

ROCHESTER CITY COUNCIL

REGULAR MEETING

February 21, 2023

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

THE COUNCIL PRESIDENT --- REQUEST COUNCIL TO PAUSE FOR A MOMENT OF SILENCE.

THE COUNCIL PRESIDENT --- PLEDGE OF ALLEGIANCE TO THE FLAG.

Councilmember Lightfoot

THE COUNCIL PRESIDENT --- RECOGNITION CEREMONIES.

Special Recognitions:

Business Owners:

Ma’ama Tees Cookin’ & Catering
DDEggs & More
Tiffany Terry, Creative Designer &
Mental Health Advocate
Truform Manufacturing Corp.
Phu Concepts
Florida Nut House
Philomina’s
Boss Sauce
S&T Lounge

Fried Fish Shack
Andre’s Barbershop
Pop Style International
Crown Collectives
Love’s Barbershop
Wade and Me Barbershop and Salon
R & R Takeout Catering
MansaWear
The Avenue BlackBox Theatre
Taste of the Bahamas

Contributions to the Community:

Kollin McCullough
Ephraim Gebre

Security:

Deverin Dillon
Sandra Beasley

Retirement:

DES:

Philip Julian
Susan Nerges

ECD:

Phillip Jakubowski

FIN:

Laura Miller

LAW:

Yvette Chancellor Green

RFD:

Felipe Hernandez

RPD:

Donald Flood

APPROVAL OF THE MINUTES

By Councilmember Smith

RESOLVED, that the minutes of the Regular Meeting on January 24, 2023 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 Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges - December 2022

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

The Council submits Disclosure of Interest Forms from Councilmember Gruber on Int. No. 63 and Int. No. 64, and President Meléndez on Int. No. 68

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

THE COUNCIL PRESIDENT --- RECEIVED AND FILED.

PUBLIC HEARINGS.

No Public Hearing for the month of February.

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

By President Meléndez

President Meléndez introduced a motion to consider Int. No. 69 without referring to a committee. Motion to consider passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Re: Ordinance No. 2023-31
Agreement- NP & S
Management, Inc.-
Fire Chief Executive
Search Services

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing \$40,000 as maximum compensation for an agreement with NP & S Management, Inc. (S. Renee Narloch, President & CEO) of Tallahassee, Florida, for executive search services for the position of Fire Chief. The cost of this agreement will be funded from the 2022-23 Budget of Undistributed Expenses.

NP & S Management, Inc. is a national search firm that focuses exclusively on recruiting for senior management level positions. Its search experience includes previous searches for executive level positions in municipal fire departments. The services provided under this agreement with NP & S Management, Inc. will include the development of a candidate profile for the City of Rochester's Fire Chief position; an advertising campaign and recruitment brochure; the recruitment and screening of potential candidates; preliminary interviews and recommended finalists; and the development of a final interview process.

A justification for not issuing a request for proposals is attached.

Respectfully submitted,
Malik Evans
Mayor

Attachment No. AW-16

Ordinance. No. 2023-31
(Int. No. 69)

Authorizing an agreement for recruitment and selection of a Fire Chief

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 NP & S Management, Inc., dba S. Renee Narloch & Associates, to conduct a nationwide search for qualified candidates and to assist with the selection of a Chief of the Fire Department. The term of the agreement shall continue until a qualified candidate's acceptance of the City's offer of employment as Fire Chief. The maximum compensation for the agreement shall be \$40,000, which shall be funded from the 2022-23 Budget of Undistributed Expense.

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.

REPORTS OF STANDING COMMITTEES
AND ACTION THEREON

By Councilmember Lightfoot
February 21, 2023

To the Council:

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

- Int. No. 34 Authorizing an amendatory agreement and amending Ordinance No. 2021-409 relating to the Goodman Firehouse Improvement project
- Int. No. 35 Authorizing an amendatory agreement relating to the Broad and Allen Firehouse Priority Facility Improvements project
- Int. No. 36 Authorizing an amendatory agreement for the 2023 Milling and Resurfacing Project
- Int. No. 37 Appropriating funds for the 2023 Milling and Resurfacing Project
- Int. No. 38 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$3,339,000 Bonds of said City to finance the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)
- Int. No. 39 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$281,000 Bonds of said City to finance water service improvements associated with the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)
- Int. No. 40 Authorizing an agreement for the 2023 Milling and Resurfacing Project
- Int. No. 41 Appropriating funds for the 2023 Preventive Maintenance Group 1 project
- Int. No. 42 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$688,000 Bonds of said City to finance the 2023 Preventive Maintenance Group 1 for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road)
- Int. No. 43 Authorizing an agreement for the 2023 Preventive Maintenance Group 1 project
- Int. No. 44 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,600,000 Bonds of said City to finance certain costs of the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4
- Int. No. 45 Authorizing an amendatory agreement for the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4
- Int. No. 46 Authorizing receipt and use of reimbursement funds from the Rochester Pure Waters District for street improvement projects
- Int. No. 47 Authorizing an agreement for land surveying services

Respectfully submitted,
Willie J. Lightfoot
Mitch Gruber
Jose Peo
Mary Lupien
Miguel A. Meléndez, Jr. (*absent*)
PARKS & PUBLIC WORKS COMMITTEE

Received filed and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-32
Re: Amendatory Agreement – LaBella
Associates, D.P.C. - Goodman
Firehouse Improvement 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 Goodman Firehouse
Improvement Project. This legislation will:

1. Amend Section 1 of Ordinance No. 2021-409 to amend the funding of the agreement by reducing the 2021-22 Cash Capital by \$100,000 and replacing with \$100,000 of American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2022-313; and,
2. Authorize an amendatory agreement with LaBella Associates, D.P.C. (Steve Metzger, C.E.O., 300 State Street, Suite 201, Rochester, New York) to provide additional design, bid and construction administration services for the project. The original agreement for \$240,000 was authorized in December 2021 (Ordinance No. 2021-409). This amendment will increase the maximum compensation by \$325,000 to a new maximum total of \$565,000. The amendatory compensation will be funded by \$325,000 of American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2022-313.

The original project scope consisted of mechanical, electrical and plumbing system upgrades and limited renovations to the existing bathrooms and interior. The project scope is being expanded to include additional ARPA funded high priority facility improvements that include, but are not limited to, the addition of gender neutral bathroom and bunkroom facilities and related building system, code compliance and site renovations.

Design services associated with this amendatory agreement will commence in spring 2023. Project construction is anticipated to begin in spring 2024 with substantial completion in fall 2025.

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

The term of the agreement shall remain unchanged, and shall extend until three (3) months after completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-17

Ordinance No. 2023-32
(Int. No. 34)

Authorizing an amendatory agreement and amending Ordinance No. 2021-409 relating to the Goodman Firehouse Improvement project

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

Section 1. Section 1 of Ordinance No. 2021-409, authorizing an agreement for the Goodman Firehouse Improvement Project, is hereby amended as follows:

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with LaBella Associates, D.P.C. for architectural and engineering design services for the Goodman Firehouse Improvement Project (Project). The maximum compensation for the agreement shall be \$240,000, which shall be funded in the amount of \$140,000 from 2021-22 Cash Capital and in the amount of \$100,000 from the American Rescue Plan Act funds appropriated in Ordinance No. 2022-313. The term of the agreement shall continue to three months after completion of a two-year guarantee inspection of the Project.

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with LaBella Associates, D.P.C. to provide additional design, bid, and construction administration services for the Goodman Firehouse Improvement project (Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2021-409 to increase the maximum compensation by \$325,000 to a new total of \$565,000. The amendatory compensation shall be funded from the American Rescue Plan Act funds appropriated in Ordinance No. 2022-313. The term of the amendatory agreement shall extend until three months after completion of the two-year guarantee inspection of the Project.

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

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-33
Re: Amendatory Agreement –
Architectura, P.C. – Broad and
Allen Firehouse Priority Facility
Improvements

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 Broad and Allen Firehouse Priority Facility Improvements project. This legislation will authorize an amendatory agreement with Architectura, P.C., (Jennifer Takatch, C.E.O., 17 Pitkin St, Suite 100 Rochester, New York) to provide additional design, bid and construction administration services for the project. The original agreement for \$90,000 was authorized in December 2021 (Ordinance No. 2021-402). This amendment will increase the maximum compensation by \$540,000 to a maximum total of \$630,000 and will be funded with American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2022-313.

The original project scope consisted of renovation of the existing kitchen with stainless steel cabinets and countertops, lighting upgrades, new flooring, and a code complaint exhaust hood and fire suppression system. The project scope is being expanded to include additional ARPA funded high priority facility improvements that include, but are not limited to, the addition of gender neutral bathroom and bunkroom facilities and related building system, code compliance and site renovations.

Design services associated with this amendatory agreement will commence in spring 2023. Project construction is anticipated to begin in spring 2024 with substantial completion in fall 2025.

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

The term of the agreement shall remain unchanged, and shall extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-18

Ordinance No. 2023-33
(Int. No. 35)

Authorizing an amendatory agreement relating to the Broad and Allen Firehouse Priority Facility Improvements 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 Architectura, P.C. to provide additional design, bid, and construction administration services for the Broad and Allen Firehouse Priority Facility Improvements project (Project). The amendatory agreement shall amend the existing agreement authorized by Ordinance No. 2021-402 to increase the maximum compensation by \$540,000 to a new maximum total of \$630,000. The amendatory compensation shall be funded by American Rescue Plan Act funds appropriated in Ordinance No. 2022-313. The term of the amendatory agreement shall extend until three months after completion of the two-year guarantee inspection of the Project.

Section 2. The amendatory 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. 2023-34

Ordinance No. 2023-35

Ordinance No. 2023-36

Ordinance No. 2023-37

Ordinance No. 2023-38

Re: 2023 Milling and Resurfacing Project
Brooks Avenue (Genesee Park
Boulevard to Genesee Street),
Jefferson Avenue (Champlain
Street to West Main Street),
Thurston Road (Genesee Park
Boulevard to Arnett Boulevard)

Council Priority: Jobs and
Economic Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Milling and Resurfacing Project, which includes segments of Brooks Avenue, Jefferson Avenue and Thurston Road as described above. The legislation will:

1. Authorize an amendatory agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. (Roseann B. Schmid, C.E.O, 180 Charlotte Street, Rochester, New York) to provide additional engineering design and construction administration services for the project. The original agreement for \$400,000 was authorized in November 2021 (Ordinance No. 2021-362). This amendment will increase the maximum compensation by \$50,000 to a maximum total of \$450,000. The amendment will be funded with \$5,000 of 2018-19 and \$45,000 of 2020-21 Cash Capital.
2. Appropriate \$275,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance a portion of the construction for the project; and,
3. Authorize the issuance of street bonds totaling \$3,339,000 and the appropriation of the proceeds thereof to finance the street portion of the construction and Resident Project Representation (RPR) services for the project; and,
4. Authorize the issuance of water bonds totaling \$281,000 and the appropriation of the proceeds thereof to finance the water portion of the construction and RPR services for the project; and,
5. Reappropriate \$4,759.42 of unspent Community Development Block Grant (CDBG) funds from the Residential Street Rehabilitation allocation of the 2016-17 Annual Action Plan for infrastructure improvements, previously authorized by Ordinance No. 2016-310 for continued use in the construction for the project; and,
6. Appropriate \$390,511 of CDBG funds from the Residential Street Rehabilitation allocation of the 2022-23 Annual Action Plan for infrastructure improvements to partially finance a portion of the construction for the project; and,

7. Establish \$450,000 as maximum compensation for a professional services agreement with Joseph C. Lu Engineering, PC (Cletus Ezenwa, CEO, 280 East Broad Street, Suite 170, Rochester, New York) for RPR services for the project. The cost of the agreement will be funded from the sources outlined in the chart below.

The project will include, but is not limited to milling and resurfacing of the pavement, spot curb replacement, installation or upgrade of sidewalk curb ramps, adjustment and repair of manholes, receiving basins, and water valve castings, replacement of traffic pavement markings and the addition of on-street bicycle facilities. The project also includes the installation of speed humps on Reynolds Street from Seward Street to West Main Street. 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.

The project was designed by Fisher Associates, P.E., L.S., L.A., D.P.C. as authorized by Ordinance No. 2022-362.

Joseph C. Lu Engineering, PC was selected for RPR Services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on December 28, 2022. The apparent low bid of \$4,493,245 was submitted by Ramsey Constructors, Inc. (Chris Ramsey, CEO, 5711 Gateway Park, Lakeville, New York).

