement with Constangy, Brooks, Smith and Prophete, LLP as outside counsel to investigate personnel complaints at the Police Accountability Board.

The original agreement with Constangy, Brooks, Smith and Prophete, LLP was authorized on May 19, 2022 (Ordinance No. 2022-145). The proposed amendment will increase the maximum compensation by \$125,000 for a total of \$150,000. The amendatory amount will be funded from the City Council and Clerk Department Budget, specifically PAB professional services.

Respectfully submitted,
Miguel A. Melendez, Jr.
President

Ordinance No. 2022-146
(Int. No. 230)

Amending Ordinance No. 2022-145 relating to an agreement to investigate the Police Accountability Board

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

Section 1. Ordinance No. 2022-145, authorizing an agreement to investigate the Police Accountability Board, is hereby amended in Section 1 thereof as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Constangy, Brooks, Smith & Prophete, LLP to investigate and prepare a report regarding complaints by personnel of the Police Accountability Board. The maximum compensation for the agreement shall be ~~\$25,000~~ \$150,000, which shall be funded from the 2021-22 Budget of the City Council and Clerk. The term of the agreement shall extend through the completion of the report and of the answers to any follow-up questions from the Council or Mayor regarding the report.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Patterson, Peo, Smith – 8.

Nays – Councilmember Martin – 1.

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Councilmember Gruber
June 14, 2022

To the Council:

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

- Int. No. 189 Authorizing an agreement related to the 2022 Rochester Fringe Festival
- Int. No. 190 Authorizing an agreement related to the 2022 Roc Holiday Village
- Int. No. 191 Authorizing an agreement related to medical services for non-uniformed employees
- Int. No. 192 Authorizing an agreement related to unemployment claims administration
- Int. No. 193 Authorizing competitive grant applications
- Int. No. 194 Authorizing a master license agreement with Frontier Telephone of Rochester, Inc.
- Int. No. 195 Authorizing the deferral of an annual loan repayment for the Rochester Convention Center Management Corporation
- Int. No. 196 Resolution declaring June 19th as Juneteenth and endorsing its establishment as an official paid holiday of the City of Rochester
- Int. No. 197 Resolution declaring the second Monday of October as Indigenous Peoples' Day, **as amended**
- Int. No. 218 Amending the 2021-22 Budget by appropriating unanticipated revenues to the operating budgets of the Police Department and Fire Department
- Int. No. 229 Authorizing an agreement related to mental health first aid training

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

- Int. No. 219 Resolution approving the 2022-23 debt limit for general municipal purposes
- Int. No. 220 Adoption of the Budget estimates for municipal purposes for the 2022-23 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees
- Int. No. 221 Adoption of the Budget estimates for school purposes for the 2022-23 fiscal year and appropriation of sums set forth therein
- Int. No. 222 Levying taxes for municipal purposes for the fiscal year commencing July 1, 2022 and expiring June 30, 2023

- Int. No. 223 Levying taxes for school purposes for the fiscal year commencing July 1, 2022 and expiring June 30, 2023
- Int. No. 224 Local Improvement Ordinance – Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2022 and expiring June 30, 2023
- Int. No. 225 Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023
- Int. No. 226 Amending the Municipal Code with respect to refuse fees
- Int. No. 227 Amending the Municipal Code with respect to parking fees
- Int. No. 228 Local Law modifying the Charter with regard to Memorial Day observances

Respectfully submitted,
 Mitch Gruber
 Michael A. Patterson
 Kimberly Smith (*Voted against Int. No. 218*)
 Mary Lupien (*Voted against Int. No. 218*)
 Miguel Meléndez (*Abstained on Int. No. 195*)
 FINANCE COMMITTEE

Received, filed and published.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2022-147
 Re Agreement – Rochester Fringe Festival,
 Inc., 2022 Rochester Fringe Festival

Council Priority: Creating and Sustaining a
 Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$55,000 as maximum compensation for an agreement with the Rochester Fringe Festival, Inc. (President: Erica Fee) to provide free, family-friendly programming throughout the event. The cost of the agreement will be funded from the 2022-23 Budget of Communications, pending its approval, and the term will be for one year.

The 2022 Rochester Fringe Festival (Fringe) brings together venues, performers and artists to engage diverse audiences through an innovative, entertaining and thought-provoking annual multi-arts festival in Rochester. The festival includes theatre, comedy, family entertainment, music, dance, physical theatre, street theatre, musical theatre, opera, and the spoken word.

The 2022 Fringe will be held September 13-24 and will include hundreds of shows in more than 20 downtown venues, as well as free, outdoor entertainment. The City funds appropriated herein will

help to defray the costs of a variety of free, family-friendly performances and spaces, including shows at Dr. Martin Luther King, Jr. Park, Parcel 5, and 1 Fringe Place (at the corner of Main and Gibbs Streets).

Last year, an agreement for \$75,000 was approved via Council Ordinance 2021-252. Though the City intended to increase support for Fringe to \$55,000 last year, the festival partnered with hometown band Joywave for a special concert and asked for a one-time additional increase to support that. The City agreed and \$75,000 was approved. Prior to 2021, City Council has previously authorized agreements with the festival in 2019 (\$40,000), 2018 (\$37,500), 2017 (\$25,000), 2016 (\$25,000), and 2015, 2014, and 2013 (each for \$20,000).

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-147
(Int. No. 189)

Authorizing an agreement related to the 2022 Rochester Fringe Festival

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 Rochester Fringe Fest, Inc. to provide free, family-friendly programming related to the 2022 Rochester Fringe Festival. The maximum compensation for the agreement shall be \$55,000, which shall be funded from the 2022-23 Budget of the Bureau of Communications contingent upon approval of said budget. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-148
Re Agreement – Jolly Roc, LLC– Roc
Holiday Village event

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$55,000 as maximum compensation for an agreement with Jolly Roc, LLC (principals: Jenna Knauf, Kelli Marsh, Sean McCarthy) for the 2022 Roc Holiday Village event. The cost of the agreement will be funded from the 2022-23 Budget of Communications, pending its approval. The term of the agreement will be one year.

This will be the fourth year of the Roc Holiday Village at Dr. Martin Luther King, Jr. Park. It began in 2018 with the goal of capturing the nostalgia many of us remember from holiday seasons past in Downtown Rochester and turning it into a new experience of holiday shopping, programming, and activities for Rochesterians to the city during the winter season. Similarly to the first three years, the 2022 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 large, indoor tents that will house a magical “Santaland,” alternating pop-up restaurants, holiday performances and local merchants, holiday craft classes, and more.

In 2019, more than 125,000 people flocked to the park with more than 100,000 of them enjoying free ice skating, more than 7,000 creating free crafts, and at least one free photograph per minute being printed of a visitor with Santa. In 2021, despite limited Santa time due to Covid concerns, the Village still attracted more than 100,000 people.

City sponsorship will continue to help defray operational costs and keep admission free to the Village as well as bolstering a diverse and culturally inclusive slate of holiday programming at the event, including Kwanzaa, Three Kings Day, Christmas, and Hanukah. In addition to admission, City support, along with the help of other community partners like Wegmans, will allow for the continuation of free ice skating, free skate rentals, and free crafts. In addition to the sponsorship, the City will also provide infrastructure support at the park, including port a johns, assistance with electrical needs, and equipment rentals.

Roc Holiday Village’s grand opening will coincide with the City’s popular Liberty Pole Lighting event. Planning is still underway, but the Village intends to operate 14-16 days in the month of December.

In 2021, an agreement for the same amount, \$55,000, was authorized by Ord. No 2021-254. In 2019, an agreement for \$25,000 was authorized. In 2018, an agreement for \$20,000 was authorized.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-148
(Int. No. 190)

Authorizing an agreement related to the 2022 Roc Holiday Village

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 Jolly Roc, LLC related to the 2022 Roc Holiday Village event. The maximum compensation for the agreement shall be \$55,000, which shall be funded from the 2022-23 Budget of the Bureau of Communications contingent upon approval of said budget. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-149
Re Agreement – Rochester Regional Health,
Medical Services For Non-Uniformed
Employees

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$20,000 as maximum annual compensation for an agreement with Rochester Regional Health (Dr. Richard Davis, CEO) headquartered at 1425 Portland Avenue Rochester, NY to provide medical services for non-uniformed City employees and for the pre-employment screening of individuals extended conditional offers of employment. The term of this agreement will be for three years, with an option for two one-year renewals. The cost of this agreement will be funded from the annual Budgets for Undistributed Expenses, beginning with 2022-23, and is based on a fee-for-service schedule. Service fees for work-related injuries are determined by the New York State Worker's Compensation Board.

Rochester Regional Health has provided this service for the City for the past eight years, which was approved by Ordinance No. 2014-105 and 2019-107, and was selected for this contract through a request for proposal process described in the attached summary.

Rochester Regional Health will provide the following medical services for non-uniformed employees:

- Evaluations of individuals nominated for City employment to ensure they are physically capable of performing the duties of the jobs for which they are being considered;
- Evaluations of current City employees to ensure they are physically capable of performing their job duties; and
- Medical examinations, occupational medical consultation, immunizations, and vaccinations, as needed.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-87

Ordinance No. 2022-149
(Int. No. 191)

Authorizing an agreement related to medical services for non-uniformed employees

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 Rochester Regional Health to provide medical services for non-uniformed City employees and for pre-employment screening of individuals extended conditional offers of employment. The term of the agreement shall be for three years with an option two extend for up to two additional one-year renewals. The maximum annual compensation shall be \$20,000, which shall be funded from the 2022-23 Budget of Undistributed Expenses for the first year and a subsequent year's Budget of Undistributed Expenses for each subsequent years, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-150
Re Agreement – Experian Information
Solutions, Inc., Unemployment Claims
Administration

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$12,360 as maximum compensation for an agreement with Experian Information Solutions, Inc. (Craig Boundy, CEO) of Costa Mesa, California to provide third-party administration services for Unemployment Claims and Employment Verifications for the City of Rochester. The term of this agreement will be for three (3) years and \$4,120 shall be equally funded from the 2022-23, 2023-24, and 2024-25 Budgets for Undistributed Expenses, contingent upon approval of future budgets.

Experian Information Solutions, Inc., formerly Corporate Cost Control, Inc., has provided this service for the City for the past three years, which was approved by Ordinance No. 2019-150, and was selected for this contract through a request for proposal process described in the attached summary.

Experian Information Solutions, Inc. offers an electronic file transfer process that will support data files from the current City payroll system and provides a highly secure web-based reporting system that is available 24 hours a day, 7 days a week, from which the City may retrieve individual and aggregate information regarding claims, liabilities, hearings, and other unemployment activity. In addition, Experian Information Solutions, Inc. provides secure, instant employment verifications for employees, private verifiers, and government verifiers. This service is offered at no additional cost to the City.

Respectfully submitted,

Malik D. Evans
Mayor

Ordinance No. 2022-150
(Int. No. 192)

Authorizing an agreement related to unemployment claims administration

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 Experian Information Solutions, Inc. to provide third-party administration services for unemployment claims and employment verifications for the City of Rochester. The term of the agreement shall be three years. The maximum annual compensation for the agreement shall be \$4,120, which shall be funded in the amount of \$4,120 from each of the 2022-23, 2023-24, and 2024-25 Budgets of Undistributed Expenses, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-151
Re: Competitive Grant Applications –
Fiscal Year 2022-23

Council Priority: Deficit Reduction and
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing certain competitive grant applications for the 2022-23 fiscal year. This legislation helps streamline the application process. Council has approved such grant applications annually since 2007.

There are hundreds of federal, state, regional, and private grant opportunities that the City qualifies for as a municipality. Frequently, granting agencies require City Council endorsement as part of the application process. Providing this “up front” approval will enable staff to respond to funding opportunities more quickly.

Grant applications will continue to require individual Council endorsement when:

- The City is required to pay more than \$250,000 of the cost of the project;

- The award exceeds \$1,000,000; or
- For capital projects, completion is required in one calendar year or less.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-151
(Int. No. 193)

Authorizing competitive grant applications

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

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

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

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

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

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

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

Section 7. This ordinance shall be in effect for the 2022-23 fiscal year.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-152
Re: Master License Agreement- Frontier
Telephone of Rochester, Inc.

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing a master license agreement with Frontier Telephone of Rochester, Inc. (“Frontier”), a provider of telephone and other telecommunications services in the City of Rochester for more than 50 years. Frontier has installed and maintained in the public right-of-way a copper wire and fiber-based telecommunications network that serves residential and commercial customers in the City of Rochester. Frontier is currently planning to install and maintain additional facilities, including additional fiber-based facilities and equipment, to maintain and improve its telecommunications network in the public right-of-way.

The terms of the master license agreement are consistent with the Chapter 106, the Telecommunications in the City’s Right-Of-Way Code, adopted by Ordinance No. 2019-34, on February 29, 2019 (“Telecommunications Code”). The Telecommunications Code established the process and standards for master license agreements for telecommunications providers. The master license agreement includes provisions for a term of ten years with two five-year renewals, a compensation schedule, requirements for insurance, security and other requirements, all as set forth in the Telecommunications Code itself or in the Rules and Regulations for Work in the Right-of-Way established by the City Engineer pursuant to the Telecommunications Code.

As the incumbent telephone service provider in the City of Rochester, Frontier has an estimated more than 200 miles of underground and aerial facilities in the right-of-way. The fees generated by these facilities in the right-of-way will likely be over \$700,000 a year, possibly increasing as additional facilities are installed. All new fiber and other related facilities will be subject to individual permit review before installation and the compensation paid to the City will be determined by the total amount of facilities in the right-of-way as set forth in Code section 106-15.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-152
(Int. No. 194)

Authorizing a master license agreement with Frontier Telephone of Rochester, Inc.

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

Section 1. The Mayor is hereby authorized to enter into a master license agreement with Frontier Telephone of Rochester, Inc. for the installation of telecommunications facilities and accessory equipment in the public right-of-way. The term of the master license agreement shall be ten years, with the option to extend for up to two additional five-year renewal terms.

Section 2. The master license agreement shall be consistent with the provisions and requirements of Chapter 106 of the Municipal Code, Telecommunications in the Right-of-Way.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Patterson, Peo, Smith – 8.

Nays – Councilmember Martin – 1.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-153
Re: Rochester Convention Center
Management Corporation Loan
Deferral for Fiscal Year 2022-23

Council Priority: Deficit Reduction and
Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation authorizing a one year deferral of the \$100,000 principal repayment the Rochester Convention Center Management Corporation (RCCMC) is obligated to repay the City in FY2022-23 for a loan that was authorized by Ordinance 2016-326. The \$2 million loan was provided by the City to RCCMC to settle litigation brought by a group of employees in a class action lawsuit under New York Labor Law Article 6. The remaining principal balance of the loan as of June 30, 2022 is \$1,700,000.

The City owns the Joseph A. Floreano Rochester Riverside Convention Center but contracts with RCCMC, a not-for-profit corporation, to operate the Convention Center. A key component of the legislation adopted in Ordinance 2016-326 allows for the Mayor to defer the required principal repayment with the approval of City Council in years that the City determines that RCCMC does not have sufficient revenue to make its annual installment. The 2022-23 RCCMC Adopted Budget does include some growth in events but not to the levels seen pre-pandemic. Social events and conferences at the Convention Center continue to be negatively impacted by long-term effects of the COVID-19 pandemic. As a result, the City has proposed a deferral of the principal payment due for 2022-23. RCCMC continues to make interest payments as required.

The City will continue to monitor the fiscal condition of the RCCMC as FY2022-23 progresses.

Respectfully submitted,

Malik D. Evans

Mayor

Ordinance No. 2022-153
(Int. No. 195)

Authorizing the deferral of an annual loan repayment for the Rochester Convention Center Management Corporation

WHEREAS, the City of Rochester loaned \$2,000,000 to Rochester Convention Center Management Corporation (RCCMC), the operator of the Joseph A. Floreano Rochester Riverside Convention Center (Convention Center), in accordance with Ordinance No. 2016-326 (the Loan);

WHEREAS, the Loan agreement requires RCCMC to repay the loan principal in annual installments of \$100,000, provided however that the Mayor with the approval of the City Council may defer RCCMC's annual repayment of principal in any year when it is determined that RCCMC has insufficient revenue to pay its annual installment; and

WHEREAS, RCCMC at present does not have sufficient operational revenue to repay the next annual installment of loan principal due to the continuing effects of the COVID-19 pandemic.

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

Section 1. The Council hereby authorizes the Mayor to defer RCCMC's payment of an annual installment of \$100,000 loan principal for Fiscal Year 2022-23 that would otherwise be due on the City's \$2,000,000 loan to RCCMC authorized in Ordinance No. 2016-326.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Patterson, Peo, Smith – 8.

Nays – None – 0.

President Meléndez abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2022-29
Re: A resolution in support of
Juneteenth as an Official City
Holiday

Transmitted herewith for our approval is a resolution to establish June 19th as “Juneteenth” in the City of Rochester, and further urges the Administration to designate it as a paid City holiday in 2023.

Juneteenth is the oldest commemoration of the ending of slavery in the United States that dates back to Galveston, Texas in 1865.

Texas was the last State of the defeated Confederacy still practicing institutional slavery. Union Army General Gordon Granger was dispatched to Galveston with US Army soldiers to end this practice once and for all.

General Granger was directed to read aloud “General Order Number 3” to the people of Texas, proclaiming freedom for enslaved people. General Order Number 3 began most significantly with:

"The people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free. This involves an absolute equality of rights and rights of property between former masters and slaves, and the connection heretofore existing between them becomes that between employer and hired laborer."

Following the General's reading of the proclamation, the previously enslaved Americans engaged in celebrations upon hearing the news of their freedom. More than 150 years later, these observances of June 19th (Juneteenth) have continued and have come to be known as African American Emancipation Day, Freedom Day, Jubilee Day, Black Independence Day, Second Independence Day and Juneteenth Independence Day, among others. The Celebration of Juneteenth has spread across the United States and beyond.

Juneteenth continues to commemorate African American freedom and is often marked and celebrated with picnics, family gatherings, public speeches and education. In states and cities across the country (including New York State), people from diverse backgrounds, races, nationalities and religions are joining together to officially recognize and celebrate this important day in American History and also to remember and educate future generations on the history of slavery in America.

The emancipation of our African American ancestors is worthy of celebration and also our recognition of the role slavery has played in our history, including the history of our city which is named for a former slaveholder. Promoting the celebration of Juneteenth is a crucially important part of the healing needed to fix the wounds we still experience as a city, state and nation.

Respectfully submitted,
Miguel A. Meléndez, Jr.
President, At-Large

Mary Lupien
Vice President, East District

Mitch Gruber
At-Large

Lashay D. Harris
South District

Willie J. Lightfoot, Sr.
At-Large

Stanley Martin
At-Large

Michael A. Patterson
Northeast District

Jose Peo
Northwest District

Kim Smith
At-Large

Resolution No. 2022-29
(Int. No. 196)

Resolution declaring June 19th as Juneteenth and endorsing its establishment as an official paid holiday of the City of Rochester

WHEREAS, Juneteenth is the oldest commemoration of the ending of slavery in the United States;

WHEREAS, Juneteenth's origins date back to Galveston, Texas in 1865;

WHEREAS, Texas was the last state of the Confederacy still practicing institutional slavery;

WHEREAS, Union Army General Gordon Granger was dispatched to end this abhorrent practice and directed to read aloud "General Order Number 3" to the people of Texas, proclaiming freedom for enslaved people;

WHEREAS, General Order Number 3 began most significantly with:

"The people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free. This involves an absolute equality of rights and rights of property between former masters and slaves, and the connection heretofore existing between them becomes that between employer and hired laborer."

WHEREAS, celebrations followed the reading of the proclamation by General Granger more than 150 years ago, and these observances of June 19th (Juneteenth) have continued and have come to be known as African American Emancipation Day, Freedom Day, Jubilee Day, Black Independence Day, Second Independence Day and Juneteenth Independence Day, among others and its celebration has spread across the United States and beyond, and

WHEREAS, Juneteenth, today, continues to commemorate African American freedom and is often marked and celebrated with picnics, family gatherings, public speeches and education, and

WHEREAS, in states and cities across the country (including New York State), people from diverse backgrounds, races, nationalities and religions are joining together to officially recognize and celebrate this important day in American History and also to remember and educate future generations on the history of slavery in America.

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

Section 1. June 19th will be known and celebrated as Juneteenth in the City of Rochester, New York.

Section 2. Juneteenth shall be an opportunity to celebrate and educate about the Emancipation of African Americans from slavery, while also remembering and educating on the institution of slavery itself in the United States by acknowledging slavery's role in our nation's past and its lasting impacts on African American citizens today.

Section 3. The Council strongly urges the Administration to designate Juneteenth as a paid city Holiday beginning in 2023.

Section 4. This resolution is long overdue and shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-154
Re: Establishing Indigenous Peoples'
Day as an Official Holiday in the
City of Rochester

Transmitted herewith for our approval is legislation to establish that the second Monday in October of each year shall be declared as Indigenous Peoples' Day in the City of Rochester.

The idea of Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native nations to the UN-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas. On October 8, 2021 President Biden made a Proclamation on Indigenous Peoples' Day and a growing number of cities and states now officially recognize Indigenous Peoples' Day.

In the past, recognition has been afforded to those considered to be conquerors and colonizers of Indigenous People. With the passage of this legislation, the City of Rochester instead understands that in order to help close the equity gap, government entities, organizations and other public institutions have the power to enact policies and practices to better reflect the experiences of Indigenous people and uplift this nation's Indigenous roots, history and contributions.

This recognition of Indigenous Peoples' Day officially acknowledges a pattern of atrocities, genocide, and ancestral land dispossession, a pattern that Christopher Columbus was an early initiator of, and that has subsequently been repeated against Indigenous People throughout the Americas including the Onöndowa'ga:' (Seneca) Nation of the Haudenosaunee – the original inhabitants of Rochester.

The United States endorsed the United Nations Declaration on the Rights of Indigenous People on December 10, 2010, and Article 15 of that declaration reads: "Indigenous peoples have the right to the dignity and diversity of their cultures, traditions, histories and aspirations, which shall be appropriately reflected in education and public information. States shall take effective measures, in consultation and cooperation with the Indigenous Peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding and good relations among Indigenous peoples and all other segments of society."

The City of Rochester will continue efforts to promote the well-being and growth of the Rochester Indigenous communities and Indigenous Peoples' Day shall be used to reflect upon the ongoing struggles of Indigenous peoples on this land and to celebrate the thriving culture and value that Onöndowa'ga:' (Seneca) and other Indigenous nations add to the City of Rochester.

To further these goals, upon passage, this legislation will:

1. Declare the second Monday in October of each year as Indigenous Peoples' Day in the City of Rochester.
2. Use Indigenous Peoples' Day as an opportunity to celebrate and educate about the cultures and values of Indigenous Peoples – particularly the Onöndowa'ga:' (Seneca).
3. Encourage local schools, universities, businesses, and other organizations to recognize and educate about Indigenous Peoples' Day and, in so doing, to celebrate our Indigenous neighbors, Indigenous history and Indigenous culture.

Respectfully submitted,
Miguel A. Meléndez, Jr.
President, At-Large

Mary Lupien
Vice President, East District

Mitch Gruber
At-Large

Lashay D. Harris
South District

Willie J. Lightfoot, Sr.
At-Large

Stanley Martin
At-Large

Michael A. Patterson
Northeast District

Jose Peo
Northwest District

Kim Smith
At-Large

~~Resolution declaring~~ Declaring the second Monday of October as Indigenous Peoples' Day

WHEREAS, the City of Rochester recognizes that the annexation of Onöndowa'ga:' (Seneca) homelands occurred to build Rochesterville and eventually the City of Rochester; knows Indigenous nations have lived upon this land since time immemorial; and values the progress society has accomplished through Indigenous technology, thought and culture;

WHEREAS, the idea of Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native nations to the UN-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas. On October 8, 2021 President Biden made a Proclamation on Indigenous Peoples' Day and a growing number of cities and states now recognize Indigenous Peoples' Day;

WHEREAS, In the past, recognition has been afforded to those considered to be conquerors and colonizers of Indigenous People and now the City of Rochester instead understands that in order to help close the equity gap, government entities, organizations and other public institutions have the power to enact policies and practices to better reflect the experiences of Indigenous people and uplift this nation's Indigenous roots, history and contributions;

WHEREAS, the recognition of Indigenous Peoples' Day would officially acknowledge a pattern of atrocities, genocide, and ancestral land dispossession, a pattern that Christopher Columbus was an early initiator of, and that is subsequently repeated against Indigenous People throughout the Americas including the Onöndowa'ga:' (Seneca) Nation of the Haudenosaunee – the original inhabitants of Rochester;

WHEREAS, the United States endorsed the United Nations Declaration on the Rights of Indigenous People on December 10, 2010, and Article 15 of that declaration reads: "Indigenous peoples have the right to the dignity and diversity of their cultures, traditions, histories and aspirations, which shall be appropriately reflected in education and public information. States shall take effective measures, in consultation and cooperation with the Indigenous Peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding and good relations among Indigenous peoples and all other segments of society"; and

WHEREAS, the City of Rochester shall continue its efforts to promote the well-being and growth of the Rochester Indigenous communities, Indigenous Peoples' Day shall be used to reflect upon the ongoing struggles of Indigenous peoples on this land, and to celebrate the thriving culture and value that Onöndowa'ga:' (Seneca) and other Indigenous nations add to the City of Rochester.