The project will be funded as follows:

Source of Funds	Survey	Design	Construction	Street Lighting	RPR	Contingency	Total
Bonds authorized in Ordinance No. 2021-361	57,500	342,500	0	0	0	0	\$400,000
NYSDOT Aid appropriated herein	0	0	275,000	0	0	0	\$275,000
Bonds appropriated herein	0	0	2,760,246.08	73,500	340,205	165,048.92	\$3,339,000
Water bonds appropriated herein	0	0	246,321.20	0	22,660	12,018.80	\$281,000
CDBG funds appropriated herein	0	0	390,511	0	0	0	\$390,511
Reappropriated unspent CDBG funds Ordinance No. 2016-310	0	0	4,759.42	0	0	0	\$4,759.42
Pure Waters reimbursement appropriated in concurrent ordinance	0	0	202,000	0	0	0	\$202,000
Pure Waters reimbursement appropriated Ordinance No. 2022-021	0	0	53,000	0	0	0	\$53,000
Pure Waters reimbursement appropriated Ordinance No. 2021-085	0	0	94,000	0	0	0	\$94,000
Pure Waters reimbursement appropriated Ordinance No. 2020-360	0	0	16,886.60	0	0	18,000	\$34,886.60

2018-19 Cash Capital	0	5,000	53,826.96	0	0	0	\$58,826.96
2019-20 Cash Capital	0	0	36,095.04	0	2,000	0	\$38,095.04
2020-21 Cash Capital	0	102,500	282,598.70	0	0	0	\$385,098.70
2021-22 Cash Capital	0	0	0	0	85,135	0	\$85,135
2022-23 Cash Capital	0	0	78,000	0	0	0	\$78,000
Total:	\$57,500	\$450,000	\$4,493,245	\$73,500	\$450,000	\$195,067.72	\$5,719,312.72

Construction is anticipated to begin in spring 2023 with substantial completion in fall 2023. The construction of the project will result in the creation and/or retention of the equivalent of 54.7 full-time jobs. The amendatory agreement will result in the creation and/or retention of the equivalent of 0.5 full-time jobs.

The term of the agreement shall extend until three (3) months after the completion of the two (2) year guarantee inspection of the project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-19

Ordinance No. 2023-34
(Int. No. 36)

Authorizing an amendatory agreement for the 2023 Milling and Resurfacing Project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Fisher Associates, P.E., L.S., L.A., D.P.C. to provide additional engineering design and construction administration services for the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the Project). Council hereby authorizes amending the agreement authorized in Ordinance No. 2021-362 by increasing the maximum compensation by \$50,000 to a new total of \$450,000. The amendatory compensation shall be funded in the amounts of \$5,000 in 2018-19 Cash Capital and \$45,000 in 2020-21 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2023-35
(Int. No. 37)

Appropriating funds for the 2023 Milling and Resurfacing Project

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

Section 1. The Council hereby appropriates the sum of \$275,000 in anticipated reimbursements from the New York State Department of Transportation to fund a portion of the construction costs for the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the Project).

Section 2. The Council hereby appropriates the sum of \$395,270.42 in Community Development Block Grant funds to the Project, comprised of \$4,759.42 from the Residential Street Rehabilitation allocation of the 2016-17 Annual Action Plan and \$390,511 from the Residential Street Rehabilitation allocation of the 2022-23 Annual Action Plan.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2023-36
(Int. No. 38)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$3,339,000 Bonds of said City to finance the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) that includes milling and resurfacing of the pavement, spot curb replacements, installing or upgrading sidewalk curb ramps, adjusting and repairing manholes and receiving basins, and replacing traffic pavement markings along the above listed street segments (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,521,312.72. The plan of financing includes the issuance of \$3,339,000 bonds of the City, which amount is hereby appropriated for the Project, \$400,000 from the proceeds of bonds appropriated in Ordinance No. 2021-361, \$275,000 in anticipated reimbursements from the New York State Department of Transportation appropriated to the Project in a concurrent ordinance, \$395,270.42 in funds appropriated from the Residential Street Rehabilitation project allocations of the 2016-17 and 2022-23 Annual Action Plans in a concurrent ordinance, \$202,000 in anticipated Monroe County Pure Waters reimbursements authorized in a concurrent ordinance for sewer work associated with street improvement projects, \$53,000 in anticipated Monroe County Pure Waters reimbursements authorized in Ordinance No. 2022-21 for sewer work associated with street improvement projects, \$94,000 in anticipated Monroe County Pure Waters reimbursements authorized in Ordinance No. 2021-85 for sewer work associated with street improvement projects, \$34,886.60 in anticipated Monroe County Pure Waters reimbursements authorized in Ordinance No. 2020-360 for sewer work associated with street improvement projects, \$53,826.96 in 2018-19 Cash Capital, \$36,095.04 in 2019-20 Cash Capital, \$375,098.70 in 2020-21 Cash Capital, \$85,135 in 2021-22 Cash Capital, \$78,000 in 2022-23 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$3,339,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$3,339,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2023-37
(Int. No. 39)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$281,000 Bonds of said City to finance water service improvements associated with the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard)

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the cost of water service improvements, including the adjustment and repair of water valve boxes, associated with the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$298,000. The plan of financing includes the issuance of \$281,000 bonds of the City, which amount is hereby appropriated for the Project, \$5,000 in 2018-19 Cash Capital, \$2,000 in 2019-20 Cash Capital, \$10,000 in 2020-21 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$281,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$281,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 1. of the Law, is forty (40) years.

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2023-38
(Int. No. 40)

Authorizing an agreement for the 2023 Milling and Resurfacing 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 Joseph C. Lu Engineering, PC to provide Resident Project Representation services for the 2023 Milling and Resurfacing Project for Brooks Avenue (Genesee Park Boulevard to Genesee Street), Jefferson Avenue (Champlain Street to West Main Street) and Thurston Road (Genesee Park Boulevard to Arnett Boulevard) (the Project). The term of the agreement shall continue to three months following completion of a two-year guarantee inspection of the Project. The maximum compensation for the agreement shall be \$450,000, which shall be funded in the amounts of \$340,205 from the proceeds of street bonds appropriated in a concurrent ordinance, \$22,660 from the proceeds water bonds appropriated in a concurrent ordinance, \$2,000 in 2019-20 Cash Capital, and \$85,135 in 2021-22 Cash Capital.

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. 2023-39
Ordinance No. 2023-40
Ordinance No. 2023-41
Re: 2023 Preventive Maintenance
Group 1 - East Avenue (Culver Road
to Probert Street), Culver Road
(Garson Avenue to Laurelton Road),
Culver Road (Clifford Avenue to
Norton Street), South Avenue

(E. Henrietta Road to Elmwood Avenue), University Avenue (Culver Road to Blossom Road)

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 2023 Preventive Maintenance Group 1 Project, which includes segments of East Avenue, Culver Road, South Avenue and University Avenue as described above. This legislation will:

1. Appropriate \$4,200,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) to finance a portion of the construction and Resident Project Representation (RPR) services for the project; and,
2. Appropriate \$180,000 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) to finance a portion of the construction for the project; and,
3. Authorize the issuance of bonds totaling \$688,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction and RPR services for the project; and,
4. Establish \$750,000 as maximum compensation for a professional services agreement with Greenman-Pedersen, Inc. (Christer Ericsson, C.E.O., 150 State Street, Suite 100, Rochester, New York) for RPR services for the project. The cost of the agreement will be funded from the sources outlined in the chart on the following page.

This is a Federal Aid Project that is administered by the City under an agreement with the New York State Department of Transportation (NYSDOT).

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

The project was designed by Erdman, Anthony and Associates, Inc. as authorized by Ordinance No. 2021-241.

Greenman-Pedersen, Inc. was selected for RPR services through a Request for Proposal process, which is described in the attached summary.

Bids for construction were received on December 13, 2022. The apparent low bid of \$4,484,985.50 was submitted by Keeler Construction Co., Inc. (Mark D. Keeler, C.E.O., 13519 West Lee Road, Albion, New York).

The project will be funded as follows:

Source of Funds	Design	Construction	RPR	Contingency	Total
Federal Aid appropriated Ordinance No. 2021-241	480,000	0	0	0	\$480,000
Marchiselli Aid appropriated Ordinance No. 2021-363	90,000	0	0	0	\$90,000

Federal Aid appropriated herein	0	3,587,998	600,002	12,000	\$4,200,000
NYS DOT Aid appropriated herein	0	180,000	0	0	\$180,000
Bonds authorized herein	0	549,076	138,041	833	\$688,000
Pure Waters reimbursement appropriated Ordinance No. 2022-021	0	96,405.50	0	0	\$96,405.50
2021-22 Cash Capital	55,000	0	0	0	\$55,000
2022-23 Cash Capital	0	71,506	11,957	0	\$83,463
Total	\$625,000	\$4,484,985.50	\$750,000	\$12,833	\$5,872,868.50

Construction is anticipated to begin in spring 2023 with substantial completion in fall 2023. The construction of the project will result in the creation and/or retention of the equivalent of 57.0 full-time jobs.

The agreement shall have a term of six (6) months after final completion of the project.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-20

Ordinance No. 2023-39
(Int. No. 41)

Appropriating funds for the 2023 Preventive Maintenance Group 1 project

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

Section 1. The Council hereby appropriates the sum of \$4,200,000 in anticipated reimbursements from the Federal Highway Administration to fund a portion of the construction and Resident Project Representation costs for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (the Project).

Section 2. The Council hereby appropriates the sum of \$180,000 in anticipated reimbursements from the New York State Department of Transportation to fund a portion of the construction costs for the Project.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$688,000 Bonds of said City to finance the 2023 Preventive Maintenance Group 1 for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road)

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) including pavement milling and resurfacing, spot curb and hazardous sidewalk replacements, installation or upgrade of sidewalk curb ramps, replacement of traffic pavement markings, and adjustment and repair of manholes, receiving basins, and water valve castings in and along the above listed street segments (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,872,868.50. The plan of financing includes the issuance of \$688,000 bonds of the City, the proceeds of which are hereby appropriated to the Project, \$480,000 in anticipated reimbursements from the Federal Highway Administration (FHWA) authorized in Ordinance No. 2021-241, \$90,000 in NYS Marchiselli Aid Program reimbursements appropriated in Ordinance No. 2021-363, \$4,200,000 in anticipated reimbursements from the FHWA appropriated in a concurrent ordinance, \$180,000 in anticipated reimbursements from the New York State Department of Transportation appropriated in a concurrent ordinance, \$96,405.50 in anticipated reimbursements from the Rochester Pure Waters District authorized in Ordinance No. 2022-21, \$55,000 from 2021-22 Cash Capital, \$83,463 from 2022-23 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$688,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$688,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

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

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

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

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

Passed unanimously.

Ordinance No. 2023-41
(Int. No. 43)

Authorizing an agreement for the 2023 Preventive Maintenance Group 1 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 Greenman-Pedersen, Inc. to provide Resident Project Representation services for the 2023 Preventive Maintenance Group 1 project for East Avenue (Culver Road to Probert Street), Culver Road (Garson Avenue to Laurelton Road), Culver Road (Clifford Avenue to Norton Street), South Avenue (E. Henrietta Road to Elmwood Avenue) and University Avenue (Culver Road to Blossom Road) (the Project). The term of the agreement shall continue to six months after final completion of the Project. The maximum compensation for the agreement shall be \$750,000, which shall be funded in the amounts of \$600,002 in anticipated reimbursements from the Federal Highway Administration appropriated in a concurrent ordinance, \$138,041 from the proceeds of bonds appropriated in a concurrent ordinance, and \$11,957 in 2022-23 Cash Capital.

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. 2023-42
Ordinance No. 2023-43
Re: Hazardous Sidewalk Replacement
Program Northwest Quadrant
Contract 2023 – Phase 4

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 – Phase 4. The legislation will:

1. Authorize the issuance of bonds totaling \$2,600,000 and the appropriation of the proceeds thereof to partially finance a portion of the construction for the project; and,
2. Authorize an amendatory agreement with Vanguard Engineering, P.C. (Joseph C. Ardieta, C.E.O., 133 South Fitzhugh Street, Rochester, New York) to provide additional Resident Project Representation (RPR) services for the project. The original agreement, authorized in February 2022 (Ordinance No. 2022-58) established maximum compensation at \$300,000 for a term of one year with the option to extend for up to two additional periods of one year each. This amendment will extend the agreement by one year and increase the maximum compensation by \$200,000 to a maximum total of \$500,000. The cost of the agreement will be funded from the sources outlined in the chart on the following page.