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

Section 1. The second Monday in October of each year shall be declared as Indigenous Peoples' Day in the City of Rochester, and all official City communications, notices, calendars, and other publications, whether electronic or paper, shall refer to the day as Indigenous Peoples' Day. This would supplant the current practice, by the City of Rochester, of acknowledging the United States federal holiday known as Columbus Day, which occurs on the same day.

Section 2. Indigenous Peoples' Day shall be an opportunity to celebrate and educate about the cultures and values of Indigenous Peoples – particularly the Onöndowa'ga:' (Seneca), and the

City of Rochester affirms its support of events and activities that encourage understanding and appreciation of the many nations of Indigenous Peoples and their traditions and culture all across Turtle island.

Section 3. The City of Rochester encourages local schools, universities, businesses, and other organizations to recognize and educate about Indigenous Peoples' Day and, in so doing, to celebrate our Indigenous neighbors, Indigenous history and Indigenous culture.

Section 4. This ~~resolution~~ ordinance is long overdue and shall take effect immediately.

Strikeout indicates deleted text, underline indicates new text

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-155
Re: Ordinance No. 2021-174, Amending the
2021-22 Budget – Use of Unanticipated
Revenue and Additional Overtime
Expenditures

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation amending the 2021-22 Budget to reflect updated financial projections by the Office of Management and Budget (OMB) to address potential operating deficits in the Police Department and Fire Department budgets. The proposed amendment will increase revenue estimates from departmental income by \$410,000 and sales tax estimates by \$2,665,000. These revenue adjustments will be used to increase allocations to the Police Department by \$2,275,000 and the Fire Department by \$800,000 which have been impacted by significant personnel shortages throughout the fiscal year.

Departmental income from the reimbursement of special events and private detail overtime by the Police Department was initially estimated at \$550,000 for 2021-22. Actual reimbursement for year-end is expected to total approximately \$960,000 resulting in additional revenue to offset overtime expenditures. Sales tax estimates in the 2021-22 Budget assumed economic recovery from the impact of the COVID-19 pandemic to eventually slow as a result of federal stimulus funds and enhanced unemployment benefits ending. Slight growth was expected however due to inflationary pressures in the areas of fuel, utilities, and other commodities the actual sales tax to be collected will be higher than budgeted. Increased consumer spending has also contributed to higher growth.

City Charter Section 6-16 prohibits expenditures in excess of appropriations at the departmental level. Quarterly estimates prepared by OMB identified potential excess expenditures for overtime in the Police Department and Fire Department 2021-22 budgets. A large number of sworn vacancies in the Police Department is responsible for the majority of increased expenditures in addition to the

special event and private detail overtime. The Fire Department's overtime expenditures have been negatively impacted by personnel shortages due to illness including, but not limited to COVID-19.

Use of these additional revenue sources will enable more time for the Police Department and Fire Department to adjust their operation to accommodate vacancies and if appropriate, make any changes needed to their operational model to control overtime expenditures.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-155
(Int. No. 218)

Amending the 2021-22 Budget by appropriating unanticipated revenues to the operating budgets of the Police Department and Fire Department

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

Section 1. Ordinance No. 2021-174, the 2021-22 Budget of the City of Rochester, as amended, is hereby further amended by:

- A. increasing the revenue estimate for Sales Tax by \$2,665,000;
- B. increasing the revenue estimate for Police Fees by \$410,000;
- C. increasing the revenue estimates and appropriations to the Budget of the Police Department by \$2,275,000, which amount is hereby appropriated in the amounts of \$1,865,000 from the additional Sales Tax revenue accounted for in Section 1(A) herein and \$410,000 from the additional Police Fees revenue accounted for in Section 1(B) herein; and
- D. increasing the revenue estimates and appropriations to the Budget of the Fire Department by \$800,000, which amount is hereby appropriated from the additional Sales Tax revenue accounted for in Section 1(A) herein.

Section 2. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo – 6.

Nays – Vice President Lupien, Councilmembers Martin, Smith – 3.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-156
Re: **Mental Health First Aid Training**

Transmitted herewith for our approval is legislation authorizing a professional services agreement with Wellness Associates of Greater Rochester, LLC (2300 East Avenue #1, Rochester, New York, 14610; Principal: Meghan Clifford, Founder) to provide Mental Health First Aid Training (MHFA) to City employees.

The term of the agreement will be for one year, with maximum compensation of \$40,000. This will be funded from the 2021-22 Undistributed Budget. The City of Rochester has previously contracted with Wellness Associates of Greater Rochester to provide the same services. This agreement will fund training for City employees at a rate of \$161 per participant.

The City Council was allocated \$40,000 in the Undistributed Budget to support RASE (Commission on Racial and Structural Equity) recommendations and the Council is focusing on recommendations related to proficiency & responsiveness in mental health, substance use, and trauma.

The MFHA training model will teach City staff how to identify, understand, and respond to signs and symptoms of mental health and substance use challenges. Evaluations of the model demonstrated increased access to treatment as the curriculum trains participants how to properly connect those in crisis to appropriate services. The model also increases mental health literacy and reduces stigma surrounding mental illness.

A justification for No RFP form is attached as well as the proposal from Wellness Associates of Greater Rochester.

Respectfully submitted,
Miguel A. Meléndez
President, At-Large

Mary Lupien
Vice President, East District

Mitch Gruber
At-Large

Lashay D. Harris
South District

Willie J. Lightfoot
At-Large

Stanley Martin
At-Large

Michael A. Patterson
Northeast District

Jose Peo
Northwest District

Kim Smith
At-Large

Attachment No. AV-88

Ordinance No. 2022-156
(Int. No. 229)

Authorizing an agreement related to mental health first aid training

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 Wellness Associates of Greater Rochester LLC to provide mental health first aid training to City employees. The maximum compensation for the agreement shall be \$40,000, which shall be funded from the 2021-22 Budget of Undistributed Expenses. The term of the agreement shall be one year.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 219; 2nd by Councilmember Patterson.

Motion passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2022-30
Re 2022-23 Debt Limit

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing the Debt Limit and Debt Rollover and Debt Extension amounts for the 2022-23 Budget.

2022-23 Debt Limit

The City's self-imposed Debt Limit for tax supported borrowing is equal to the amount of principal on outstanding debt to be redeemed during the fiscal year for which the limit is established. The calculation excludes the redemption of principal on any borrowing approved as an exception to the Debt Limit and is further reduced by specific revenues attributable to bonded debt. The resulting Debt Limit for 2022-23 is \$21,607,300. Attached is the 2022-23 Debt Authorization Plan that calls for borrowing of \$30,032,000 in tax supported funds. This includes an exception to the debt limit for \$8,425,000 related to the ROC the Riverway Initiative for the following projects: the Rochester Water Works Building and Gorge Vertical Access to High Falls (\$2,500,000), Pont de Rennes Bridge Rehabilitation (\$4,450,000) and Brown's Race (\$1,475,000). Furthermore, the Debt Authorization Plan includes an additional \$2,600,000 supported by the City's Local Works Fund, \$7,500,000 supported by the City's Refuse Fund, and \$6,955,000 supported by the City's Water Fund.

Debt Rollover 2020-21 and 2021-22

The Debt Authorization Plans for the current and the two immediately prior fiscal years can remain open contingent upon the approval of the rollover amounts. This provides flexibility in the timing of authorizations that vary depending upon project timing, availability of supporting funds, and the participation of private sector partners. The rollover amounts equal the difference between the debt limit for any fiscal year and the sum of the authorizations made from the debt plan associated with that fiscal year. This sum may be further reduced by the amount of unauthorized items in the debt plan that are no longer necessary. The presentation of the rollover also includes any modifications made to the debt plan. Such rollovers do not result in authorizations exceeding the allowable authorization for any year.

2021-22: The tax supported borrowing request for this year was \$20,986,000. Of that amount, \$14,512,000 has been authorized, leaving a balance of \$6,474,000. Approval of a

rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

2020-21: The tax supported borrowing request for this year was \$42,446,000. Of that amount, \$25,023,000 has been authorized, leaving a balance of \$17,423,000. Approval of a rollover in that amount is requested. The attached Debt Authorization Plan itemizes projects remaining for this year.

Time Limit Extensions for 2019-20, 2018-19, 2017-18, 2016-17, 2015-16, and 2013-14

Time limit extensions are requested when projects are delayed beyond two years by market forces, significant reprogramming of funds, or other circumstances that justify carrying these authorizations beyond their expected authorization dates. Approval of extensions does not result in exceeding the allowable authorization for any fiscal year but is required by City Council Resolution. Extensions acknowledge the importance of these items as well as the fact that future replacement funds are not likely to be available. One-year extensions are requested for the following items based on programming and timing:

	<u>2019-20 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6	584 Smith Street	facility improvements	\$ 100,000
M-7	Stone Street Garage	facility improvements	\$ 302,000
M-8	Police Section Offices	facility improvements	\$1,000,000
S-1	St. Bernard's Trail Improvements	site improvements	<u>\$ 550,000</u>
		Total 2019-20 Extension	\$1,952,000
	<u>2018-19 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-3	Bull's Head	economic development	\$ 30,000
E-6	Investigation & Remediation - 430 Andrews St.	contaminated sites w/in city	\$ 75,000
M-8	Police Section Offices	facility improvements	\$1,000,000
P-1	Fire Fighting Apparatus	public safety equipment	<u>\$ 38,000</u>
		Total 2018-19 Extension	\$1,143,000
	<u>2017-18 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6	Investigation & Remediation - Genesee	contaminated sites w/in city	\$ 700,000
E-6	Investigation & Remediation - Reynolds	contaminated sites w/in city	\$ 40,000
E-6	Investigation & Remediation - Vacuum Oil	contaminated sites w/in city	\$1,000,000
M-8	Police Section Offices	facility improvements	<u>\$1,000,000</u>
		Total 2017-18 Extension	\$2,740,000
	<u>2016-17 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6	Investigation & Remediation - Genesee Street	contaminated sites w/in city	\$ 112,000
E-6	Investigation & Remediation - Jefferson Avenue	contaminated sites w/in city	\$ 179,000
E-6	Investigation & Remediation - Vacuum Oil		
E-6	Refinery	contaminated sites w/in city	<u>\$ 500,000</u>
		Total 2016-17 Extension	\$ 791,000
	<u>2015-16 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-6	Vacuum Oil BOA River Trail	contaminated sites w/in city	<u>\$ 100,000</u>
		Total 2015-16 Extension	\$ 100,000
	<u>2013-14 Project</u>	<u>Purpose</u>	<u>Amount</u>
E-8	Focused Investment	contaminated sites w/in city	<u>\$ 345,000</u>
		Total 2013-14 Extension	\$ 345,000

Each of these projects depends upon the partnership of developers and the cooperation of other governments. Like any business venture, delays are inevitable when financial or regulatory obstacles delay implementation. At the same time, the City must continue to demonstrate its good faith by the continued availability of these authorizations.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-89

Resolution No. 2022-30
(Int. No. 219)

Resolution approving the 2022-23 debt limit for general municipal purposes

WHEREAS, an important component of the City's expense budget and tax levy is debt; and

WHEREAS, the amount of debt outstanding is one of the major factors evaluated by credit agencies in the determination of bond rating; and

WHEREAS, control of the debt service expense and the amount of outstanding debt must necessarily be exercised through restrictions on bond and note authorizations; and

WHEREAS, bond ratings influence the rate of interest which must be paid on indebtedness and therefore the amount of debt service; and

WHEREAS, pursuant to the Debt Authorization Policy adopted by City Council in Resolution No. 81-4, exceptions to the debt limit policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Rochester, that it is the intent and policy of the City to limit the amount of bonds and notes authorized in fiscal year 2022-23 to \$21,607,300 for general municipal purposes.

BE IT FURTHER RESOLVED, unused authorizations from the debt limits for fiscal years 2020-21 and 2021-22 shall continue to be available, but no authorization included in the debt limit for a prior fiscal year, if not actually approved by the City Council, shall be carried over and included in the limit for this fiscal year.

BE IT FURTHER RESOLVED, that, by this resolution, the Council specifically approves inclusion for this fiscal year of unused authorizations from the debt limits for: 2019-20 relating to facility improvements for 584 Smith Street, Stone Street Garage, and Police Section Offices and to St. Bernard's Trail Improvements; 2018-19 relating to Bull's Head economic development, 430 Andrews Street environmental site investigation and remediation, Police Section Offices facility improvements and Fire Fighting Apparatus; 2017-18 relating to environmental site investigation and remediation for Genesee Street, Reynolds Street and the former Vacuum Oil Refinery and to Police Section Offices facility improvements; 2016-17 for environmental site investigation and remediation of Genesee Street, Jefferson Avenue and the former Vacuum Oil Refinery; 2015-16 relating to the Vacuum Oil BOA River Trail; and 2013-14 relating to Focused Investment with regard to contaminated sites within the city.

BE IT FURTHER RESOLVED, that exceptions to this policy are to be approved only for projects and purposes which could not reasonably be foreseen and, if not approved, would result in an obvious public danger or economic loss; and for projects and purposes for which the debt issued therefor would be self-supporting.

BE IT FURTHER RESOLVED, that the sum of \$8,425,000 is hereby approved as an exception to the 2022-23 debt limit of the City established herein in order to fund a portion of the costs relating to the ROC the Riverway Initiative for the following projects: the Rochester Water Works Building and Gorge Vertical Access to High Falls (\$2,500,000), Pont de Rennes Bridge Rehabilitation (\$4,450,000) and Brown's Race (\$1,475,000).

BE IT FURTHER RESOLVED, that to insure continued awareness of an adherence to this policy, each separate request for authorized debt shall be accompanied by a report in which the amount of debt actually authorized is compared to the amount of debt herein established as a limit.

BE IT FURTHER RESOLVED, that the redemption of any debt issued as an exception to a debt limit shall be excluded from the calculation of subsequent debt limits.

This resolution shall take effect immediately.

Adopted unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 220; 2nd by Councilmember Patterson.

Motion passed unanimously.

Councilmember Martin proposed a motion to amend the budget to change funding for blue light cameras and decrease RPD budget for a total reduction of \$741,000, which would be transferred to libraries and rec centers to fund increased hours; 2nd by Vice President Lupien.

Motion to amend the budget failed by the following vote:

Ayes – Vice President Lupien, Councilmembers Martin, Smith – 3.

Nays – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo – 6.

Vice President Lupien proposed a motion to amend the budget by \$220,000; 2nd by Councilmember Martin.

It was determined by Corporation Counsel that this was not a legal amendment. No vote was conducted.

Councilmember Smith moved to amend the budget to change the current 9 part-time Council Aide positions to 9 full-time positions; 2nd by Vice President Lupien.

It was determined by Corporation Counsel that this was not a legal amendment. No vote was conducted.

TO THE COUNCIL

Ladies and Gentlemen:

- Ordinance No. 2022-157
- Ordinance No. 2022-158
- Ordinance No. 2022-159
- Ordinance No. 2022-160
- Local Improvement Ordinance No. 1793
- Ordinance No. 2022-161
- Ordinance No. 2022-162
- Ordinance No. 2022-163
- Local Law No. 6
- Re 2022-23 Budget

Council Priority: Deficit Reduction and Long Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the 2022-23 Budget. This legislation will:

1. Approve appropriations and establish revenue estimates for the City and City School District;
2. Authorize the tax levies required to finance appropriations for the City and City School District;
3. Authorize the budgets and related assessments for the Local Works program;
4. Confirm the assessments required for the following programs:
 - a. Street mall maintenance
 - b. Neighborhood parking lot operation
 - c. Public Market snow removal and security services
 - d. Street lighting and streetscape districts
 - e. Downtown Enhancement District
 - f. High Falls Improvement District
 - g. South Ave. Alexander St. Streetscape
 - h. Mt. Hope Streetscape
 - i. Upper East Alexander Entertainment-Refuse
5. Authorize certain fee increases and Charter and Code changes.

Details of the above actions related to the 2022-23 proposed budget of the City submitted to City Council on May 13, 2022 are summarized below:

1. Total appropriations of \$1,742,499,925 allocated for the City and the School District:

<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
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City	\$ 627,392,700	\$ 572,392,300	\$ 55,000,400	9.6
School	<u>1,115,107,225*</u>	<u>986,100,909</u>	<u>129,006,316</u>	13.1
Total	\$1,742,499,925	\$1,558,493,209	\$184,006,716	11.8

*Total appropriations for the Rochester City School District 2022-23 Budget represent all expenditures from the General Fund, Grants and Special Aid, School Food Service, American Rescue Plan (ARP), and the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA) program.

Total non-tax revenue distributed between the City and the District:

	<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
City	\$ 561,939,483	\$ 506,939,083	\$ 55,000,400	10.8
School	<u>1,001,366,725</u>	<u>872,360,409</u>	<u>129,006,316</u>	<u>14.8</u>
Total	\$1,563,306,208	\$1,379,299,492	\$184,006,716	13.3

2. Total tax levies of \$187,637,400 for the City and City School District

	<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
Tax Revenue	\$179,193,717	\$179,193,717	\$ 0	0.00
Tax Reserve	<u>8,443,683</u>	<u>9,381,870</u>	<u>0</u>	<u>0.00</u>
Tax Levy	\$187,637,400	\$187,637,400	\$ 0	0.00

3. Total appropriations for the Local Works fund of \$23,075,900 and total assessments of \$20,687,600

	<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Maintenance	\$ 3,578,224	\$ 3,812,277	\$ -234,053	-6.1
Sidewalk Repair	1,878,545	2,508,405	-629,860	-25.1
Roadway Plowing	11,491,406	10,593,267	898,139	8.5
Sidewalk Plowing	<u>3,739,425</u>	<u>3,569,651</u>	<u>169,774</u>	<u>4.8</u>
Total	\$20,687,600	\$20,483,600	\$ 204,000	1.0

4. Program Assessments

On April 12, 2022, the following budgets were approved: security and snow removal at the Public Market; street lighting and streetscapes; street malls; East Avenue/Alexander Street Entertainment District; High Falls Business Improvement District; and the South Avenue/Alexander Street Open Space District. The budget for the special assessment district parking lots, Downtown Enhancement District, and Mt. Hope Streetscape were approved on May 10, 2022. The assessments required are as follows:

	<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
Street Malls	\$ 35,225	\$36,115	-890	-2.5
Parking Lots	71,862	63,605	8,257	13.0
Public Market	51,874	50,037	1,837	3.7
Lighting and Streetscapes	37,530	37,885	-355	-0.9
Downtown Enhancement	703,700	664,200	39,500	5.9
High Falls	25,000	25,000	0	0.0
South Ave Alexander Streetscape	8,900	8,900	0	0.0
Mt. Hope Streetscape	20,000	30,000	-10,000	-33.3
East/Alexander Entertainment	21,600	21,200	400	1.9

5. Fee increases and Charter and Code changes

5A. A rate increase of 1.0% is proposed to balance the Local Works Fund. The proposed increase is expected to result in \$188,600 additional revenue.

5B. A residential refuse rate increase of 2% is proposed to balance the Refuse Fund resulting in approximately \$448,300 additional revenue.

5C. Amend section 111-119 of the City Code to increase parking fees at the East End garage. The maximum daily charge will increase from \$8 per day to \$10 which matches the daily maximum at all other garages. This results in estimated incremental revenue of \$192,400. The evening rate specific to East End after 5:30pm will be eliminated and change to \$2 per hour similar to the other parking garages resulting in approximately \$25,000 additional revenue.

5D. Amend section 3-11 of the City Charter to increase the City's maximum appropriation towards veterans organizations of the City to conduct a proper observance of Memorial Day from \$8,500 to \$10,000. The limit of \$8,500 has been in place since 1986.

Confirmation of the addition to the tax roll of various assessments, fees, and unpaid charges which includes delinquent refuse, delinquent water charges, unpaid code enforcement violations, supplemental and omitted taxes, local improvements, demolition charges, encroachments, unpaid rehabilitation charges, and municipal code violations will be submitted under separate transmittal and legislation in order to allow for additional time to validate the charges that will be included to the tax billing file.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-161

Re: 2022-23 Budget – Tax Roll Additions

Council Priority: Deficit Reduction and Long
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the 2022-23 Budget. This legislation will authorize the following additions of various assessments, fees and unpaid charges to the tax roll:

	<u>Proposed 2022-23</u>	<u>Amended 2021-22</u>	<u>\$ Difference</u>	<u>% Difference</u>
Delinquent Refuse	\$ 587,825	\$ 570,776	\$ 17,049	3.0
Delinquent Water	5,840,232	6,053,199	-212,967	-3.5
Code Enforcement	140,775	135,806	4,969	3.7
Supplemental Taxes	164,855	273,696	-108,841	-39.8
Local Improvements	1,334	1,357	-23	-1.7
Encroachments	4,965	4,710	255	5.4
Rehabilitation	148,241	213,842	-65,601	-30.7
Code Violations	1,445,700	1,280,655	165,045	12.9
Demolitions	165,561	0	165,561	100.0
Emergency Abatement	146,182	0	146,182	100.0

Additional time was required to accurately validate the total tax addition amounts to be added to the billing file for 2022.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-157
(Int. No. 220)

Adoption of the Budget estimates for municipal purposes for the 2022-23 fiscal year, appropriation of sums set forth therein and approving commercial refuse fees

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

Section 1. The budget estimate for municipal purposes for the fiscal year July 1, 2022 to June 30, 2023, providing for the expenditure of \$627,392,700, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for municipal purposes for the fiscal year 2022-23 are hereby authorized to be expended and the sum of \$627,392,700 is hereby appropriated for the current expenses of the departments and agencies; cash capital; debt service; and for the other purposes therein, in the manner provided by law, as listed below:

City Council and Clerk	\$7,512,900
Administration	19,209,600
Neighborhood and Business Development	25,536,300
Environmental Services	93,915,700
Finance	11,958,400
Information Technology	9,052,600
Law	2,720,600
Library	12,998,600
Recreation and Human Services	21,528,600
Emergency Communications	16,000,600
Police	90,978,600
Fire	54,943,100
Undistributed Expenses	168,592,000
Contingency	16,171,000
Cash Capital	35,943,000
Debt Service	40,331,100
Sub-total	\$627,392,700
Tax Reserve	3,084,183
Total	\$630,476,883

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes and the School Tax Relief (STAR) funds, for municipal purposes for the fiscal year 2022-23 is hereby fixed and determined at \$561,939,483 and said sum is appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2022-23 providing for raising the sum of \$68,537,400 in taxation on real estate for municipal purposes is hereby adopted.

Section 5. Pursuant to subsection 20-24B(1) of the Municipal Code, the Council hereby approves the fees for collection of commercial refuse and recyclables as proposed by the Mayor for fiscal year 2022-23.

Section 6. This ordinance shall take effect on July 1, 2022.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Patterson, Peo – 6.

Nays – Vice President Lupien, Councilmembers Martin, Smith – 3.

Councilmember Gruber introduced a motion to discharge Introductory No. 221; 2nd by Councilmember Patterson.

Motion passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Patterson, Peo, Smith – 7.

Nays – None – 0.

Vice President Lupien and Councilmember Harris abstained due to a professional relationship.

Introductory No. 221

Adoption of the Budget estimates for school purposes for the 2022-23 fiscal year and appropriation of sums set forth therein

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

Section 1. The budget estimate for school purposes for the fiscal year July 1, 2022 to June 30, 2023, providing for the expenditure of \$1,115,107,225, is in all respects adopted, confirmed, fixed, and determined.

Section 2. The sums of money designated in the budget estimate for school purposes for the fiscal year 2022-23 are hereby authorized to be expended and the sum of \$1,115,107,225 is hereby appropriated by the Board of Education for the following purposes:

Operations	\$1,018,108,1737
Cash Capital	14,160,165
Debt Service	82,838,887
Subtotal	1,115,107,225

Tax Reserve	5,359,500
Total	\$1,120,466,725

Section 3. The budget estimate of the current revenues and other receipts, other than real estate taxes, for school purposes for the fiscal year 2022-23 is hereby fixed and determined at \$1,001,366,725 and said sum is hereby appropriated for the purposes set forth in the budget estimate.

Section 4. The budget estimate for the fiscal year 2022-23 providing for raising the sum of \$119,100,000 in taxation on real estate for school purposes is hereby adopted.

Section 5. This ordinance shall take effect on July 1, 2022.

Failed by the following vote:

Ayes – None – 0.

Nays - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Patterson, Peo, Smith – 7.

Vice President Lupien and Councilmember Harris abstained due to a professional relationship.

Councilmember Gruber introduced a motion to discharge Introductory No. 222; 2nd by Councilmember Patterson.

Motion passed unanimously.

Ordinance No. 2022-159
(Int. No. 222)

Levying taxes for municipal purposes for the fiscal year commencing July 1, 2022 and expiring June 30, 2023

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

Section 1. The sum of \$68,537,400, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2022 and expiring June 30, 2023 the amount required to meet the budget estimates for municipal purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2022 and expiring June 30, 2023.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023.

Section 3. This ordinance shall take effect on July 1, 2022.

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 223; 2nd by Councilmember Mike Patterson.

Motion passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Patterson, Peo, Smith – 7.

Nays – None – 0.

Vice President Lupien and Councilmember Harris abstained due to a professional relationship.