The project will replace sidewalk flags that are in hazardous condition in the Northwest quadrant of the City.

The project was designed by the City of Rochester Bureau of Architecture and Engineering Street Design Division.

Bids for construction were received on December 13, 2022. The apparent low bid of \$3,213,875 was submitted by Espana Enterprises, LLC (Scott Spring, C.E.O., 174 Colvin Street, Rochester, New York).

The project will be funded as follows:

Source of Funds	Construction	RPR	Contingency	Total
Bonds authorized herein	2,600,000	0	0	\$2,600,000
2019-20 Cash Capital	170,665.75	200,000	0	\$370,665.75
2020-21 Cash Capital	227,821.24	300,000	0	\$527,821.24
2021-22 Cash Capital	215,388.01	0	200,000	\$415,388.01
Total	\$3,213,875	\$500,000	\$200,000	\$3,913,875

Construction is anticipated to begin in spring 2023 with substantial completion in fall 2023. The construction of the project will result in the creation and/or retention of the equivalent of 39.3 full-time jobs.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-21

Ordinance No. 2023-42
(Int. No. 44)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$2,600,000 Bonds of said City to finance certain costs of the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance a portion of the costs of the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4 along the streets noted on the attached Project Street List (Exhibit A), including replacing hazardous sidewalk segments along the listed streets (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,913,875. The plan of financing includes the issuance of \$2,600,000 bonds of the City, which amount is hereby appropriated for the Project, \$370,665.75 from 2019-20 Cash Capital, \$527,821.24 from 2020-21 Cash Capital, \$415,388.01 from 2021-22 Cash Capital and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$2,600,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$2,600,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 24 of the Law, is ten (10) years.

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

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

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

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

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

Exhibit A

Project Street List

The Project entails replacing hazardous sidewalk flags along the following street segments:

STREET	(FROM TO TO)
AFTON ST	(YARKER AVE TO DENISE RD)
ALMIRA ST	(UPPER FALLS BLVD TO FIEN ST)
ALONZO ST	(PRIVATE DR TO DENISE RD)
ALPHA ST	(BRADDOCK ST TO BEACH AVE)
ALPHA ST	(WILDER TER TO BRADDOCK ST)
ATWELL ST	(N LEMOYN AVE TO LAKE AVE)
BANKER PL	(END TO BENNINGTON DR)
BAUSCH ST	(SUNTRU ST TO ST PAUL ST)
BEACH AVE	(CITY LINE TO LAKE AVE)
BENNINGTON DR	(DEWEY AVE TO CITY LINE)
BENWELL RD	(BENWELL RD TO DEWEY AVE)
BERNICE ST	(W RIDGE RD TO MCCALL RD)
BONESTEEL ST	(W RIDGE RD TO CITY LINE)
BOXART ST	(LAKE AVE TO END)

BRADDOCK ST	(CLIO ST TO ALPHA ST)
BRITTON RD	(BRITTON RD TO LAKE AVE)
BROCTON ST	(END TO BEACH AVE)
N BURLEY RD	(CHERRY RD TO END)
BURLEY RD	(LAKE AVE TO END)
BURLING RD	(OAKWOOD RD TO DEWEY AVE)
CALVIN RD	(CALVIN RD TO BOXART ST)
CAMDEN ST	(END TO MERIDEN ST)
CANDLELIGHT DR	(MCCALL RD TO END)
CARLISLE ST	(W RIDGE RD TO CITY LINE)
CATARACT ST	(END TO ST PAUL ST)
CENTRAL AVE	(CUMBERLAND ST TO N CLINTON AVE)
CHELTENHAM RD	(LAKE AVE TO FALLESON RD)
CHERRY RD	(LAKE AVE TO N BURLEY RD)
CHESTERFIELD DR	(PEARSON ST TO LEROY ST)
CHRISTIAN AVE	(BERNICE ST TO DEWEY AVE)
CLAYTON ST	(ATWELL ST TO END)
CLAYTON ST	(END TO STUTSON ST)
CLEMATIS ST	(END TO BEACH AVE)
CLIO ST	(END TO BEACH AVE)
CLOVERDALE ST	(END TO BEACH AVE)
COBURG ST	(ATWELL ST TO END)
CONKEY AVE	(SCRANTOM ST TO CLIFFORD AVE)
CORK ST	(END TO ST BRIDGETS DR)
CORRIGAN ST	(ESTES ST TO ONTARIO BEACH PARK)
CUMBERLAND ST	(ST PAUL ST TO N CLINTON AVE)
DENISE RD	(CITY LINE TO HUGHES PL)
DEVITT RD	(W RIDGE RD TO DOROTHY AVE)
DEWEY AVE	(W RIDGE RD TO CITY LINE)
DOROTHY AVE	(DEVITT RD TO DEWEY AVE)
DUGAN PL	(LAKE AVE TO END)
DUNSMERE DR	(BERNICE ST TO DEWEY AVE)
DURGIN ST	(SCRANTOM ST TO CLIFFORD AVE)
EASTLAND RD	(EASTLAND RD TO DEWEY AVE)
EASTMAN AVE	(W RIDGE RD TO DEWEY AVE)
ELK ST	(LAGRANGE AVE TO RAMONA ST)
ELLINGTON RD	(CITY LINE TO DEWEY AVE)
ELMTREE RD	(CHESTERFIELD DR TO RIVER HTS)

ELWOOD DR	(CITY LINE TO ELLINGTON DR)
EMMETT ST	(WARD ST TO ST BRIDGETS DR)
ESTES ST	(FLEMING ST TO BEACH AVE)
EVERGREEN ST	(ST PAUL ST TO SULLIVAN ST)
FALLESON RD	(BURLEY RD TO BOXART ST)
FERGUSON CT	(END TO LATTA RD)
FIEN ST	(OAKMAN ST TO SCRANTOM ST)
FILLINGHAM DR	(BERNICE ST TO DEWEY AVE)
FLEMING ST	(LAKE AVE TO RUGGLES ST)
FOX ST	(TRUESDALE ST TO RAMONA ST)
FREMONT RD	(CHESTERFIELD DR TO LAKE AVE)
FREY ST	(LAKESHIRE RD TO DENISE RD)
GALENA ST	(END TO FREY ST)
GALUSHA ST	(UPPER FALLS BLVD TO HART ST)
GLENORA DR	(WEST RIDGE RD TO BOUNDARY)
GLENTHORNE RD	(BERNICE ST TO DEWEY AVE)
GORHAM ST	(ST PAUL ST TO MARTIN ST)
GRASSMERE PK	(FREY ST TO LAKE AVE)
HAMLIN ST	(PITTSFORD ST TO PERINTON ST)
HANNAHS TER	(END TO LAKE AVE)
HARBOR VIEW TER	(LAKE AVE TO AFTON ST)
HARDING ROAD	(LAKE AVE TO N BURLEY RD)
HART ST	(ST PAUL ST TO GALUSHA ST)
HARTEL AL	(ST PAUL ST TO MARTIN ST)
HAWKINS ST	(OAKMAN ST TO SCRANTOM ST)
HAZEL AL	(OAKMAN ST TO UPPER FALLS BLVD)
HAZEL AL	(HAZEL AL TO LOWELL ST)
HENLEY ST	(END TO BEACH AVE)
HEWITT ST	(HEWITT ST TO LAKE AVE)
HEWITT ST	(LEMOYN AVE TO HEWITT ST)
HINCHER ST	(END TO LAKE AVE)
HOLCOMB ST	(SHEPPLER ST TO LAKE AVE)
HOLCROFT RD	(LAKE AVE TO FALLESON RD)
HOLDEN ST	(END TO LAKE AVE)
HOPPER TER	(HARDING ROAD TO LEANDER ST)
IRENE ST	(PENROSE ST TO ALONZO ST)
JESSIE ST	(W RIDGE RD TO END)
KAPPEL PL	(PRINCETON ST TO N CLINTON AVE)

KEMPHURST RD	(LAKE AVE TO RIVER HEIGHTS CIR)
KINGSLEY RD	(CHESTERFIELD DR TO LAKE AVE)
LA GRANGE AVE	(RIDGEWAY AVE TO END)
LAKE AVE	(WINCHESTER ST TO BEACH AVE)
LAKECREST AVE	(LAKE AVE TO RIVER HTS)
LAKELAND AVE	(END TO LAKE AVE)
LAKESHIRE RD	(LAKESHIRE RD TO LAKE AVE)
LANCASTER ST	(DE WAIN ST TO W RIDGE RD)
LANGFORD RD	(BERNICE ST TO DEWEY AVE)
LATTA RD	(CITY LINE TO RIVER ST)
LEANDER RD	(HOPPER TER TO FALLESON RD)
LEMOYN AVE	(NORTH END TO SOUTH END)
LENRIET ST	(CULDORF ALY TO DEWEY AVE)
LEOPARD ST	(TRUESDALE ST TO RAMONA ST)
LEROY ST	(END TO LAKE AVE)
LIGHTHOUSE ST	(LATTA RD TO END)
LION ST	(TRUESDALE ST TO LAGRANGE AVE)
LOWELL ST	(ST PAUL ST TO HAZE AL)
LYDIA ST	(LATTA RD TO HOLDEN ST)
LYNCHESTER ST	(CULDORF ALY TO DEWEY AVE)
LYNCREST DR	(MCCALL RD TO SOUTHAMPTON DR)
LYNCREST DR	(SOUTHAMPTON DR TO SOUTHAMPTON DR)
MARIETTA ST	(END TO N CLINTON AVE)
MARTIN ST	(GORHAM ST TO END)
MAYFLOWER ST	(EASTMAN AVE TO DOROTHY AVE)
MAYNARD ST	(BONESTEEL ST TO END)
MC CALL ROAD	(CITY LINE TO DEWEY AVE)
MEECH PARK	(END TO VALLEY VIEW PL)
MERIDEN ST	(CLIO ST TO WILDER TER)
MERTZ AL	(UPPER FALLS BLVD TO HART ST)
MOOSE ST	(RIDGEWAY AVE TO ELK ST)
MORVILLE DR	(BERNICE ST TO DEWEY AVE)
MOZART PL	(END TO HAWKINS ST)
MT READ BLVD	(CHIPPEWA ST TO W RIDGE RD)
MT READ BLVD	(RAMP TO CHIPPEWA ST)
MT READ BLVD	(RIDGEWAY AVE TO RAMP)
MT READ BLVD	(RAMP TO RAMP)
MT READ BLVD	(RAMP TO MT READ BLVD)

MT READ BLVD	(BRIDGE TO RAMP)
N CLINTON AVE	(INNER LOOP TO CLIFFORD AVE)
N LEMOYN AVE	(S END TO N END)
N RIVER ST	(PORTSIDE DR TO CORRIGAN ST)
OAKMAN ST	(GALUSHA ST TO N CLINTON AVE)
OAKWOOD RD	(SOUTHAMPTON DR TO CITY LINE)
PARKWOOD RD	(BERNICE ST TO DEWEY AVE)
PENROSE ST	(FREY ST TO LAKE AVE)
PERINTON ST	(RIDGWAY AVE TO WHEATLAND ST)
PETTEN ST	(LAKE AVE TO PETTEN STREET EXT)
PITTSFORD ST	(RIDGWAY AVE TO WHEATLAND ST)
POLLARD AVE	(COBURG ST TO LAKE AVE)
PORTSIDE DR	(LAKE AVE TO END)
PRINCETON ST	(OAKMAN ST TO SCRANTOM ST)
RAMONA PK	(RAMONA ST TO RAMONA ST)
RAMONA ST	(RIDGWAY AVE TO RAMONA PARK)
REDFIELD ST	(FREY ST TO ALONZO ST)
REVERE ST	(SHEPPLER ST TO LAKE AVE)
RIVER HEIGHTS CIR	(S END TO N END)
RIVER HGTS	(S END TO N END)
RIVER ST	(STUTSON ST TO CORRIGAN ST)
RIVER ST	(LAKE AVE TO N END)
ROCHELLE ST	(SHEPPLER ST TO LAKE AVE)
RUGGLES ST	(END TO BEACH AVE)
SCHAUMAN PL	(OAKMAN ST TO SIEBERT PL)
SCRANTOM ST	(ST PAUL ST TO N CLINTON AVE)
SHEPPLER ST	(S END TO STONEWOOD AVE)
SIEBERT PL	(END TO RAUBER ST)
SOUTHAMPTON DR	(LYNCREST DR TO MCCALL RD)
ST BRIDGETS DR	(ST PAUL ST TO N CLINTON AVE)
ST JOHNS PARK	(RIVER ST TO HUGHES PL)
ST PAUL ST	(INNER LOOP TO CLIFFORD AVE)
STONEWOOD AVE	(CITY LINE TO LAKE AVE)
STROHM ST	(CLAYTON ST TO LAKE AVE)
STUTSON ST	(LATTA RD TO RIVER ST)
THACKER ST	(END TO BOXART ST)
TIERNAN ST	(LAKE AVE TO RIVER HTS)
TRUESDALE ST	(RIDGWAY AVE TO WHEATLAND ST)

UPPER FALLS BLVD	(ST PAUL ST TO N CLINTON AVE)
UPTON PL	(END TO LAKE AVE)
VALLEY ST	(HARBORVIEW TER TO DENISE RD)
VOGLER AL	(UPPER FALLS BLVD TO END)
W CHELTENHAM RD	(CHELTENHAM RD W TO LAKE AVE)
W HOLCROFT RD	(W HOLCROFT RD TO LAKE AVE)
W WYNDHAM RD	(W WYNDHAM RD TO LAKE AVE)
WARD ST	(ST PAUL ST TO N CLINTON AVE)
WESTCOTT ST	(CUMBERLAND ST TO N CLINTON AVE)
WESTON RD	(HOPPER TER TO N BURLEY RD)
WHEATLAND ST	(W END TO TRUESDALE ST)
WILDER TER	(ALPHA ST TO BEACH AVE)
WINANS ST	(SHEPPLER ST TO LAKE AVE)
WINCHESTER ST	(BERNICE ST TO DEWEY AVE)
WYNDHAM RD	(LAKE AVE TO FALLESON RD)
YARKER AVE	(LAKE AVE TO AFTON ST)

Passed unanimously.