Ordinance No. 2022-160
(Int. No. 223)

Levying taxes for school purposes for the fiscal year commencing July 1, 2022 and expiring June 30, 2023

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

Section 1. The sum of \$119,100,000, which sum is deemed by the Council sufficient with other revenues to produce from collection during the fiscal year commencing July 1, 2022 and expiring June 30, 2023 the amount required to meet the budget estimates for school purposes, is hereby levied on all taxable real property in the City of Rochester, as set forth in the assessment rolls, for the fiscal year commencing July 1, 2022 and expiring June 30, 2023.

Section 2. The Director of Finance shall cause the taxes levied above to be inserted in the assessment rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023.

Section 3. This ordinance shall take effect on July 1, 2022.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Martin, Patterson, Smith – 5.

Nays – Councilmembers Lightfoot, Peo – 2.

Vice President Lupien and Councilmember Harris abstained due to a professional relationship.

Councilmember Gruber introduced a motion to discharge Introductory No. 224; 2nd by Councilmember Patterson.

Motion passed unanimously.

Local Improvement Ordinance No. 1793
(Int. No. 224)

Local Improvement Ordinance - Street cleaning, street and sidewalk snow removal, and hazardous sidewalk repair commencing July 1, 2022 and expiring June 30, 2023

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

Section 1. The Council finds and declares (1) that it is in the public interest to provide street cleaning, snow removal services on the streets and sidewalks, and the repair of hazardous sidewalks in the City of Rochester during the fiscal year from July 1, 2022 to June 30, 2023; (2) that the provision of such service benefits the properties abutting on such streets and sidewalks, and (3) that the cost of providing such services should be borne by the benefitted properties according to the benefit received by such properties.

Section 2. The Commissioner of Environmental Services shall cause the following improvements and work to be provided on streets, sidewalks and lots in the City of Rochester during the fiscal year July 1, 2022 to June 30, 2023:

- A. The removal of snow from such sidewalks and the repair of such hazardous sidewalks as the Commissioner may direct.
- B. The removal of snow and ice from the roadway of such streets as the Commissioner may direct, including the use of sodium chloride, calcium chloride, and other chemicals or abrasives for the treatment of slippery or icy pavement as deemed necessary by the Commissioner.
- C. The cleaning and/or flushing of such streets as the Commissioner may direct, including hand-cleaning, tank flushing, mechanical sweeping, and the collection and removal of brush, leaves, and debris.

Section 3. Such work shall be done by competitive contract, or by the Department of Environmental Services, as the Commissioner of Environmental Services deems appropriate.

Section 4. The cost of providing such street cleaning and street snow removal services for the 2022-23 fiscal year shall be assessed against all parcels of property that abut a street, reflecting the benefit to be derived by such parcels from such services. The cost of providing such sidewalk repair and snow removal services for the 2022-23 fiscal year shall be assessed against all parcels of property that abut a sidewalk, reflecting the benefit to be derived by such parcels from such services.

Section 5. The amount assessed shall be allocated among all benefitted parcels in direct proportion to each parcel's street or sidewalk footage, defined for purposes of this ordinance as the full footage of the parcel along the street or sidewalk upon which it fronts, plus one-third of the footage along any other abutting streets or sidewalks. The Council hereby determines that such street or sidewalk footage represents the relative amount of benefit received by each such parcel.

Section 6. The total cost of such services to be assessed on July 1, 2022 shall be \$20,687,600.00 consisting of \$3,578,224.35 for street and lot maintenance, \$1,878,544.58 for sidewalk repair, \$11,491,405.58 for roadway snow removal and \$3,739,425.49 for sidewalk snow removal services. Such total amount constitutes an estimate of the amount necessary to pay contractors to provide services and to cover the costs of providing services with City crews between July 1, 2022 and June 30, 2023, less any miscellaneous revenues estimated to be collected during the same period, plus a reasonable reserve for uncollected assessments. All assessments collected shall be paid into the Local Works Fund, and all costs incurred shall be paid from such fund. The amounts assessed herein are appropriated for that purpose.

Section 7. The amount assessed on July 1, 2022 shall be billed on the tax bill and shall be due in one installment. Delinquent assessments collected more than 60 days into a fiscal year subsequent to the fiscal year billed shall be credited as revenue in the year collected and applied against costs in that fiscal year.

Section 8. This ordinance shall take effect on July 1, 2022.

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 225; 2nd by Councilmember Patterson.

Motion passed unanimously.

Councilmember Gruber introduced a motion to amend Introductory No. 225; 2nd by Councilmember Patterson.

Motion to amend passed unanimously.

Ordinance No. 2022-161
(Int. No. 225)

Confirming the assessments, amounts and charges to be inserted in the annual tax rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023, as amended

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

Section 1. The following assessments, amounts and charges, and the allocation of said amounts against properties in the City, as set forth in roll or rolls on file in the City Clerk's Office, to be inserted into the annual tax rolls for the fiscal year commencing July 1, 2022 and expiring June 30, 2023 are hereby in all respects confirmed:

Street and Lot Maintenance	\$ 3,578,224.35
Roadway Snow Removal	11,491,405.58
Sidewalk Snow Removal	3,739,425.49
Hazardous Sidewalk Repair	1,878,544.58
Street Malls	35,225.00
Parking Lots	71,862.00
Downtown Enhancement	703,700.00
Public Market Plowing	6,237.95
Public Market Security	45,636.24
Wilson Blvd. Street Lights	529.05
Monroe Avenue Lights I	1,224.15
Monroe Avenue Lights and Sidewalk II	594.58
Norton Street Lights	1,318.78
Cascade Lights	1,539.68
Cascade Streetscape	10,000.00
Lake Avenue Lights	3,866.31

High Falls Business Improvement District	25,000.00
St. Paul Street Lighting	498.92
Upper East Alexander Refuse	21,600.00
Browncroft Lighting	9,508.99
Nunda Boulevard Lighting	8,449.38
Mt. Hope Streetscape	20,000.00
South Avenue Open Space 1	4,843.67
South Avenue Open Space 2	4,056.33
<u>Delinquent Refuse</u>	<u>587,825.43</u>
<u>Delinquent Water Charges</u>	<u>5,840,231.96</u>
<u>Supplemental Taxes</u>	<u>164,854.60</u>
<u>Code Enforcement</u>	<u>140,775.00</u>
<u>Code Violations</u>	<u>1,445,700.00</u>
<u>Encroachment Fees</u>	<u>4,965.00</u>
<u>Rehabilitation Charges</u>	<u>148,240.63</u>
<u>Local Improvements</u>	<u>1,333.96</u>
<u>Demolitions</u>	<u>165,560.75</u>
<u>Emergency Abatement Violations</u>	<u>146,181.68</u>

Section 2. This ordinance shall take effect immediately.

New text is underlined

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 226;
2nd by Councilmember Patterson.

Motion passed unanimously.

Ordinance No. 2022-162
(Int. No. 226)

Amending the Municipal Code with respect to refuse fees

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

Section 1. Section 20-24 of the Municipal Code, Residential and commercial user fees, as amended is hereby further amended by amending Subsection A(1) – (3) thereof to read in its entirety as follows:

(1) Fees:

Number of Dwelling Units	Annual Fee
1	\$391.00 <u>399.00</u>

2	787.00 <u>803.00</u>
3	872.00 <u>890.00</u>

- (2) Any residence requiring service and not billed for service on the tax bill will be billed on a pro-rata residential rate per quarter.
- (3) Residences/home occupations. The fees for residences which also contain home occupations, for example, beauty parlors, garages, doctor's/dentist's offices, are:

Number of Dwelling Units	Annual Fee
1	\$787.00 <u>803.00</u>
2	872.00 <u>890.00</u>

A property with three (3) dwelling units and home occupation will be charged according to the commercial rate schedule.

Section 3. This ordinance shall take effect on July 1, 2022.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 227; 2nd by Councilmember Patterson.

Motion passed unanimously.

Ordinance No. 2022-163
(Int. No. 227)

Amending the Municipal Code with respect to parking fees

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

Section 1. Subsections A(1) through A(4) of Section 111-119 of the Municipal code, Fees for use of space in parking garages and hours of operation, as amended, is hereby further amended to read as follows:

- A. The following fees which shall include county and state sales tax, for the use of space and hours of operation are hereby established for the municipal parking garages:
 - (1) Short-term rates, which shall apply from 6:00 a.m. or 6:30 a.m. to garage closing, depending upon the garage schedule: \$2 for the first hour, and \$2 for each hour thereafter, or any part thereof, up to the daily maximum.
 - ~~(2) There shall be an evening rate of \$2 at the East End Garage, effective for entry after 5:30 p.m.~~
 - (3) (Reserved)
 - (4) Maximum daily charge. The maximum amount chargeable per entry to a garage for parking during any weekday parking shall be as follows:

- (a) East End Garage, High Falls Garage, Court Street Garage, Midtown Garage, Genesee Crossroads Garage, Sister Cities Garage, South Avenue Garage, Washington Square Garage, and Mortimer Street Garage: \$10.
- (b) ~~East End Garage: \$8.~~

Section 2. This ordinance shall take effect on July 1, 2022.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

Councilmember Gruber introduced a motion to discharge Introductory No. 228; 2nd by Councilmember Patterson.

Motion passed unanimously.

Local Law No. 6
(Int. No. 228)

Local Law modifying the Charter with regard to Memorial Day observances

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

Section 1. Chapter 755 of the Laws of 1907, entitled "An Act Constituting the Charter of the City of Rochester", as amended, is hereby further amended in Section 3-11, General City expenses (annual estimate), to read in its entirety as follows:

The estimate of expenditures may contain an estimate of funds required for a contingent appropriation to pay general expenses of the City, and may contain a sum not less than \$1,500 nor exceeding ~~\$8,500~~ \$10,000 for the purpose of paying the expenses of a proper observance of Memorial Day, to be expended under the direction of the various veteran organizations of the City.

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 New York State Municipal Home Rule Law.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

By Councilmember Patterson
June 14, 2022

To the Council:

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

- Int. No. 198 Authorizing the sale of real estate
- Int. No. 199 Approving appointments to the City Planning Commission
- Int. No. 200 Approving appointments to the Rochester Environmental Commission
- Int. No. 201 Approving appointments to the Rochester Preservation Board, **as amended**
- Int. No. 202 Approving appointments to the Zoning Board of Appeals
- Int. No. 204 Authorizing an agreement for hearing officer services

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

- Int. No. 203 Amending the Zoning Map by changing the zoning classification of 536 Central Avenue

Respectfully submitted,
Michael A. Patterson
LaShay D. Harris (*Absent*)
Kimberly Smith
Mary Lupien
Miguel Meléndez
NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-164
Re: Sale of Real Estate

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation approving the sale of two properties to the adjoining owners. City records have been checked to ensure that the purchasers (except those buying unbuildable vacant lots) do not own other properties with code violations or delinquent

taxes, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first property – 1000 Joseph Avenue is listed on the attached spreadsheet under the heading I. Request for Proposal – Vacant Land. The purchaser, Grace Unity Fellowship Church (Reverend Roosevelt Dixon, Pastor, 986 Joseph Avenue, Rochester, NY), intends to combine the parcel with the adjoining property to provide additional parking.

The second property – 704-708 Joseph Avenue is listed on the attached spreadsheet under the heading II. Negotiated Sale – Vacant Land. The sale price was based upon an appraisal prepared by Rachel Gaillard of Bruckner, Tillett, Rossi, Cahill & Associates in October 2021. The parcel will be sold to adjoining owner, Joseph Avenue Arts and Culture Alliance, Inc. (Neil R. Scheier, President, 692 Joseph Avenue, Rochester, NY) to be combined with its property for additional green space.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,091.

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

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-90

Ordinance No. 2022-164
(Int. No. 198)

Authorizing the sale of real estate

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

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

Address	S.B.L. #	Sqft.	Price	Purchaser
1000 Joseph Ave	091.71-3-49	4,187	\$425	Grace Unity Fellowship Church

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

Address	S.B.L. #	Sqft.	Price	Purchaser
704-708 Joseph Ave	106.23-3-39	4,680	\$3,600	Joseph Avenue Arts & Culture Alliance, Inc.

Section 2. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-31
Re: Reappointments – City Planning
Commission

Transmitted herewith for your approval is legislation confirming the:

1. Reappointments of the following members to the City Planning Commission for a term of 2 years:

	New Term Expires	Meeting Attendance (2021)
David Watson (South District)	May 2024	100%
Eugenio Marlin (NW District)	May 2024	100%
Bradley J. Flower (South District)	May 2024	75%
Kimberly Harding (East District)	May 2024	92%
Milton Pichardo (NE District)	May 2024	100%

2. Reappointments of the following alternate members to the City Planning Commission:

Steven Rebholz (East District)	May 2024	NA (on call)
Richard Mauser (East District)	May 2024	NA (on call)

With these reappointments, the City Planning Commission will have five permanent members and two alternate members.