Ordinance No. 2023-43
(Int. No. 45)

Authorizing an amendatory agreement for the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4

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

Section 1. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Vanguard Engineering, P.C. to provide additional Resident Project Representative (RPR) services for the hazardous sidewalk replacement programs in the Northwest Quadrant (the Project). The amendatory agreement shall amend the original agreement authorized in Ordinance No. 2022-58, by extending the RPR services to the Hazardous Sidewalk Replacement Program Northwest Quadrant Contract 2023 - Phase 4, increasing the maximum compensation by \$200,000 to a new total of \$500,000 and modifying the term to two years with the option to extend for up to two additional periods of one year each. The amendatory compensation shall be funded in the amount of \$200,000 in 2019-20 Cash Capital.

Section 2. The amendatory 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. 2023-44
Re: Appropriation – Rochester
Pure Waters District,
Street Improvement Projects

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation authorizing the receipt and use of up to \$750,000 in anticipated reimbursements from the Rochester Pure Waters District (RPWD) to fund eligible portions of sewer costs on street improvement projects in accordance with the agreement authorized between the City and RPWD via Ordinance No. 2010-438.

Street improvements can require ancillary repairs to the sewer system including adjustments, repairs, replacements, and improvements to the sewer system manholes and catch basins. In the agreement referenced above, RPWD assumed responsibility for these maintenance costs and agreed to reimburse the City annually for the work.

The sewer improvements will result in the creation and/or retention of the equivalent of 8.2 full-time jobs.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-44
(Int. No. 46)

Authorizing receipt and use of reimbursement funds from the Rochester Pure Waters District for street improvement projects

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

Section 1. The Mayor is hereby authorized to accept and use reimbursement funds of \$750,000 from the Rochester Pure Waters District for sewer improvements associated with the City's street improvement projects in accordance with the agreement authorized by Ordinance No. 2010-438.

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. 2023-45
Re: Agreement – Erdman Anthony
and Associates, Inc. - Land
Surveying Services

Comprehensive Plan 2034 Initiative Area:
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation establishing \$150,000 as maximum compensation for an agreement with Erdman Anthony and Associates, Inc. (Curt Helman, C.E.O., 145 Culver Road, Suite 200, Rochester, New York) to provide professional surveying services. The maximum annual compensation for the agreement shall be no more than \$30,000. The cost of this agreement will be funded from 2022-23 Cash Capital and future years' budgets, contingent upon their approval.

Erdman Anthony and Associates, Inc. was selected through a request for proposal (RFP) process described in the attached summary. Erdman has successfully serviced this contract for the last five years.

These services are required for planning and design of the City's annual Water Main Extensions and Improvements program, and other surveying needs of the Water Bureau.

The term of this agreement will be for five (5) years.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-22

Ordinance No. 2023-45
(Int. No. 47)

Authorizing an agreement for land surveying 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 Erdman Anthony and Associates, Inc. to provide land surveying services to the City. The term of the agreement shall be five years. The maximum annual compensation for the agreement shall be \$30,000, which shall be funded from 2022-23 Cash Capital for the first year and from future years' budgets contingent upon the 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 Patterson
February 21, 2023

To the Council:

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

Int. No. 48 Authorizing the sale of real estate

- Int. No. 49 Authorizing agreements for the Asset Control Area program
- Int. No. 50 Authorizing an amendatory intermunicipal agreement relating to lead paint poisoning prevention inspection services
- Int. No. 51 Appropriating American Rescue Plan Act funds and amending the 2022-23 Budget for the Lead Water Service Replacement Program
- Int. No. 53 Appropriating funds and authorizing an amendatory agreement for the Foreclosure Prevention Program
- Int. No. 54 Appropriating funds and authorizing an agreement for Tenant and Landlord Services
- Int. No. 55 Amending the 2022-23 Budget and authorizing agreements for a Property Improvement Program
- Int. No. 56 Appropriating funds and authorizing agreements for Peace Village Improvements, **as amended**

The **NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE** recommends the following entitle legislation to be **HELD** in Committee

- Int. No. 52 Appropriating funds, amending the 2022-23 Budget and authorizing agreements for the Targeted Mixed-Use Rehabilitation Grant Program

Respectfully submitted,
 Michael A. Patterson
 LaShay D. Harris
 Kimberly Smith
 Mary Lupien
 Miguel A. Meléndez, Jr. (*absent*)

NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL
 Ladies and Gentlemen:

Ordinance No. 2023-46
 Re: Sale of Real Estate

Council Priority: Creating and Sustaining
 a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
 Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation approving the sale of four 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 two properties are residential parcels that are being sold to adjoining owners. They are listed on the attached spreadsheet under the heading I. Negotiated Sale – Vacant Land. The parcel at 105 Cady Street will be sold to Brooke Smith, 101.5 Cady Street, Rochester, New York, to provide street access to a currently landlocked parcel. The parcel at 487-487.5 Central Park will be sold to Monica L. Hanks, 495 Central Park, Rochester, New York, for use as additional green space. The sale prices have been determined according to parcel size based on the established sale price chart for City-owned residential vacant land.

The third and fourth properties are listed on the attached spreadsheet under the heading, II. Negotiated Sale - Unbuildable Vacant Land. The parcel at 78 Farbridge Street is being sold to Willy K. Rotich, 74 Farbridge Street, Rochester, New York. A portion of the parcel at 34 Harris Street (frontage of twenty feet) will be sold to Julio C. Perez, 38 Harris Street, Rochester, New York. The parcels are each being sold for \$1.00 (as per City policy) and will be combined with the primary parcels owned by the identified adjoining owners.

The first year projected tax revenue for these properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,146.

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. AW-23

Ordinance No. 2023-46
 (Int. No. 48)

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 each of the following parcels of vacant land to the owner of an adjoining parcel:

Address	SBL#	Lot Size	Sq.Ft.	Price	Purchaser
105 Cady St	120.60-2-17.1	33 x 189.66	6,237	\$475	Brooke Smith
487-487.5 Central Pk	106.60-2-9	40 x 120	4,800	\$425	Monica L. Hanks

Section 2. The Council hereby approves the negotiated sale of each of the following unbuildable parcels of vacant land to the owner of an adjoining parcel for \$1:

Address	SBL#	Lot Size	Sq. Ft.	Purchaser
78 Farbridge St	091.71-4-29	35.99 x 117	4,215	Willy K. Rotich

34 Harris St 106.29-1-37.1 20 x 100 2,000 Julio C. Perez
Northern 20' North Portion

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-47
Re: Asset Control Area Program –
 Agreement Renewal

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing an agreement for the continuation of the Asset Control Area (ACA) program with the United States Department of Housing and Urban Development (HUD), through January 31, 2024.

The ACA program allows local government and not-for-profit developers to enter into agreements with HUD to purchase the inventory of HUD-owned, foreclosed, residential properties at a discount in designated areas. The discount allows the City to acquire properties at lower prices and reduce the amount of subsidy required for rehabilitation of each property, thus maximizing the number of vacant homes that can be addressed. The City's ACA Program is a component of the HOME Rochester Program. A program description is attached.

As a condition of the HUD/ACA agreement, the City must purchase all single-family properties in HUD designated census tract areas. Once acquired, each property must be fully rehabilitated and sold to owner-occupant, first time homebuyers. Buyers of HOME Rochester properties are required to have incomes at or below 120% of the Area Median Income and must agree to live in the property for a minimum of 15 years.

Since the program began in 2004, 488 properties have entered the ACA system. The City's ACA program, known as "HOME Rochester", has received excellent program compliance reviews conducted by independent auditors. The most recent agreement was approved by City Council on February 18, 2020, via Ordinance No. 2020-30.

Respectfully submitted,
Malik D. Evans
Mayor
Attachment No. AW-24

Ordinance No. 2023-47
(Int. No. 49)

Authorizing agreements for the Asset Control Area program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the United States Department of Housing and Urban Development (HUD) to permit the continued participation of the City in the Asset Control Area (ACA) program, which provides for the acquisition and redevelopment of vacant residential properties in certain HUD designated census tracts of the City. The term of the agreement may extend through January 31, 2024.

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

Section 3. The Mayor is hereby authorized to execute such other agreements and other documents as may be necessary to effectuate the agreement authorized herein.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen

Ordinance No. 2023-48

Re: Inter-Municipal Agreement –
Monroe County, Lead Paint Poisoning
Prevention Inspection Services

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing \$310,000 for a one-year extension to an inter-municipal agreement with Monroe County for lead paint poisoning prevention inspection services. The original agreement was authorized by Ordinance No. 2022-202 and provides reimbursement to the City for expenses related to the enforcement of the City's lead-based paint poisoning prevention ordinance. The extension will cover a reimbursement period of October 1, 2022 through September 30, 2023. The reimbursement is retroactive due to delays in Monroe County receiving the source grant from New York State. Of the \$310,000 total in reimbursement from this agreement, \$232,500 was previously budgeted and anticipated as revenue in the 2022-23 Budget of the Department of Neighborhood and Business Development (NBD), while \$77,500 is budgeted and anticipated as revenue in the 2023-24 Budget of NBD.

The funds associated with this agreement provide a reimbursement for City expenses related to the enforcement of the City's Lead-Based Paint Poisoning Prevention Ordinance. These funds are part of the NYS Department of Health Childhood Lead Poisoning Primary Prevention Program grant dollars provided to Monroe County. The \$310,000 covers visual inspections for lead hazards, Lead Dust Wipe Sampling tests and Clerical and IT support provided by the City of Rochester. A version of this agreement has been in place since October 1, 2007. A chart showing the history of the past eight years of the grant is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-25

Authorizing an amendatory intermunicipal agreement relating to lead paint poisoning prevention inspection 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 amendatory intermunicipal agreement with the County of Monroe for reimbursement to the City for lead paint poisoning prevention inspection services. The amendatory agreement shall extend the term of the agreement authorized by Ordinance No. 2022-202 by one year from October 1, 2022 through September 30, 2023. The maximum compensation for the amendatory agreement shall be \$310,000.

Section 2. The amendatory 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. 2023-49
Re: Appropriation – American Rescue
Plan Act Funding – Lead Water
Service Replacement Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing;

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist residential property owners through the Lead Water Service Replacement Program. This legislation will:

- 1) Appropriate \$6,000,000 from ARPA to fund the Lead Water Service Replacement Program;
and
- 2) Amend the 2022-23 Budget of the Department of Neighborhood and Business Development (NBD) by \$150,000 to reflect the addition of ARPA funding to support the program. The remaining funds will be anticipated and included in the 2023-24 and future budgets of NBD, contingent upon approval.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by ARPA. This program was included in the prior Administration's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021, and was shared by the current Administration in a Council work session on September 29, 2022. This program is an eligible use of ARPA funding under Final Rule Expenditure Category: 5.12 Lead Remediation, including in Schools and Daycares.

The funds provided will assist residential property owners in replacing lead service lines in an effort to reduce the amount of lead in drinking water. We estimate the program funds will replace approximately 1,200 water service lines.

The program will be administered jointly between the Department of Environmental Services (DES) and NBD over a three-year period. NBD will seek contractors through the City's public bid process to obtain up to five service providers to perform water service replacements. NBD will work with DES to ensure that this program runs concurrently with DES' water service replacement program in the City's right-of-way. DES will provide NBD with a list of property owners to contact for the program.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-49
(Int. No. 51)

Appropriating American Rescue Plan Act funds and amending the 2022-23 Budget for the Lead Water Service Replacement Program

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

Section 1. The Council hereby appropriates the sum of \$6,000,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Lead Water Service Replacement Program to replace lead-containing water service lines to residential properties (the Program).

Section 2. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development by \$150,000 from the funds appropriated in Section 1.

Section 3. The Mayor is hereby authorized to execute any agreement or to provide such other documentation as may be necessary to implement the Program. Any such agreements and documents 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. 2023-50
Re: Amendment – Foreclosure
Prevention Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Foreclosure Prevention Program. This legislation will:

- 1) Appropriate unspent Community Development Block Grant (CDBG) funds from the 2019-20

and 2021-22 Annual Action Plans as follows:

- a. \$429.71 from the 2019-20 Homeownership Fund – Foreclosure Prevention project; and
- b. \$2,061.93 from the 2021-22 Foreclosure Prevention project.

- 2) Amend an agreement with Empire Justice Center (Principal: Kristin Brown, 1 West Main Street, Rochester, New York) authorized in Ordinance No. 2022-194 to add \$2,491.64 for a new total maximum compensation of \$16,741.64 to provide foreclosure prevention services. The other terms of the agreement remain the same.

The Empire Justice Center is a leader in developing statewide standards for foreclosure prevention legal services. The Empire Justice Center will provide legal advice and litigation services when required by analysis of clients' circumstances. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-50
(Int. No. 53)

Appropriating funds and authorizing an amendatory agreement for the Foreclosure Prevention Program

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

Section 1. The sum of \$2,491.64 is hereby appropriated to the Foreclosure Prevention Program (Program), in the amounts of: \$429.71 from the Homeownership Fund – Foreclosure Prevention project of the 2019-20 Annual Action Plan; and \$2,061.93 from the Foreclosure Prevention project of the 2021-22 Annual Action Plan.

Section 2. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Empire Justice Center to provide additional legal services to the Program. The amendatory agreement shall increase the maximum compensation of the original agreement authorized in Ordinance No. 2022-194 by \$2,491.64 to a new total of \$16,741.64. The amendatory compensation shall be funded from the appropriations authorized in Section 1.

Section 3. The amendatory agreements 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. 2023-51
Re: Amendments and Agreements –
Tenant Landlord Services Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to Tenant Landlord Services projects described in the 2017-18 Annual Action Plan, Consolidated Community Development Plan, as well as the 2018-2019, 2019-20, 2020-21 and 2021-22 Annual Action Plans, and amending agreements related to previous ordinances. This legislation will:

- 1) Re-appropriate \$56,025 of unspent Community Development Block Grant COVID (CDBG-CV) funds and amend the 2019-20 Annual Action Plan to transfer these funds from the CV-Assistance to Food Establishments project to the CV–Eviction and Homeless Prevention/Landlord Tenant Services project;
- 2) Establish \$56,025 as maximum compensation for an agreement with The Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, New York) to provide housing stabilization services to mitigate COVID-19 pandemic related impacts to tenants and landlords. The cost of the agreement will be funded from the above re-appropriation. The term of the agreement will be for 12 months, with the option to extend for an additional 6 months;
- 3) Re-appropriate \$9,470.37 of unspent Community Development Block Grant (CDBG) funds and amend the respective Annual Action Plans as follows:

Annual Action Plan	Re-appropriate From	Transfer To	Amount
2017-18	10. Housing Development Fund - Aging in Place	5. Rental Market Fund-Landlord/Tenant Services	\$900.00
2018-19	30. Street Liaison	4. Rental Market Fund-Landlord/Tenant Services	\$1,518.69
2018-19	31. Business Association Support	4. Rental Market Fund-Landlord/Tenant Services	\$705.58
2019-20	8. Housing Development Fund - Aging in Place	4. Rental Market Fund - Eviction Prevention/Landlord Tenant Services	\$225.00
2019-20	28. Street Liaison	4. Rental Market Fund - Eviction Prevention/Landlord Tenant Services	\$420.00
2020-21	2. Street Liaison	6. Tenant and Landlord Services	\$24.00
2020-21	5. Legal Services for Seniors	6. Tenant and Landlord Services	\$4,111.10
2021-22	3. Street Liaison	6. Tenant and Landlord Services	\$1,566.00
		Total	\$9,470.37

- 4) Amend an agreement with the Legal Aid Society of Rochester, New York (Principal: Carla Palumbo, 1 West Main Street, Rochester, New York) authorized in Ordinance No. 2022-196 to add \$9,470.37 for a new total maximum compensation of \$87,572.37 to provide housing stabilization services to tenants and landlords. The cost of the agreement will be funded from the funding re-appropriated above. The other terms of the agreement remain the same.

The Tenant Landlord Services program provides housing stabilization services to both tenants and landlords. The Legal Aid Society of Rochester, New York will serve as lead agency in partnership

with Legal Assistance of Western New York, Inc. (Principal: C. Kenneth Perri, 1 West Main Street, Rochester, New York) and The Housing Council at PathStone, Inc. (Principal: Mary Leo, 75 College Avenue, Rochester, New York). The programs have been in place for over a decade. Services include eviction prevention services for tenants to re-establish or maintain stable housing and training for landlords on operating rental property as a business and compliance with fair housing quality standards. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly.

Respectfully submitted,
 Malik D. Evans
 Mayor

Attachment No. AW-26

Ordinance No. 2023 - 51
 (Int. No. 54)

Appropriating funds and authorizing an agreement for Tenant and Landlord Services

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

Section 1. The 2019-20 Annual Action Plan, as amended pursuant to the Coronavirus Aid, Relief, and Economic Security Act of 2020 to provide money for additional projects in response to the coronavirus pandemic (CV), is hereby further amended to transfer \$56,025 from the CV-Assistance to Food Establishments project to the CV-Eviction and Homeless Prevention/Landlord Tenant Services project.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with The Legal Aid Society of Rochester, New York in the maximum amount of \$56,025 to provide housing stabilization services to mitigate coronavirus pandemic related impacts to tenants and landlords. The agreement shall be funded from the CV-Eviction and Homeless Prevention/Landlord Tenant Services project of the 2019-20 Annual Action Plan, which amount is hereby appropriated for the professional services authorized herein. The agreement shall be for a term of one year, with the option to extend the term for an additional six months.

Section 3. The following Annual Action Plans are hereby amended to transfer funds to projects that are suitable to fund the City’s Tenant Landlord Services Program:

Annual Action Plan	Project to Subtract From	Project to Transfer To	Amount
2017-18	10. Housing Development Fund - Aging in Place	5. Rental Market Fund-Landlord/Tenant Services	\$900.00
2018-19	30. Street Liaison	4. Rental Market Fund-Landlord/Tenant Services	\$1,518.69
2018-19	31. Business Association Support	4. Rental Market Fund-Landlord/Tenant Services	\$705.58
2019-20	8. Housing Development Fund - Aging in Place	4. Rental Market Fund - Eviction Prevention/Landlord Tenant Services	\$225.00
2019-20	28. Street Liaison	4. Rental Market Fund - Eviction Prevention/Landlord Tenant Services	\$420.00
2020-21	2. Street Liaison	6. Tenant and Landlord Services	\$24.00

2020-21	5. Legal Services for Seniors	6. Tenant and Landlord Services	\$4,111.10
2021-22	3. Street Liaison	6. Tenant and Landlord Services	\$1,566.00
Total			\$9,470.37

Section 4. The Mayor is hereby authorized to enter into an amendatory professional services agreement with The Legal Aid Society of Rochester, New York to provide additional housing stabilization services to tenants and landlords. The original agreement authorized in Ordinance No. 2022-196 shall be amended to increase the maximum compensation by \$9,470.37 to a new total of \$87,572.37. The amendatory compensation shall be funded from the Annual Action Plan projects that receive the funds transferred pursuant to Section 3 herein, which are hereby appropriated for the amendatory agreement.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-52
Re: Budget Amendment and Agreement
– Rochester Area Community
Foundation Initiatives, Inc. –
Property Improvement Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the administration of a Property Improvement Program. The legislation will:

- 1) Amend the 2022-23 Budget of the Department of Neighborhood and Business Development by a total of \$435,000, appropriating said funds from the General Fund fund balance restricted by Enterprise Community Partners from Anti Displacement Learning Network (ADLN) funds for the establishment of a Housing Trust Fund (HTF). These funds were initially committed to fund balance via Ord. No. 2021-397 but later changed to restricted via Ord. No. 2022-41; and
- 2) Authorize an agreement establishing \$435,000 as maximum compensation with the Rochester Area Community Foundation Initiatives, Inc., (President/CEO Simeon Banister, 500 East Avenue, Rochester, NY) to implement the program, managed through their Rochester ENergy Efficiency and Weatherization (RENEW) initiative. The term of the agreement will be for one year, with the option to extend for an additional year if funds remain in the original appropriation, and will be funded through the amendment above.
- 3) Authorize the Mayor to execute such agreements and other documents as may be necessary to effectuate the agreement authorized herein.

In 2020, the NYS Attorney General's Office and Enterprise Community Partners, Inc. (Enterprise), launched the ADLN to support the efforts of municipalities in New York State to reduce or prevent the housing displacement of low-income communities through peer learning and the funding of targeted strategies. The Rochester ADLN team is comprised of representatives from Catholic Charities Family and Community Services, the City-Wide Tenant Union of Rochester, the Anthony L. Jordan Health Corporation, and the Volunteers of America along with City staff from Housing, Budget, and Planning and the President of City Council. The \$1,000,000 award from Enterprise has been used so far to combat COVID-19-related displacement, launch a Property Ownership Readiness pilot program, and for a consultant to provide research and recommendations on a framework for a local HTF specific to Rochester's needs.

The team particularly focused on an HTF as an innovative and flexible vehicle dedicated to promoting engagement as well as to fill gaps in housing opportunities and stability for people at risk of displacement. This also fulfills a recommendation from the City's Comprehensive Plan, **Rochester 2034**, in Section HSG-5g: "Explore the feasibility and value of a housing trust fund to raise additional resources to help invest in housing and community development goals". This proposal is one of the activities developed for the upcoming HTF.

The Property Improvement Program was designed by the ADLN team to address a gap in services identified by a needs assessment completed in 2021 as well as community input. Additionally, it aligns with the Housing Quality Task Force recommendations and was approved by Enterprise Community Partners, Inc., the original source of the funds noted in the above mentioned Ordinance.

As with other activities produced through ADLN, the priority is reducing displacement for low-income households, in particular tenant households headed by Black or Brown women. The ADLN team is aware that the pandemic has negatively impacted the quality of housing units, as well as relationships between tenants and housing providers. This award will allow RENEW to conduct and/or contract for repairs to properties that improve the condition of housing units for the above-mentioned households. Repairs will primarily be driven by the tenant's needs and may range from small updates including security features, to larger concerns such as rotted steps or mold. In most cases, the assistance will be paired with other programs available through RENEW, including, but not limited to, significant energy efficiency upgrades. It is a particular priority to find ways to reduce the burden of utility costs on low-income households. Further details about the proposed program are included in the attached exhibit.

An RFP for the *Property Improvement Program* was issued on October 6, 2022. RENEW was identified as the recommended consultant through the process described in the attached Vendor Selection Form.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-27

Ordinance No. 2023-52
(Int. No. 55)

Amending the 2022-23 Budget and authorizing agreements for a Property Improvement Program

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

Section 1. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development (NBD) by \$435,000, which

are hereby appropriated to a Property Improvement Program from the Anti-Displacement Learning Network grant funds deposited in the General Fund in accordance with Ordinance No.2022-41.