Resumes are on file in the Office of the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-31
(Int. No. 199)

Approving appointments to the City Planning Commission

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

Section 1. The Council hereby approves the reappointment to the City Planning Commission of the following persons as regular members, for a two-year term which shall expire on May 31, 2024:

Name	Council District
David Watson	South
Eugenio Marlin	Northwest
Bradley J. Flower	South
Kimberly Harding	East
Milton Pichardo	Northeast

Section 2. The Council hereby approves the reappointment to the City Planning Commission of the following persons as alternate members, each for a two-year term which shall expire on May 31, 2024:

Name	Council District
Steven Rebholz	East
Richard Mauser	East

Section 3. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-32
Re: Reappointments –
Rochester Environmental Commission

Transmitted herewith for your approval is legislation confirming the:

1) Reappointments of the following members to the Rochester Environmental Commission for a term of 3 years:

	New Term Expires	Meeting Attendance (2021) (Only two meetings held in 2021)
Rosemary Joneintz (Safety Compliance)	May 2025	50%
Robert Schellinger (Product Designer)	May 2025	100%
Carlos Perez (Galica LLC Environmental)	May 2025	100%
Elizabeth Primus (Environmental Restoration)	May 2025	50%

With these reappointments the Rochester Environmental Commission will have four permanent members.

Resumes are on file in the Office of the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-32
(Int. No. 200)

Approving appointments to the Rochester Environmental Commission

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

Section 1. The Council hereby approves the reappointment to the Rochester Environmental Commission of the following City residents as members, each for a term which shall expire on May 31, 2025:

Name

Rosemary Joneintz

Robert Schellinger

Carlos Perez

Elizabeth Primus

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-33
Re: Appointment and Reappointments –
Rochester Preservation Board

Transmitted herewith for your approval is legislation confirming the:

1. Appointment of the following member to the Rochester Preservation Board for a term of 2 years (expires May, 2024):

Hilary Diodato (Preservation District Member)

With this appointment the Rochester Preservation Board will have five permanent members and two alternate members.

2. Reappointment of the following members to the Rochester Preservation Board:

	New Term Expires	Meeting Attendance (2021)
Christopher Carretta (Realtor)	May 2024	100%
Karsten Solberg (Architect)	May 2024	92%
Gerald Gamm (Preservation District Member)	May 2024	92%
Victor Sanchez (Historic Association Member)	May 2024	NA (Appointed 11/1/2021, included here to align dates)

3. Reappointment of the following alternate members to the Rochester Preservation Board:

David Matthews (Architect)	May 2024	NA (on call)
Edward Cain (Preservation District Member)	May 2024	NA (on call)

Resumes are on file in the Office of the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2022-33
(Int. No. 201, as amended)

Approving appointments to the Rochester Preservation Board

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

Section 1. The Council hereby approves the appointment to the Rochester Preservation Board of the following person as a member, for a term which shall expire on May 31, 2024:

Name	Affiliation
Hilary Diodato	Preservation District Resident

Section 2. The Council hereby approves the reappointment to the Rochester Preservation Board of the following persons as members, for a term which shall expire on May 31, 2024:

Name	Affiliation
Christopher Carretta	Realtor
Karsten Solberg	Architect
Gerald Gamm	Preservation District Resident
Victor Sanchez	Historic Association Resident <u>Member</u>

Section 3. The Council hereby approves the reappointment to the Rochester Preservation Board of the following persons as alternate members, each for a two-year term which shall expire on May 31, 2024:

Name	Affiliation
David Matthews	Architect
Edward Cain	Preservation District Resident

Section 4. This resolution shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2022-34
Re: Appointment and Reappointments –
Zoning Board of Appeals

Transmitted herewith for your approval is legislation confirming the:

1. Appointment of the following member to the Zoning Board of Appeals for a term of 2 years (expires May, 2024):

Eduardo Navarro (East District)

With this appointment the Zoning Board of Appeals will have five permanent members and one alternate member.

2. Reappointments of the following members to the Zoning Board of Appeals:

	New Term Expires	Meeting Attendance (2021)
Tyrese Bryant (South District)	May 2024	91%
Cora Murphy (NW District)	May 2024	91%
Holly Wheeler (East District)	May 2024	100%
Tim Tompkins (NE District)	May 2024	NA (Appointed 12/14/2021, included here to align dates)

3. Reappointment of the following alternate member to the Zoning Board of Appeals:

Joseph O'Donnell (NE District)	May 2024	NA (on call)
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Resumes are on file in the Office of the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor
Resolution No. 2022-34
(Int. No. 202)

Approving appointments to the Zoning Board of Appeals

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

Section 1. The Council hereby approves the appointment to the Zoning Board of Appeals of the following person as member, for a term which shall expire on May 31, 2024:

Name	Council District
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Eduardo Navarro East

Section 2. The Council hereby approves the reappointment to the Rochester Preservation Board of the following persons as regular members, each for a two-year term which shall expire on May 31, 2024:

Name	Council District
Tyrese Bryant	South
Cora Murphy	Northwest
Holly Wheeler	East
Tim Tompkins	Northeast

Section 3. The Council hereby approves the reappointment to the Rochester Preservation Board of the following person as alternate member, for a two-year term which shall expire on May 31, 2024:

Name	Council District
Joseph O'Donnell	Northeast

Section 4. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-165
Re Zoning Map Amendment –
536 Central Avenue

Council Priority: 4. Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
The Placemaking Plan

Transmitted herewith for your consideration is legislation amending the Zoning Map of the City of Rochester by rezoning the vacant land at 536 Central Avenue from M-1 Industrial District to CCD-B Center City Base District. The applicant, DePaul Properties, Inc. (Gillian Conde 1931 Buffalo Rd, Rochester, NY) seeks to redevelop this City-owned, vacant industrial land into a three-story, 41,435 square foot, 30-unit multifamily dwelling and 27-space off-street parking lot.

The redevelopment of this site is part of a larger project by DePaul, Rochester Interfaith Development Corporation (RIDC), and Person-Centered Housing Options (PCHO), and the Finger Lakes Counseling and Recovery Agency (FLACRA) to redevelop three sites within a half-mile radius to create 70 rental units and a 10,000 square foot wellness clinic. The subject property will be a three-story residential building with 31 rental units. DePaul and PCHO will provide supportive housing services on-site. The apartments will serve a mix of income levels with 35 of the total units available to households earning at or below 30% of the AMI, 32 units available to households earning at or below 60% AMI, and three units available to households at or below 80% AMI. The total development also includes 35 units of permanent supportive housing for individuals and families facing homelessness.

The 0.73 parcel is zoned M-1 Industrial District. The M-1 Industrial District is characterized predominantly by industrial buildings for traditional manufacturing purposes. The proposed CCD-B Center City Base District will connect to the existing CCD-B District to the south and west. The primary purpose of the CCD-B District is to Preserve the desirable design character of the public realm of the CCD, promote diversity and variety in the public realm which maintains and enhances the existing diversity found in the CCD, promote street-level activity and uses, and to create green streets and mid-block corridors to enhance pedestrian circulation.

The subject property is proposed to be DMU Downtown Mixed-Use as part of the Zoning Alignment Project (ZAP). The DMU Downtown Mixed-Use District is intended to foster a vibrant, safe, live-work-play district by encouraging residential development and a broad range of commercial, office, institutional, public, cultural, and entertainment uses and activities. The regulations are intended to define and promote Downtown Rochester as the anchor for the region and as a desirable place with a dense, urban, pedestrian-oriented environment.

Notification of the proposed rezoning was provided to the surrounding property owners and the official neighborhood contact. The City Planning Commission held an informational meeting on May 2, 2022. The applicant and their representatives spoke in support of the proposed action. No public comment either in support or opposition has been received. By a vote of 4-0-0 the City Planning Commission recommended approval.

A public hearing is required.

Attachment No. AV-91

Ordinance No. 2022-165
(Int. No. 203)

Amending the Zoning Map by changing the zoning classification of 536 Central Avenue

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

Section 1. Chapter 120 of the Municipal Code, Zoning Code, as amended, is hereby further amended by changing the zoning map classification of 536 Central Avenue, S.B.L. #106.64-2-70, from M-1 Industrial District to CCD-B Center City Base District. The change in the parcel's classification shall extend to the center line of any adjoining street, alley, and right of way.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-166
Re Agreement – The Center for Dispute
Settlement, Inc., Hearing Officer Services

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods; Public Safety

Transmitted herewith for your approval is legislation to establish \$16,800 as maximum compensation for an agreement with The Center for Dispute Settlement, Inc., Shira May, President & CEO, 16 East Main Street, Suite 800, Rochester, NY14614 to provide a Hearing Office for the City's Housing Rehabilitation and Demolition Programs, and for Code Enforcement. The agreement will be funded from the 2022-23 Budget of the Department of Neighborhood and Business Development, contingent upon its approval. The term of the agreement will be for one (1) year with the option to extend for two (2) additional one year terms. The maximum compensation for each of the one-year extensions, if exercised, is \$16,800 which would be funded from the Budget of the Department of Neighborhood and Business Development, contingent upon approval of said budget years.

As part of the City's demolition program, the Department of Neighborhood & Business Development conducts demolition hearings against owners whose properties are in a state of disrepair and a potential health and safety hazard. An important aspect of the demolition hearing process is an impartial, third party hearing officer. The hearing officer will listen to testimony and render written decisions for each privately owned property that the City schedules for a demolition hearing. Those hearing findings are the legal basis for further action, including demolition that the City may undertake.

The Center for Dispute Settlement is the current provider for demolition hearing services for the City. The requested funding will permit the Center for Dispute Settlement to conduct approximately 80 demolition hearings.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-92
Ordinance No. 2022-166
(Int. No. 204)

Authorizing an agreement for hearing officer services

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The Center for Dispute Settlement, Inc. to provide a hearing officer for the City's housing rehabilitation and demolition programs, and for code enforcement. The term of the agreement shall be one year, with the option to extend for up to two additional one-year periods. The maximum annual compensation shall be \$16,800, which shall be funded from the 2022-23 Budget of the

Department of Neighborhood and Business Development (NBD) for the initial term, and from a future year's Budget of NBD for each optional extended term, contingent upon approval of said future budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Peo
June 14, 2022

To the Council:

The **PARKS & public WORKS committee** recommends for **adoption** the following entitled legislation:

- Int. No. 205 Authorizing an agreement for the Rochester Fire Department Needs Assessment project
- Int. No. 206 Authorizing an agreement for the Rundel Memorial Library Filtration and Intake Air Upgrades project
- Int. No. 207 Authorizing an amendatory agreement related to the Main Street Streetscape Phase II project
- Int. No. 208 Appropriating funds and authorizing agreements for the 2024 State Touring Route Milling & Resurfacing Project – West Main Street (West Broad Street to Churchlea Place) and South Plymouth Avenue (Ford Street to Genesee Street)

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

- Int. No. 209 Amending the Official Map by abandoning the Albow Place right-of-way
- Int. No. 210 Amending the Official Map by abandoning the Sellinger Street right-of-way

Respectfully submitted,
Jose Peo
Mitch Gruber
Willie J. Lightfoot
Mary Lupien
Miguel Meléndez
PARKS & PUBLIC WORKS COMMITTEE

Received filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-167
Re: Agreement – Labella Associates, D.P.C. -
Rochester Fire Department Needs
Assessment

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Planning for Action

Transmitted herewith for your approval is legislation establishing \$250,000 as maximum compensation for a professional service agreement with Labella Associates, D.P.C., (Steven Metzger, C.E.O., 300 State Street, Suite 201, Rochester, New York) for architectural and engineering services for the Rochester Fire Department Needs Assessment. The cost of the agreement will be financed from the funds appropriated from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA) (Ordinance No. 2022-19).

The Rochester Fire Department (RFD) operates 15 fire stations and 20 fire companies. Department personnel respond to Fire and Emergency Medical Service (EMS) calls, as well as a wide variety of technical rescue specialties from these stations. The Rochester firehouses are, on average 70 years old, with the majority built between 1950 and 1965. The RFD response model and emergency services needs of our community have changed significantly in the years since these facilities were designed and constructed. These changes include increasing workforce diversity, operational mission evolution, and increasing safety standards to mitigate firefighter exposure risks to hazardous materials via facilities that adequately accommodate decontamination procedures. The assessment will include a detailed operational, architectural and engineering evaluation of all facilities, and will result in prioritized capital and operational improvement recommendations, estimates and phased implementation plans.

Labella Associates, D.P.C. was selected for consulting services through a request for proposal process, which is described in the attached summary.

This proposed legislation has been developed by the Department of Environmental Services (DES) in collaboration with the Rochester Fire Department (RFD).

Consultant phase services will begin in summer 2022, with anticipated completion in 2023. The project will result in the creation and/or retention of the equivalent of 2.7 full-time jobs.

The term of the agreement shall extend 6 months past the submission of the final assessment.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-93

Ordinance No. 2022-167
(Int. No. 205)

Authorizing an agreement for the Rochester Fire Department Needs Assessment project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Labella Associates, D.P.C. for architectural and engineering services related to the Rochester Fire Department Needs Assessment project (Project). The maximum compensation for the agreement shall be \$250,000, which shall be funded from a portion of the Coronavirus State and Local Fiscal Recovery Funds granted to the City pursuant to the American Rescue Plan Act of 2021 that were appropriated for the Project in Ordinance No. 2022-19. The term of the agreement shall extend for 6 months past the submission of the final assessment. The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund the Project as authorized herein.

Section 2. The agreements authorized herein shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-168
Re: Agreement- LaBella Associates, D.P.C.
- Rundel Memorial Library Filtration and
Intake Air Upgrades

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$120,000 as maximum compensation for a professional service agreement with LaBella Associates (Steven Metzger, C.E.O., 300 State St, Suite 201, Rochester, NY) for architectural and engineering design services for the Rundel Memorial Library Filtration and Intake Air Upgrades project. The cost of the agreement will be financed from 2021-22 Cash Capital.

The Rundel Memorial Library was constructed in 1936. In collaboration with library staff, the project will address the current lack of outside air being provided within the building, focusing primarily on areas occupied by library staff. Areas open to the public are supplied with fresh outside air by the main penthouse air handler. The staff areas are currently limited to access to outside air only through operable windows. These are kept closed during the winter and colder months which greatly reduces the indoor air quality (IAQ).

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

Design will begin in fall 2022 with construction anticipated in 2023. The project will result in the creation and/or retention of the equivalent of 1.3 full-time jobs.

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

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-94

Ordinance No. 2022-168
(Int. No. 206)

Authorizing an agreement for the Rundel Memorial Library Filtration and Intake Air Upgrades project

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with LaBella Associates, D.P.C. to provide architectural and engineering design services for the Rundel Memorial Library Filtration and Intake Air Upgrades (the Project). The maximum compensation for the agreement shall be \$120,000, which shall be funded from 2021-22 Cash Capital. The term of the agreement shall continue to 3 months after completion of the two-year guarantee inspection the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-169
Re: Amendatory Agreement- C & S Engineers,
Inc. - Main Street Streetscape Phase II
Project

Council Priority: Creating and Sustaining a Culture
Of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Main Street Streetscape Phase II project. This legislation will authorize an amendatory agreement with C & S Engineers, Inc. (John D. Trimble, C.E.O., 150 State Street, Suite 120, Rochester, New York). This amendment will increase the maximum total compensation by \$217,000 to a maximum total of \$797,000. The amendatory agreement will be funded with \$200,000 from bonds authorized for the project (Ordinance 2021-94) and \$17,000 from 2021-22 Cash Capital.

The project will replace the existing streetscape between Exchange Boulevard / State Street and South Avenue I St. Paul Street. Work items include, but are not limited to new sidewalk, landscaping, streetscape amenities, green infrastructure, new street lighting and aesthetic treatments. The project will also include roadway improvements including milling and overlay of the existing pavement, minor bridge rehabilitation of the existing stone masonry and metal railings, new granite curbs, installation of new concrete recessed parking areas, drainage improvements, replacement of existing traffic signs and signals, and accent lighting for the Albert Paley bridge railing on the Main Street Bridge.

Ordinance No. 2021-93 authorized an agreement with C & S Engineers, Inc. for Resident Project Representative Services (RPR) for a maximum amount of \$580,000. The amendatory agreement authorized herein will fund additional RPR for the project. The project timeline has been extended due to contractor and subcontractor delays.

Project construction is underway with anticipated completion in summer 2022.

The amended agreement shall extend until six (6) months after completion and acceptance of the project.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-169
(Int. No. 207)

Authorizing an amendatory agreement related to the Main Street Streetscape Phase II project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with C & S Engineers, Inc. to fund additional Resident Project Representative services related to the Main Street Streetscape Phase II project (Project). The amendment shall increase the maximum compensation of the original agreement, authorized by Ordinance No. 2021-93, by \$217,000 to a total amount of \$797,000. The amendatory compensation shall be funded in the amounts of \$200,000 from bonds authorized for the Project in Ordinance No. 2021-94 and \$17,000 from 2021-22 Cash Capital. The term of the amendatory agreement shall extend until six months after completion and acceptance of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-170
Re: 2024 State Touring Route Milling &
Resurfacing Project- West Main Street
(West Broad Street to Churchlea Place),
South Plymouth Avenue (Ford Street to
Genesee Street)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2024 State Touring Route Milling & Resurfacing Project. This legislation will:

1. Appropriate \$590,000 in anticipated reimbursements from New York State to finance a portion of the design and construction administration services for the project; and,
2. Establish \$640,000 as maximum compensation for a professional service agreement with Stantec Consulting Services Inc. (James R. Hoffman, Jr., Principal, 61 Commercial St, Suite 100, Rochester, New York) for engineering design and construction administration services related to this project.

The agreement will be funded from:

Source of Funds	Amount
New York State funds appropriated herein	\$590,000
2021-22 Cash Capital	\$50,000
Total	\$640,000

The project will include, but is not limited to milling and resurfacing of the pavement, spot curb and sidewalk replacement, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, replacement of traffic pavement markings. The addition of on-street bicycle facilities will be evaluated during preliminary design. These improvements will enhance the surface drainage and riding quality of the roadway, improve ADA accessibility, and expand the useful life of the pavement structure.

Stantec Consulting Services Inc. was selected to provide engineering design and construction administration services through a request for proposal process, which is described in the attached summary.

Design services will begin in Summer 2022. Construction is anticipated to begin in spring 2024. The design and construction administration phase of the project will result in the creation and/or retention of the equivalent of 7.0 full-time jobs.

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

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-95

Ordinance No. 2022-170
(Int. No. 208)

Appropriating funds and authorizing agreements for the 2024 State Touring Route Milling & Resurfacing Project – West Main Street (West Broad Street to Churchlea Place) and South Plymouth Avenue (Ford Street to Genesee Street)

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

Section 1. The Mayor is hereby authorized to accept and use \$590,000 in anticipated reimbursements from the New York State Touring Route Program, which amount is hereby appropriated to fund a portion of the design and construction administration services for the 2024 State Touring Route Milling & Resurfacing Project – West Main Street (West Broad Street to Churchlea Place) and South Plymouth Avenue (Ford Street to Genesee Street) (the Project). The Mayor is hereby further authorized to execute any grant agreement and to provide such other documentation as may be necessary to obtain said reimbursements.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design and construction administration services for the Project. The maximum compensation shall be \$640,000, which shall be funded in the amounts of \$590,000 from the New York State reimbursements appropriated in Section 1 and \$50,000 in 2021-22 Cash Capital. The term of the agreement shall extend until 3 months after completion of the two-year guarantee inspection of the Project.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez
June 14, 2022

The **PUBLIC SAFETY COMMITTEE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 211 Authorizing an agreement for reimbursement of arson task force costs
Int. No. 215 Authorizing an agreement for the Peacemaker Fellowship program
Int. No. 216 Authorizing agreements for Summer Youth Programming

Respectfully submitted,
Miguel A. Meléndez, Jr.
Mitch Gruber
LaShay D. Harris (*Absent*)
Willie Lightfoot
Stanley Martin
Michael Patterson
Jose Peo
Kim Smith
Mary Lupien
PUBLIC SAFETY, RECREATION & HUMAN SERVICES COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-171
Re: Grant Agreement – Federal Bureau of
Alcohol, Tobacco, Firearms and Explosives,
Fire Department Reimbursement

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the Federal Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for reimbursement of overtime salary and other costs, with prior ATF approval, incurred by the Fire Department Arson Task Force during joint law enforcement operations with RPD and ATF. This grant agreement assists agencies to recoup overtime funds for incidents involving incendiary devices concerning an injury, life threatening and/or fatality.

The most recent agreement was authorized in 2017 via Ordinance No. 2017-247. The new agreement will have a term of five years and the anticipated annual revenue is \$20,000.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-171
(Int. No. 211)

Authorizing an agreement for reimbursement of arson task force costs

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 Federal Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) to reimburse the City of Rochester for overtime salary and other costs incurred by the Fire Department Arson Task Force when participating in joint operations with ATF. The agreement shall have a term of five years and anticipated annual reimbursements of \$20,000.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-172

Re: Agreement –National Institute for
Criminal Justice Reform

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$59,000 as maximum compensation for an agreement with the National Institute for Criminal Justice Reform (David Muhammad, Executive Director, Oakland, CA). The agreement will be funded from Office of the Mayor's 2022-23 Budget contingent on approval, and will have a term of one year.

The contract includes \$39,000 to train Peacemaker Fellowship staff in the Office of Neighborhood Safety on:

- Intensive Life Coaching/Credible Messenger Training. Training in Intensive Life Coaching for community organizations and government agencies seeking to provide intensive and effective intervention to high risk youth and young adults. The training program supports participants in understanding the importance of developing an authentic, trusting relationship with clients.
- Healthy, Wealthy & Wise Train the Trainer. Healthy, Wealthy & Wise (HWW) is a culturally relevant, trauma-informed cognitive behavioral therapy (CBT) program specifically developed to reach very high-risk youth and young adults. The focus of the curriculum is to change the mentality that gives rise to destructive behaviors. HWW includes the curriculum and a detailed train the trainer series of trainings.

- Emotional Intelligence Training. Emotional Intelligence (EI) is a solution based approach to managing stress and emotions. Participants are introduced to these remarkable skills by way of innovative group exercises and by using an interactive personality instrument that decodes the various types of personalities we run across every day, in every situation.

In addition, the contract includes \$20,000 for a cost of gun violence study. This study will examine the cost of each act of gun-violence and each homicide which will demonstrate the financial savings to the Rochester community of each prevented shooting or homicide. NICJR has conducted a series of studies of gun violence across the U.S. These reports break down the specific governmental costs associated with each injury shooting and gun homicide, including crime scene response, hospital and rehab costs, criminal justice, incarceration, victim support, and lost tax revenue.

The funding source is an ARPA appropriation approved by Council in Ordinance No. 2021-334. The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program is an eligible use of ARPA funding per the following Treasury Final Rule Guidelines expenditure category 1.11-Community Violence Interventions.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-96

Ordinance No. 2022-172
(Int. No. 215)

Authorizing an agreement for the Peacemaker Fellowship program

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with The National Institute for Criminal Justice Reform to: (a) train the City's Peacemaker Fellowship staff in skills, concepts and methods useful for intervening with at-risk youth and young adults to prevent violence; and (b) conduct a comprehensive study of the governmental costs of gun violence in the Rochester community. The agreement shall have a term of one year. The maximum compensation for the agreement shall be \$39,000, which shall be funded from the 2022-23 Budget of the Office of the Mayor, contingent upon approval.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-173

Re: Agreements –Summer Youth
Programming

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to summer enrichment activities for youth as part of comprehensive violence prevention programming. This legislation will authorize agreements with the following organizations to be funded from the 2021-22 Mayor’s Office Budget. Each of the agreements will have a term of one year.

Organization	Activity Description	Amount
Rochester Education Foundation, Inc. (Amy Stein, Executive Director, Rochester NY, 14620) for Young CEO	The Young CEO program will teach 20 teenage aspiring entrepreneurs how to create a business plan and how to run a successful business. They will learn personal finance, budgeting, credit, accounting, book keeping and some business law.	\$42,120
Generation Outreach, LLC (Justin Ortiz, CEO, Rochester NY 14605)	Operation GO will provide programming for 50 youth in 5 program areas (10 each) including sneaker design & production, video game design, culinary arts, clothing design and social media communications.	\$91,000
The Center for Dispute Settlement, Inc. (Shira May, President, Rochester, NY 14614) for Untrapped Ministries	Untrapped Ministries and its Young Men and Women of Excellence program includes a My Brother’s Keeper Youth Leadership camp for 50 youth to be held at School #58. Topics will include communications and healthy relationships, identifying resources in the community, financial literacy, gun violence prevention, and drug and alcohol abuse education.	\$15,000
North Star Rites of Passage, LLC (Michael Campbell, CEO, Rochester, NY 14603)	Program will help students develop leadership and career development skills, and aid them with transition to higher education and the world of work. This is a supplemental component to the Untrapped Ministries component listed above, and will serve the same 50 youth.	\$43,967
SRGMF LLC (Shawn “GEE” Goburn, owner, New York, NY 10455)	The Alive and Well program will serve 15 youth. The program builds design and marketing skills and helps develop character, ideas and interests in a creative environment where they may thrive. Includes sessions on teen empowerment, financial literacy, branding, entrepreneurship, and marketing.	\$25,000
A Horse’s Friend, Inc. (Matthew Doward, Executive Director, Rush, NY 14534)	A Horse’s Friend will serve 10 youth and promotes positive values, increases social competencies, and teaches youth respect for themselves and each other through horseback riding. The focus is to give youth an alternative to street life. A strong mentoring component is built in.	\$21,300

Mentors Inspiring Boys & Girls, Inc. (Robert Ricks, Executive Director, Rochester, NY 14611)	The Summer Arts and Character Development camp instills self-worth and teaches life skills for 40 youth. Through our artistic development classes, stage productions, participants' anthologies, academic support, workshops, and youth and family social events, we teach and inspire the excellence that is possible for our children, their families, and our community.	\$48,385
D4G Destined for Greatness, Inc. (Damon Garfield, Sr., CEO, Scottsville, NY, 14611)	Destined for Greatness - D4G will educate 20 youth on origins of hip hop at a youth movement, learn to interpret hip hop music, and create a remix; instruct youth in public speaking and community development.	\$53,500
	Total	\$340,272

These programs will provide constructive activities for youth over the course of the summer as the Office of Violence Prevention works to encourage youth to use their time in a way that builds their experiences and skills for the future in a positive way.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-173
(Int. No. 216)

Authorizing agreements for Summer Youth Programming

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with the each of the following organizations to provide a Summer Youth Program for a maximum compensation specified as follows:

Organization	Program	Maximum
Rochester Education Foundation, Inc.	Young CEO program to teach approx 20 teenage aspiring entrepreneurs how to create a business plan and how to run a successful business.	\$42,120
Generation Outreach, LLC	Operation GO providing programming for approx. 50 youth in 5 program areas including sneaker design & production, video game design, culinary arts, clothing design and social media communications.	\$91,000
The Center for Dispute Settlement, Inc.	Untrapped Ministries' My Brother's Keeper Youth Leadership camp for approx 50 youth to be held at a City school covering topics that include communications and healthy relationships, identifying resources in the	\$15,000

community, financial literacy, gun violence prevention, drug and alcohol abuse education.