Section 2. The Mayor is hereby authorized to enter into a professional services agreement with Rochester Area Community Foundation Initiatives, Inc. to implement the Property Improvement Program. The maximum compensation for the agreement shall be \$435,000, which shall be funded from the 2022-23 Budget of NBD. The term of the agreement shall be one year with the option to extend for one additional year if funds appropriated in Section 1 remain. The Mayor is hereby authorized to execute such other agreements and documents as may be necessary to effectuate the agreement.

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.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2023-53
Re: Professional Services
Agreement – Pallet Shelters
at Peace Village

Transmitted herewith for your approval is legislation related to improvements at Peace Village, 97 Industrial Street, to better serve unhoused people by providing higher quality facilities (the “Project”).

This legislation will:

- 1) Allocate \$750,000 towards the Project from a portion of the unspent funds allocated to the Police Accountability Board (PAB) in the 2022-23 Budget of the City Council & Clerk. In December (Resolution No. 2022-50), this Council acknowledged that a significant portion of the funds budgeted for the PAB in the present fiscal year will remain unspent and we resolved to reallocate those funds to four specified community need categories (Community Needs). This legislation is a first step in that initiative.
- 2) Authorize \$460,000 as maximum compensation with Pallet SPC (Amy King, Principal; Everett, Washington) for a professional services agreement to create and assist in the installation of 15 insulated transitional housing units with 2 beds apiece and supporting structures at the Peace Village (97 Industrial Street, Rochester) site. The agreement will provide for the housing units plus two hygiene units (including one that is handicap accessible), an office space and an approximately 400 square-foot community space. The agreement will have a term of one year.

A justification for not issuing a Request for Proposals is attached. Attachment A is a product catalogue provided by Pallet which includes examples of the structures. Attachment B is the Shelter 64 product specifications. Attachment C is the Class C Fire Rating.

- 3) Authorize a grant agreement with Person Centered Housing Options (PCHO), or another organization if deemed more appropriate, to oversee and maintain the improvements as described above at the Peace Village site. The maximum agreement will be \$290,000, funded from the appropriations stated above. The term of the agreement will be one year.

There are many ways to serve our unhoused community members, and many models to accommodate different needs. The unhoused persons served by Peace Village often struggle to be placed right away in regular homeless shelters or other accommodations intended to transition them to permanent housing. Providing these individuals with a better quality of life and greater number of temporary lodgings at a location where they can be helped with various social-emotional challenges (i.e., Mental Health services, Substance Abuse Treatment) will be critically important to their success. These transitional structures and supports in combination with the work of other service providers will also assist with finding permanent housing. This request will serve all four of our “Community Needs” by addressing: Housing & Homelessness; Substance Abuse Treatment; Mental Health; and Public Safety & Violence. Pallet SPC will provide an innovative approach to serve an immediate need.

Respectfully submitted,
Miguel A. Meléndez Jr.
President

Attachment No. AW-28

Ordinance No. 2023-53
(Int. No. 56)

Appropriating funds and authorizing agreements for Peace Village improvements, as amended

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

Section 1. The sum of \$750,000 allocated for the Police Accountability Board in the 2022-23 Budget of the City Council & Clerk is hereby reallocated and appropriated to improve the Peace Village at 97 Industrial Street to serve more unhoused people with better quality facilities (the Improvements).

Section 2. The Mayor is hereby authorized to enter into a professional service agreement with Pallet SPC to produce and install at Peace Village approximately 15 insulated transitional housing units with 2 beds apiece and supporting hygiene, storage and community space structures. The term of the agreement shall be one year with the option to renew for one additional year. The maximum compensation shall be \$460,000, which shall be funded from the appropriation to Improvements in Section 1.

Section 3. The Mayor is hereby authorized to enter into a grant agreement with Person Centered Housing Options Inc. or another organization if deemed more appropriate to fund improvements to the Peace Village site to accommodate the structures authorized in Section 2 and to maintain and improve the quality of the site for the people it serves. The term of the agreement shall be one year with the option to renew for one additional year. The maximum grant amount shall be \$290,000, which shall be funded from the appropriation to Improvements in Section 1.

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

Section 5. This ordinance shall take effect immediately.

Underlining indicates new text.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Patterson, Smith - 8.

Nays - Councilmember Peo - 1.

Motion to discharge Int. No. 52

Moved by Councilmember Patterson, 2nd by Councilmember Peo.

Motion to discharge passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2023-54
Re: Appropriation – American
Rescue Plan Act
Funding – Targeted Mixed-Use
Rehabilitation Grant Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist eligible owners of mixed-use buildings with commercial space and residential units located in targeted areas through the Targeted Mixed-Use Rehabilitation Grant Program. This legislation will:

- 1) Appropriate \$2,080,000 from ARPA to fund the Targeted Mixed-Use Rehabilitation Grant Program;
- 2) Amend the 2022-23 Budget of the Department of Neighborhood and Business Development (NBD) by \$150,000 to reflect the addition of ARPA funding to support the program. The remaining funds will be anticipated and included in the 2023-24 and future budgets of NBD, contingent upon approval;
- 3) Amend an agreement with Hunt Engineers, Architects, Land Surveyors & Landscape Architect, D.P.C. (HUNT; Christopher Bond, Principal, 4 Commercial St., Rochester, NY) authorized by Ordinance No. 2022-199 to increase the maximum amount of compensation by \$50,000 to a new total of \$82,275 to provide architectural services. The additional \$50,000 shall be funded from the appropriation made in 1) above; and
- 4) Authorize program agreements with property owners for the remaining \$2,030,000, funded from the appropriation in 1) above.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by ARPA. This program was included in the prior Administration's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021, and was shared by the current Administration in a Council work session on September 29, 2022. This program is an eligible use of ARPA funding under Final Rule Expenditure Category: 2.18 Housing Support: Other Housing Assistance.

Ordinance No. 2022-199 authorized an agreement with HUNT to provide residential architectural services. The amended agreement will also include architectural services for commercial mixed-use buildings enrolled in this program.

The Targeted Mixed-Use Rehabilitation Grant Program will provide financial assistance not to exceed up to \$199,999 to eligible property owners who own a mixed-used property in identified targeted areas.

Eligible uses for the program will include renovations to the residential units to address lead-based paint hazards, health and safety hazards, plumbing and electrical repairs, code violations, and other improvements to meet certificate of occupancy standards. The program will not fund improvements to commercial space.

To be eligible, the property must be mixed-use with commercial space with residential units. Property owner(s) must be current with City and Monroe County property taxes, not be subject to tax or mortgage foreclosure, and must be code compliant with all properties owned in the city of Rochester.

Property owners will be subject to a 10-year compliance period to ensure that the total household income for tenants of the residential units is at or below 80% of the Housing and Urban Development (HUD) Area Median Income (AMI) and that the rent amount for the residential units is affordable to tenants whose income is at or below 80% AMI in accordance with fair market rents published by HUD. Property owners will be subject to annual verification of tenant's income and rents to ensure HUD compliance. Lastly, owners will be subject to an annual inspection to ensure compliance with the City housing quality standards.

To secure grant funds the Property owner will be required to sign a 10-year Program Agreement and Note and Mortgage to be recorded as a lien with the Monroe County Clerk's office.

The selection process will include a windshield survey conducted by City staff of all commercial properties located within targeted areas. Based on this survey an inventory of possible candidates will be reviewed and owners will be contacted to invite their participation in the program. The first targeted area of this program will be targeted to eligible property owners near the "Buy the Block" project area along Hudson Avenue between Clifford Avenue and North Street, along Upper Falls Boulevard between Hudson Avenue and Joseph Avenue, and along Joseph Avenue between Upper Falls Boulevard and Clifford Avenue.

It is expected that approximately 10 properties will be assisted.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-54
(Int. No. 52)

Appropriating funds, amending the 2022-23 Budget and authorizing agreements for the Targeted Mixed-Use Rehabilitation Grant Program

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

Section 1. The Council hereby appropriates the sum of \$2,080,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Targeted Mixed-Use Rehabilitation Grant Program (Program).

Section 2. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Neighborhood and Business Development by \$150,000 from the funds appropriated in Section 1.

Section 3. The Mayor is hereby authorized to enter into an amendatory professional services agreement with Hunt Engineers, Architects, Land Surveyors & Landscape Architect, D.P.C. to provide architectural services to the Program. The amendatory agreement shall amend the agreement authorized by Ordinance No. 2022-199 to provide architectural services to the Program and to increase the maximum compensation by \$50,000 to a new total of \$82,275. The amendatory compensation shall be funded from the ARPA funds appropriated in Section 1.

Section 4. The Mayor is hereby authorized to enter into grant agreements with eligible property owners to implement the Program. No single grant agreement shall exceed \$199,999 and the maximum aggregate amount of all grant agreements shall be \$2,030,000, which shall be funded from the appropriation authorized in Section 1.

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

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Harris
February 21, 2023

To the Council:

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

- | | |
|-------------|--|
| Int. No. 57 | Authorizing a grant agreement and amending the 2022-23 Budget relating to the Youth Voice, One Vision youth leadership program |
| Int. No. 58 | Amending the 2022-23 Budget and authorizing an agreement relating to R-center health, wellness, and social-emotional programming and support |
| Int. No. 59 | Authorizing agreements relating to the Preparing Youth Leaders for the Real World and Rochester Mayor's Youth Academy Close Up programs |

Respectfully submitted,
LaShay D. Harris
Willie J. Lightfoot
Stanley Martin
Mary Lupien (*absent*)
Miguel A. Meléndez, Jr.

RECREATION & HUMAN SERVICES COMMITTEE

Received filed and published

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2023-55
Re: Agreement – Marie C.
and Joseph C. Wilson
Foundation, Inc.

Council Priority: Support the Creation
of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Youth Voice, One Vision youth leadership program. This legislation will:

1. Authorize an agreement with the Marie C. and Joseph C. Wilson Foundation, Inc. (Rachel Sherman, Vice President of Operations, 6 South Main Street, Pittsford, NY 14534) for the receipt and use of a \$10,000 grant for the Youth Voice, One Vision (YVOV) youth leadership program; and
2. Amend the 2022-23 Budget of the Department of Recreation and Human Services by \$10,000 to reflect the grant funding.

Youth Voice, One Vision (YVOV) is a youth leadership and youth development program administered by the Department of Recreation and Human Services since 1996. YVOV is led by a team of twenty-five youth who serve on the Executive, Community Engagement, or Public Safety Committees and engages an additional 50 youth at council meetings and 75 -150 youth at citywide special events and service learning projects. The participants range in age from 8 to 19, with the majority between the ages of 10 and 15.

The grant will be used to fund YVOV's Youth Mental Health Guide book project. Youth will have the opportunity to facilitate workshops on how to navigate the mental health guide book. This guide book will be shared with R-Centers, Rochester City School District, charter schools, and other youth leadership groups. Each youth will receive a \$50 stipend for every workshop they facilitate.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-55
(Int. No. 57)

Authorizing a grant agreement and amending the 2022-23 Budget relating to the Youth Voice, One Vision youth leadership 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 Marie C. and Joseph C. Wilson Foundation, Inc. for the receipt and use of \$10,000 relating to the Youth Voice, One Vision youth leadership program (Program).

Section 2. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the

Budget of the Department of Recreation and Human Services by \$10,000 to reflect the receipt of funds for the Program as authorized in Section 1 herein.

Section 3. The agreement authorized herein shall have 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. 2023-56
Re: Budget Amendment & Agreement –
American Rescue Plan Act,
R-Center Health, Wellness and
Social-Emotional Programming
and Support

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the R-Center Health, Wellness, and Social-Emotional programming and support. This legislation will:

1. Amend the 2022-23 Budget of the Department of Recreation and Human Services (DRHS) by \$400,000. This will reflect a portion of the \$2,000,000 in American Rescue Plan Act (ARPA) funding previously appropriated for this project via Ordinance No. 2022-319 in November 2022, and this is the first year for this program. The remaining ARPA funds for this project will be anticipated and included in future Budgets of DRHS.
2. Establish \$933,334 as maximum compensation for an agreement with the Center for Youth Services, Inc. (Elaine Spaul, Executive Director, 905 Monroe Ave., Rochester, NY) to provide professional social-emotional, health and wellness supports and programming in R-Centers for the period of March 1, 2023 to December 31, 2024. This agreement will be funded by the 2022-23 (\$400,000) and the 2023-24 (\$533,334) Budgets of DRHS. This agreement will have an optional renewal period of January 1, 2025 to December 31, 2026 with maximum compensation of \$1,066,666 to be funded by 2024-25 (\$533,333) and 2025-26 (\$533,333) Budgets of DRHS, contingent upon approval.