North Star Rites of Passage, LLC	As a supplemental component to the Untrapped Ministries program listed above, helping the same approx 50 youth to develop leadership and career development skills and to transition to higher education and the world of work.	\$43,967
SRGMF LLC	The Alive and Well program helping approx 15 youth to build design and marketing skills and develop character, ideas and interests in a creative environment, including sessions on teen empowerment, financial literacy, branding, entrepreneurship, and marketing.	\$25,000
A Horse's Friend, Inc.	The Horse's Friend program for approx 10 youth to promote positive values, increase social competencies, self-respect and respect for others through horseback riding, and including a mentoring component.	\$21,300
D4G Destined for Greatness, Inc.	Educating approx 20 youth regarding the origins of hip hop as a youth movement, the interpretation of hip hop music, how to create a remix, public speaking and community development.	\$53,500
TOTAL		\$340,272

Each agreement shall have a term of one year. The agreements' aggregate maximum compensation of \$340,272 shall be funded from the 2021-22 Budget of the Office of the Mayor.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Harris
June 14, 2022

To the Council:

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

- Int. No. 213 Authorizing funding and agreements for the 2022 Summer Food Service Program
- Int. No. 214 Appropriating funds and authorizing agreements for the Sexual Risk Avoidance Education Grant program

Int. No. 217 Authorizing agreements for the Living Cities grant funded Summer Youth Urban Gardening Program

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

Int. No. 212 Authorizing an agreement related to software application services

Respectfully submitted,
LaShay D. Harris (*Absent*)
Willie J. Lightfoot
Stanley Martin
Mary Lupien (*Abstained from Int. No. 213*)
Miguel A. Meléndez Jr
RECREATION & HUMAN SERVICES COMMITTEE

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-174
Re: New York State Department of
Education Summer Food Service
Program

Council Priority: Support the Creation of Effective
Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2022 Summer Food Service Program. This legislation will:

1. Authorize a grant agreement with the New York State Department of Education for the receipt and use of \$244,445 in anticipated reimbursements for the 2022 Summer Food Service Program (SFSP) operated by the City of Rochester. The funds will be used for the procurement and delivery of meals, the salaries of City summer staff consisting of one coordinator, three monitors, and a clerk; refuse pickup; mileage; outreach; and supplies. These funds were anticipated and included in the proposed 2022-23 Budget of the Department of Recreation and Human Services.
2. Establish \$175,000 as maximum compensation for an agreement with the Rochester City School District (District) for the preparation and delivery of breakfasts and lunches. The term of the agreement will not exceed one year and the cost of this agreement will be funded by 2022-23 Budget of Department of Recreation and Human Services (DRHS), contingent upon approval and the grant funds authorized herein.

SFSP provides free breakfast and lunch to city children aged 18 and under. The program is administered by the City and reimbursed by the State Education Department, using federal

funding. This year, the City's SFSP will operate from July 5, 2022 through August 26, 2022 and meals will be served at R-Centers, camps, and special programs. Please see the attachment for a list of distribution sites.

The federal reimbursement rates and projected numbers of meals for this year are as follows:

	<u>Meals</u>	<u>Rate per Meal</u>	<u>Reimbursement</u>
Breakfast	34,710	\$2.555	\$88,684.05
Lunch	34,710	\$4.4875	<u>\$155,761.13</u>
			\$244,445.18

The 2021 program was authorized via City Council Ordinance No. 2021-219.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-97

Ordinance No. 2022-174
(Int. No. 213)

Authorizing funding and agreements for the 2022 Summer Food Service Program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Education for the receipt and use of anticipated reimbursements in the amount of \$244,445 for the 2022 Summer Food Service Program (Program).

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with the Rochester City School District for the preparation and delivery of meals for the Program. The maximum compensation for the agreement shall be \$175,000, which shall be funded by the 2022-23 Budget of the Department of Recreation and Human Services, contingent upon its approval.

Section 3. The term of each agreement shall not exceed one year.

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

Section 5. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Meléndez, Councilmembers Gruber, Lightfoot, Martin, Patterson, Peo, Smith – 7.

Nays – None – 0.

Vice President Lupien and Councilmember Harris abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-175
Re: Agreements – New York State
Department of Health, Sexual Risk
Avoidance Education Grant

Council Priority: Support the Creation of Effective
Educational Systems

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the New York State Department of Health (NYSDOH) Sexual Risk Avoidance Education (SRAE) Grant program to address unintended teen pregnancy. This legislation will:

1. Authorize an agreement with NYSDOH for the receipt and use of \$275,000 SRAE grant for the July 1, 2022 through June 30, 2023 program period. The NYSDOH SRAE Grant program is in year four of the five-year grant period of July 1, 2019 through June 30, 2024.
2. Establish \$134,750 as total maximum compensation for Baden Street Settlement / Metro Council for Teen Potential funded from the grant authorized herein, for a term of one year.

An additional \$125,472 will be anticipated and included in the 2022-23 Budgets of the Department of Recreation and Human Services and Undistributed Expenses, contingent upon approval, for staff costs associated with the City's role as lead agency, including one full-time employee, one part-time employee, and a portion of a supervisor's time. The remaining \$14,778 will be accounted for in the Teenage Pregnancy Prevention Special Revenue Fund to cover non-personnel expenses such as educational supplies, printing, and apparel as well as indirect expenses.

The goal of the SRAE initiative is to support and enhance youth ages 10-13 social-emotional development and delay onset sexual activity through medically driven, age appropriate curriculum and engaging clubs. SRAE facilitators host weekly clubs at individual R-center sites where youth will participate in engaging fun activities such as Passport club-exploring family unit customs and cultures around the world, Creative Expressions Club, Cooking Matters family cooking program, and Making A Difference evidence based curriculum. Through SRAE programming youth will gain skills and insight to become healthy, productive adolescents with a strong sense of self. The program serves a total of 300 unduplicated youth and caregivers each year. This was last authorized by City Council Ordinance 2021-274.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-98

Ordinance No. 2022-175
(Int. No. 214)

Appropriating funds and authorizing agreements for the Sexual Risk Avoidance Education Grant program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Health for the receipt and use of Sexual Risk Avoidance Education Grant program (Program) funding in the amount of \$275,000, which is hereby appropriated for operating the Program from July 1, 2022 through June 30, 2023. Of that appropriation, \$14,778 shall be allocated to the Teenage Pregnancy Prevention Special Revenue Fund to fund non-personnel and indirect expenses related to the Program.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Baden Street Settlement of Rochester, Inc. to provide services for the Program. The maximum compensation for the agreement shall be \$134,750, which shall be funded from the grant appropriated in Section 1 herein. The term of the agreement shall be one year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2022-176

Re: Living Cities Grant Funded Summer
Youth Urban Gardening Program

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the Urban Agriculture Summer Youth Employment Program funded through the Living Cities Year of Reckoning \$75,000 grant. This legislation will:

1) Establish \$55,000 maximum compensation for an agreement with Cornell Cooperative Extension Assoc of Monroe County] (Andrea M Lista, 2449 St. Paul Blvd, Rochester, NY) to execute a summer youth employment program to develop community gardens in historically marginalized neighborhoods. The agreement will have a term of 6 months and will be funded from the 2021-22 Budget of the Office of the Mayor.

2) Establish \$20,000 maximum compensation for an agreement with Taproot Collective Inc. (Amber Powers, 20 First Street Unit B, Rochester NY) to provide both material and technical support for three community gardens in historically marginalized neighborhoods The agreement will have a term of 6 months and will be funded from the 2021-22 Budget of the Office of the Mayor.

The acceptance of the \$75,000 Living Cities Grant was authorized in Ordinance No. 2021-167. Together, Cornell Cooperative Extension and Taproot Collective will provide fifteen underserved youth with paid internships to enhance community gardens in historically marginalized neighborhoods. The youth will develop life skills, enhance food production, soil health, and biodiversity.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2022-176
(Int. No. 217)

Authorizing agreements for the Living Cities grant funded Summer Youth Urban Gardening 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 Cornell Cooperative Extension Assoc of Monroe County to implement a summer youth employment program to develop community gardens in historically marginalized neighborhoods. The agreement shall have a term of 6 months. The maximum compensation for the agreement shall be \$55,000, which shall be funded from the 2021-22 Budget of the Office of the Mayor.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Taproot Collective, Inc. to provide material and technical support for 3 community gardens in historically marginalized neighborhoods. The agreement shall have a term of 6 months. The maximum compensation for the agreement shall be \$20,000, which shall be funded from the 2021-22 Budget of the Office of the Mayor.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Harris introduced a motion to discharge Introductory No. 212;
2nd by Councilmember Lightfoot.

Motion passed unanimously.

Councilmember Harris introduced a motion to amend Introductory No. 212;
2nd by Councilmember Lightfoot.

Motion to amend passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2022-177
Re: Agreement – PerfectMind Inc.;
R-Central

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement with PerfectMind Inc. (4333 Still Creek Dr. 2nd Floor, Burnaby, BC. Canada, V5C 6S6) for the continued provision of software application services supporting the Department of Recreation and Human Services' (DRHS) R-Central.

The term of this agreement will be for five years. The maximum annual compensation of the agreement is as follows, and will be funded with the 2022-23 Budget of the DRHS and future Budgets of DRHS, contingent upon approval:

July 14, 2022 to July 13, 2023	\$50,368.50
July 14, 2023 to July 13, 2024	\$52,886.93
July 14, 2024 to July 13, 2025	\$55,531.27
July 14, 2025 to July 13, 2026	\$58,307.83
July 14, 2027 to July 13, 2028	\$61,223.23

PerfectMind by Xplor is the software application service that underlies the DRHS R-Central system. R-Central provides City of Rochester residents online access to search, view, explore, enroll, and pay for recreation programs, camps, leagues, and activities, as well as view, reserve, and pay for rental facilities including lodges, ballfields, courts, rinks and other recreation amenities. R-Central provides DRHS staff with automated revenue accounting as well as robust reporting for use in tracking KPIs and other metrics.

PerfectMind by Xplor was selected for these services following an RFP process in 2019 and launched as R-Central in April 2021. The existing contract expires on July 13, 2022.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AV-99

Ordinance No. 2022-177
(Int. No. 212, as amended)

Authorizing an agreement related to software application 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 PerfectMind Inc. for the provision of software application services supporting the Department of Recreation and Human Services' (DRHS) R-Central on-line public access, accounting and reporting system. The

term of the agreement shall be ~~five~~ two years. The maximum compensation for the agreement shall be ~~\$278,317.76~~ \$107,452, which shall be funded in the annual amounts of ~~\$50,368.50~~ \$53,726 from the 2022-23 Budget of DRHS, ~~\$52,886.93~~ from the and 2023-24 Budget of DRHS respectively, ~~\$55,531.27~~ from the 2024-25 Budget of DRHS, ~~\$58,307.83~~ from the 2025-26 Budget of DRHS, and ~~\$61,223.23~~ from the 2026-27 Budget of DRHS, contingent upon approval of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, underline indicates new text

Passed unanimously.

The meeting was adjourned at 9:24 p.m.

HAZEL L. WASHINGTON
City Clerk