Youth and families within the city of Rochester have been struggling with how to navigate the many thoughts and feelings that accompany the trauma associated with the COVID pandemic, from the increase in violence, to the isolation experienced during key developmental years. The City of Rochester staff in the R-Centers, in particular, have seen how the youth and families they engage with on daily basis are struggling to process the traumatic events they may have encountered. The City has recognized the need for these youth and families to process their trauma in a healthy, productive way and in a setting in which they are comfortable thus choosing to imbed mental health supports into the daily program offerings at four R-Center locations.

The Center for Youth Services, Inc. will provide professional social-emotional, health and wellness supports and programming to the youth and families that attend R-Centers. The Center for Youth Services, Inc. will employ four full-time licensed Child and Family Therapists able to provide onsite

mental health supports, and four full-time Social Learning Specialists able to organize restorative circles, provide daily check ins, build relationships and engage in healthy conversation with R-Center patrons on a regular basis. All services will be embedded into the daily programming at R-Centers.

The program will aim to serve 600 unduplicated youth and their families across four R-Center locations; David F. Gantt, Willie W. Lightfoot, Tyshaun Cauldwell R-Center for Hope and Thomas P. Ryan R-Center.

The Center for Youth Services, Inc. was selected through a request for proposals process. A vendor selection form is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-29

Ordinance No. 2023-56
(Int. No. 58)

Amending the 2022-23 Budget and authorizing an agreement relating to R-center health, wellness, and social-emotional programming and support

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

Section 1. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Department of Recreation and Human Services (DRHS) by \$400,000 to reflect the receipt and use of American Rescue Plan Act (ARPA) funds previously appropriated for R-center health, wellness, and social-emotional programming and support previously authorized in Ordinance No. 2022-319.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Center for Youth Services, Inc. to provide professional social-emotional, health, and wellness supports and programming in City R-Centers. The term of the agreement shall be from March 1, 2023 to December 31, 2024, with an option to extend for an additional two years through December 31, 2026. The maximum compensation for the initial term shall be \$933,334, which shall be funded in the amounts of \$400,000 from the 2022-23 Budget of DRHS and \$533,333 from the 2023-24 Budget of DRHS, contingent upon the approval of the latter budget. The maximum compensation for the optional term extension shall be \$1,066,666 which shall be funded in the amounts of \$533,333 from each of the 2024-25 and 2025-26 Budgets of DRHS, contingent upon the approval of said budgets.

Section 3. The agreement authorized herein shall have 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. 2023-57
Re: Agreements – Blue Sky Associates
of Upstate NY, Inc. dba Dale
Carnegie Training of Rochester
and the Close Up Foundation

Council Priority: Support the Creation
of Effective Educational Systems

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the Youth Voice One Vision and Rochester Mayor's Youth Academy programs. This legislation will:

1. Establish maximum compensation of \$8,800 for an agreement with Blue Sky Associates of Upstate NY, Inc. dba Dale Carnegie Training of Rochester (Doug Escher, Rochester, New York) for delivery of the Preparing Young Leaders for the Real World training program. The training provides participants with the skills they need to reach their goals and live up to their full potential – at school, home, and work. Approximately 20 youth Youth Voice One Vision participants will attend the professional development training. The cost of this agreement will be funded from the 2022-23 Budget of DRHS and the term of this agreement will be through June 30, 2023.
2. Establish maximum compensation of \$19,172 for an agreement with the Close Up Foundation (Eric Adydan, CEO, Arlington, VA) for the Rochester Mayor's Youth Academy participants to attend the Close Up program in Washington, DC. The purpose of the Close Up program is to supplement classroom teaching through a meaningful dialogue and exchange of ideas designed to help students overcome personal circumstances, become active and engaged citizens, and develop the skills and attitudes to become leaders in their schools and communities. Participants will visit/tour various congressional and historical sites in Washington, DC. The same 13 youth who participate in DRHS programs will go on the trip, planned for April 16, 2023 – April 21, 2023. The cost of this agreement, which includes trainings, workshops, tours, all transportation, hotel, food and fees will be funded from the 2022-23 Budget of DRHS and the term of this agreement will be through June 30, 2023.

The Mayor's Youth Advisory Council is a leadership development program that engages youth ages 13-19, in grades 7-12, through social emotional learning while they participate in various initiatives, events, and activities that inspire change. The Rochester's Mayor's Academy program is an internship for city youth, grades 9-12, that will focus on leadership, civic engagement, and career development. Youth participants will ultimately be placed in various city departments and paired with a department liaison to explore various career paths in city government. Dale Carnegie of Western NY and Close Up Foundation were selected to provide the youth participants with these services based on the reputation as a long standing vendor for city trainings and the unique programming that is being offered. Close Up Foundation has connected youth leaders across the country this past year. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-30

Ordinance No. 2023-57
(Int. No. 59)

Authorizing agreements relating to the Preparing Youth Leaders for the Real World and Rochester Mayor's Youth Academy Close Up programs

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 Blue Sky Associates of Upstate NY, Inc. for delivery of the Preparing Youth Leaders for the Real World training program. The maximum compensation for the agreement shall be \$8,800, which shall be funded from the 2022-23 Budget of the Department of Recreation and Human Services (DRHS). The term of the agreement shall extend through June 30, 2023.

Section 2. The Mayor is hereby authorized to enter into an agreement with the Close Up Foundation for Rochester Mayor's Youth Academy participants to attend the Close Up program in Washington, D.C. The maximum compensation for the agreement shall be \$19,172, which shall be funded from the 2022-23 Budget of DRHS. The term of the agreement shall extend through June 30, 2023.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By President Meléndez
February 21, 2023

To the Council:

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

- Int. No. 60 Authorizing agreements relating to the Rochester Peace Collective
- Int. No. 61 Authorizing a grant agreement and professional services agreement relating to criminal justice discovery reform and installing cameras in police patrol vehicles

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

- Int. No. 67 Authorizing intermunicipal agreement with Monroe County and amending the 2022-23 Budget in relation to traffic and crowd control services

Respectfully submitted,
Miguel A. Meléndez Jr.
Mary Lupien (*absent*)
Mitch Gruber
LaShay D. Harris
Willie J. Lightfoot
Stanley Martin
Michael A. Patterson
Jose Peo (*voted against Int. No. 60*)
Kimberly Smith
PUBLIC SAFETY COMMITTEE

Received filed and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-58
Re: Authorizing Agreements – Rochester
Peace Collective

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to authorizing agreements for violence prevention initiatives as part of the Rochester Peace Collective Initiative; \$5,000,000 in funds provided to the City pursuant to the American Rescue Plan Act of 2021 (ARPA) were originally appropriated by City Council for this purpose in Ordinance No. 2022-140. This legislation will:

Establish \$1,080,000 as total maximum compensation for the agreements of vendors as described in the chart on the second page. All seven agreements will be for a total of a one-year term, with the option of one two-year renewal. There will be an optional no-cost, six-month extension, available in all agreements to ensure that the organizations are able exhaust all of their awards. If after review of each application by the City's Law Department it is determined that a fiduciary is necessary, Coordinated Care Services, Inc. (CCSI) will be utilized for that role.

Further information and description of the projects is included in the accompanying attachments. These organizations were selected through a request for proposals process described in vendor selection forms. Each consultant will be required to provide reporting to the City periodically to ensure that services are being rendered as described in each proposal.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-31

Ordinance No. 2023-58
(Int. No. 60)

Authorizing agreements relating to the Rochester Peace Collective

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 each of the following organizations to provide violence prevention programming for the Rochester Peace Collective, and with Coordinated Care Services, Inc. where a fiduciary is necessary for an organization as determined by the Mayor. The initial term for each agreement shall be one year and, for some agreements, there shall be an option to extend the term for up to one additional period of two years. In addition, each agreement shall provide an option to extend the term for up to six additional months in the event that a portion of the compensation funds provided for herein remains unspent at the expiration of an initial or optional extended term, provided, however, that said term extension shall not extend past June 30, 2026. The maximum compensation for the initial term and, where applicable, for the optional extended term of each agreement shall be as follows:

Organization	Maximum Compensation (first year)	Maximum Compensation Amount (for optional second year)	Maximum Compensation Amount (for optional third year)	Maximum Compensation (total)
Kareemba McCullough and/or Montina Langston d/b/a Area U	\$175,000.00	N/A	N/A	\$175,000.00
The Center for Dispute Settlement, Inc. d/b/a Untrapped Ministries	175,000.00	N/A	N/A	\$175,000.00
Rise Up Rochester, Incorporated	\$133,333.33	\$133,333.33	\$133,333.34	\$400,000.00
ROC the Peace, Inc.	\$75,000.00	\$75,000.00	\$75,000.00	\$225,000.00
First Genesis Baptist Church, Inc.	\$30,000.00	N/A	N/A	\$30,000.00
Lavonn Wilson d/b/a Line 'em Up Barbering	\$30,000.00	N/A	N/A	\$30,000.00
Alicia Gayden d/b/a Sownd Howse	\$15,000.00	\$15,000.00	\$15,000.00	\$45,000.00
TOTALS	\$633,333.33	\$223,333.33	\$223,333.34	\$1,080,000

Section 2. The agreements authorized herein shall be funded in the amounts of \$633,333.33 from the 2022-23 Budget of the Office of the Mayor (Mayor) for the first year, \$223,333.33 from the 2023-24 Budget of the Mayor for the second year, and \$223,333.34 from the 2024-25 Budget of the Mayor for the optional third year if the optional term extensions are exercised, and contingent upon the approval of the future years' budgets.

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.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-59
Re: Agreement – Monroe County,
Criminal Justice Discovery
Reform Grant

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation relating to a Criminal Justice Discovery Reform Grant. This legislation will:

1. Authorize an agreement with Monroe County for the receipt and use of \$129,000 for a Criminal Justice Discovery Reform grant. This grant is made available by the NYS Division of Criminal Justice Services to support local law enforcement agencies with expenses related to the implementation of discovery and pretrial reforms that took effect January 1, 2020. The term of the agreement is April 1, 2022 through March 31, 2023.
2. Establish \$129,000 as maximum compensation for an agreement with Insight Public Sector, Inc. of Chandler, AZ (Joyce Mullen, President and CEO) to install Body-Worn Camera (BWC) equipment in all RPD patrol vehicles. The agreement will be funded with the funds appropriated herein. The term of the agreement will be January 15, 2023 through March 31, 2023.

Monroe County will reimburse costs of up to \$129,000 for the installation of new data cables and docking stations in our patrol vehicles to facilitate the data transfer from Officers' BWC to Cloud storage, wherein the video can be retrieved directly by RPD and the Monroe County District Attorney's Office, thus offering greater efficiency in the accessibility and timeliness of needed video evidence to comply with Discover Reform guidelines.

A No RFP Justification Statement is attached.

This is the first time RPD has received this grant.

Respectfully submitted,
Malik D. Evans
Mayor

Attachment No. AW-32

Ordinance No. 2023-59
(Int. No. 61)

Authorizing a grant agreement and professional services agreement relating to criminal justice discovery reform and installing cameras in police patrol vehicles

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Monroe for the receipt and use of a Criminal Justice Discovery Reform Grant in the amount of \$129,000. The term of the agreement shall be April 1, 2022 through March 31, 2023.

Section 2. The Mayor is hereby authorized to enter into an agreement with Insight Public Sector, Inc. to install Body-Worn Camera equipment in all Rochester Police Department patrol vehicles. The maximum compensation for the agreement shall be \$129,000 which shall be funded from the proceeds of the grant agreement authorized in Section 1 herein. The term of the agreement shall extend from January 15, 2023 through March 31, 2023.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Gruber
February 21, 2023

To the Council:

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

- Int. No. 62 Authorizing an amendatory agreement to relating to transitioning clients of the Financial Empowerment Center from the Section 8 Rental Voucher to the Homeownership Program
- Int. No. 63 Amending the 2022-23 Budget to fund the Rochester Public Library's implementation of recommendations set forth in the report of the Racial and Structural Equity (RASE) commission
- Int. No. 64 Resolution approving appointments and reappointments to the Rochester Public Library Board of Trustees
- Int. No. 65 Appropriating Firefighters' Insurance Funds
- Int. No. 68 Authorizing an amendatory agreement with the Rochester Convention Center Management Corporation for operating the Joseph A. Floreano Rochester Riverside Convention Center

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

- Int. No. 66 Authorizing an agreement for auditing services

Respectfully submitted,
Mitch Gruber
Michael A. Patterson
Kimberly Smith
Mary Lupien (*absent*)
Miguel A. Meléndez, Jr.
FINANCE COMMITTEE

Received, filed and published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-60
Re: Rochester Housing Authority &
Financial Empowerment
Center PSA

Council Priority: Jobs and Economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the City's Financial Empowerment Center program. This legislation will:

Authorize an amendatory agreement with Rochester Housing Authority (Shawn Burr, Executive Director, 675 West Main Street, Rochester, NY 14611) to provide FEC clients transitioning from the Section 8 Rental Voucher to the Homeownership Program with \$1,000 grants. The original agreement, authorized in Ord. 2022-42, established maximum compensation of \$30,000 and a one-year term. This amendment will extend the contract to September 30, 2023.

Clients of the Financial Empowerment Center who attend three financial counseling sessions and close on a home through the Rochester Housing Authority's Homeownership Program receive \$1,000 grants to support their transition to homeownership. These individuals are able to utilize the Section 8 Voucher for their mortgage payments. In 2022, 6 individuals met the program's eligibility criteria and closed on their homes and received the \$1,000 grants. This program is funded through ESL.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-60
(Int. No. 62)

Authorizing an amendatory agreement to relating to transitioning clients of the Financial Empowerment Center from the Section 8 Rental Voucher to the Homeownership 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 amendatory agreement with the Rochester Housing Authority to provide grants to Financial Empowerment Center clients transitioning from the Section 8 Rental Voucher to the Homeownership Program. The amendatory agreement shall extend the term of the original agreement authorized by Ordinance No. 2022-42 through September 30, 2023.

Section 2. The amendatory 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. 2023-61
Re: 2022-23 Budget Amendment
– RASE Funding

Council Priority: Jobs and economic
Development

Comprehensive Plan 2034 Initiative Area:
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the use of the City's designated RASE implementation funding. This legislation will amend the 2022-23 Budget by transferring \$90,500 from Undistributed to the Library for RASE recommended personnel changes and professional services to support job access, MWBE businesses and making corrections in the library catalog.

One million dollars was set aside in the 2022-23 Budget of Undistributed to assist with implementation of RASE Commission recommendations. The RASE Report highlighted job accessibility as Key Issue #3. The Central Library Technology Center provides assistance related to job accessibility including helping with resumes and job applications, securing identification documents online, navigating government websites, and providing general instruction on the use of computers. This funding will help increase the number of hours that these services are available.

Additionally, RASE Report Business Development Key Issue #2 highlighted the importance of providing culturally competent mentorship and support that is proactive at reaching MWBE businesses and entrepreneurs where they currently are. The Central Library Business Center helps people interested in entering the cannabis marketplace. This RASE funding will increase accessibility to these services, especially as the application period for cannabis licensing is underway.

Lastly, the Library will be making corrections to subject headings in the catalog as recommended under RASE Report Education Key Issue #6 School Segregation and Integration. The current project has identified racist, ableist, and homophobic subject headings and made recommendations for changes.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-61
(Int. No. 63)

Amending the 2022-23 Budget to fund the Rochester Public Library's implementation of recommendations set forth in the report of the Racial and Structural Equity (RASE) commission

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

Section 1. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Library by the sum of \$90,500, which amount is hereby appropriated from the Budget of Undistributed Expenses to fund the Library's implementation of programs that are consistent with the recommendations set forth in the report of the RASE commission.

Section 2. The Mayor is hereby authorized to execute such agreements, purchase orders or other documents as may be necessary to implement the RASE-related programs authorized to be funded herein. Such documents 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:

Resolution No. 2023-5
Re: Appointment and Reappointment–
Rochester Public Library
Board of Trustees

Council Priority: Creating and
Sustaining a Culture of Vibrancy

Comprehensive Plan 2034 Initiative Area:
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation confirming the appointment of James Kraus, Rochester, NY 14607, and the reappointment of Daniel Karin, Rochester, NY 14620 to the Rochester Public Library (RPL) Board of Trustees for five-year terms from January 1, 2023–December 31, 2027.

Mr. Kraus has agreed to serve on the Board and the Board’s Nominating Committee is recommending his appointment.

Mr. Karin has served on the RPL Board since March 2016. He is currently on the Board’s Nominating Committee and has most recently served as the Treasurer of the Board. The Board unanimously voted to recommend him for an additional five-year term at the November 2022 Board meeting.

Mr. Karin’s resume and RPL Board meeting attendance records have been submitted to the City Clerk.

Respectfully submitted,
Malik D. Evans
Mayor

Resolution No. 2023-5
(Int. No. 64)

Resolution approving appointments and reappointments to the Rochester Public Library Board of Trustees

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

Section 1. The Council hereby approves the appointment and reappointment of the following individuals to the Rochester Public Library Board of Trustees, each for a term which shall expire on December 31, 2027:

Name	Address
James Kraus	27 Gardiner Park, Rochester, NY 14607
Daniel Karin	191 Highland Parkway, Rochester, NY 14620

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-62
Re: Firefighters' Insurance Fund

Transmitted herewith for your approval is legislation authorizing expenditures from the Firefighters' Insurance Fund ("Two Percent Fund") as per the Settlement Agreement between the Rochester Firefighters, Inc., Local 1071, IAFF, AFL-CIO and the City of Rochester dated August 7, 2012. The legislation will:

1. Appropriate a total of \$471,450 from the Firefighters Insurance Fund at the request of the Rochester Firefighters Two Percent Committee ("TPC") to benefit City firefighters.
2. Appropriate a total of \$213,421.57 from the Firefighters' Insurance Fund for uses nominated by the City to benefit City firefighters.

The Firefighters' Insurance Fund is the City Fund established to collect and distribute monies received from the State pursuant to Sections 9104 and 9105 of the Insurance Law, and is under the custody of the City Treasurer.

Ordinance No. 2012-313 authorized the settlement agreement resulting from litigation brought by Rochester Firefighters Local 1071. These funds must be used in a manner that is consistent with the Court Order and with the provisions of Insurance Law Sections 9104 and 9105. Fund expenditures must be for the benefit of firefighters as provided in statutory law, case law, administrative rules and regulations, and the New York State Comptroller's Opinions.

In accordance with the Settlement Agreement the firefighters have formed a not-for-profit corporation named the Rochester Firefighters Two Percent Committee ("TPC") to be the firefighters' representative for purposes of the Fund. Items to be paid from the Fund may be nominated by the firefighters or by the City.

The following are firefighter nominated items submitted by the TPC to be appropriated from the Firefighters' Insurance Fund.

- 1) Fire house items set forth in Section 1G of the original agreement (\$120,000).
- 2) Legal and Accounting expenses (\$47,000).
- 3) Fire house cable and internet expenses (\$55,000).
- 4) RFBA Firefighters Ball (\$20,000).
- 5) Building Expenses (\$150,000).
- 6) Demand Account expenses (\$77,000)

- 7) Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$2,450).

The following are City nominated items submitted by the TPC to be appropriated from the Firefighters' Insurance fund:

- 1) Snow plow services for apparatus bay driveways at firehouses (\$50,310).
- 2) Linen and laundry expense (\$80,000).
- 3) Small equipment and minor firehouse renovations (\$77,000).
- 4) Turn out gear storage bags (\$5,061.57)
- 5) Audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee (\$1,050).

The City of Rochester has engaged Freed Maxick to conduct an audit of the Two Percent Fund held by the City of Rochester and the Two Percent Committee ("TPC"). The cost of the audit is estimated at \$3,500, of which the City will pay 30% and the Two Percent Committee ("TPC") will pay 70% of the auditing fee, as per Section 1J of the agreement. The cost of the audit will be funded from the respective Two Percent Fund accounts controlled by the City of Rochester.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-62
(Int. No. 65)

Appropriating Firefighters' Insurance Funds

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

Section 1. The following funds are hereby appropriated from the Firefighters' Insurance Fund ("Two Percent Fund") for the following purposes to benefit the firefighters of the City in accordance with the terms of the settlement agreement with Rochester Firefighters Local 1071 dated August 7, 2012 ("Agreement") that was authorized in Ordinance No. 2012-313:

- A. Firefighter Nominated Items. A total of \$471,450 at the request of the Rochester Firefighters Two Percent Committee ("TPC") as follows:
 - 1) Firehouse items set forth in Section 1G of the Agreement (\$120,000);
 - 2) Legal and accounting expenses (\$47,000);
 - 3) Firehouse cable and internet expenses (\$55,000);
 - 4) Rochester Firefighters' Benevolent Association Firefighters Ball (\$20,000);
 - 5) Building Expenses (\$150,000);
 - 6) Demand Account expenses (\$77,000); and
 - 7) Audit of the Two Percent Fund held by the City of Rochester and the TPC (\$2,450).

B. City Nominated Items. A total of \$213,421.57 for uses nominated by the City of Rochester as follows:

- 1) Snow plow services for apparatus bay driveways at firehouses (\$50,310);
- 2) Linen and laundry expense (\$80,000);
- 3) Small equipment and minor firehouse renovations (\$77,000);
- 4) Turn out gear storage bags (\$5,061.57) and
- 5) Audit of the Two Percent Fund held by the City of Rochester and the TPC (\$1,050).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2023-63

Re: Agreement - Rochester Convention
Center Management Corporation

Council Priority: Creating and
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester Convention Center Management Corporation (RCCMC) to continue to services provided to the community as operator of the Joseph A. Floreano Rochester Riverside Convention Center. The City owns the Convention Center but contracts with RCCMC, a not for profit corporation, to operate it. The RCCMC was formed at the City's initiative and has operated the Convention Center since 1985. This agreement would be for a term of three years, with an optional three-year extension, and the City would continue to fund the RCCMC's operations as part of the City's annual budgeting process.

Ordinance No. 1985-377 authorized the City to enter into the original operating agreement with the option to extend the agreement for additional terms of up to three years each. Such agreements were extended through the end of December, 2022, when the agreement most recently authorized by Ordinance 2016-396 expired. The instant legislation would authorize a new agreement for a term of five years with an option for the parties to extend the agreement for up to two additional five-year terms.

The Convention Center serves a very important function for the City and the local economy. It brings thousands of visitors to Rochester every month and by doing so supports hotel and other tourism related businesses that employ large numbers of residents. These businesses also generate hotel tax, sales tax and property tax revenues for local government. It is important to continue these services for the benefit of the community and the local economy.

Respectfully submitted,
Malik D. Evans
Mayor

Ordinance No. 2023-63
(Int. No. 68)

Authorizing an amendatory agreement with the Rochester Convention Center Management Corporation for operating the Joseph A. Floreano Rochester Riverside Convention Center

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the Rochester Convention Center Management Corporation (RCCMC) for the management, operation, maintenance and repair of the Joseph A. Floreano Rochester Riverside Convention Center. The amendment shall extend the term of the original agreement, which was authorized in Ordinance No. 1985-377 and last extended and amended pursuant to Ordinance No. 2016-396, an additional 5 years to December 31, 2027, with an option to extend the term up to two additional terms of 5 years each.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Motion to discharge Int. No. 66
Moved by Councilmember Gruber; 2nd by Councilmember Patterson.
Motion to discharge passed unanimously.

Motion to amend Int. No. 66
Moved by Councilmember Gruber, 2nd by Vice President Lupien
Motion to amend passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2023-64
Re: Agreement - EFPR Group, CPAs,
Auditing Services

Council Priority: Deficit reduction
and long term financial stability

Transmitted herewith for your approval is legislation establishing an agreement with EFPR Group, CPAs PLLC for auditing services.

Auditing services will be provided to the City of Rochester, Rochester Land Bank and the Library. The contract will be 3 years with an option of two 1-year extensions.

EFPR Group was selected through a request for proposal process and the summary is attached.

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

Mitch Gruber, PhD
Chair, Finance Committee
Councilmember At-Large

Attachment No. AW-33

Ordinance No. 2023-64
(Int. No. 66)

Authorizing an agreement for auditing services, as amended

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

Section 1. The sum of \$802,800 is hereby established as the maximum compensation for a professional services agreement with EFPR Group, CPAs, PLLC to provide auditing services to the City of Rochester and for special audits and/or services requested by the City. The agreement shall have a term of three years, with the option to extend for up to two one-year periods. The agreement shall be funded in the amount of \$802,800 from the 2022-23 ~~Budget of _____~~ and ~~from~~ subsequent Budgets of the City of Rochester, contingent upon the adoption of subsequent 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.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

The meeting was adjourned at 7:26 pm.

HAZEL L. WASHINGTON
City Clerk