

ROCHESTER CITY COUNCIL

REGULAR MEETING

July 18, 2017

Present – President Scott, Councilmembers Clifford, Conklin, Haag, McFadden, Miller, Ortiz, Patterson, Spaul –9

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

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

Recognition Ceremony

Retirement:

DES:

Mary Vande Logt
*Albert Giglio
*Mark D. Gregor
*Kathleen M. Witzel

FIN:

Gwendolyn Kelley
*Robert Kubera

RPD:

Captain Lynn M. Johnston
*Lisa M. Hayes
*Kevin W. Wehbring

**Did not attend*

APPROVAL OF THE MINUTES

By Councilmember Clifford

RESOLVED, that the minutes of the Special Meeting on June 5, 2017 and the Regular Meeting of June 20, 2017 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

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

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

July 18, 2017

The Council submits Disclosure of Interest Forms from Councilmember Haag on Int. No. 246, Int. No. 257, and Int. No. 258, Councilmember Conklin on Int. No. 264, Councilmember Spaul on Int. No. 264, and Councilmember McFadden on Int. No. 274.

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

Councilmember Conklin presented 71 signatures from taxi drivers against Uber (ride sharing) – Pet. No. 1742

Councilmember Spaul presented 200 Signatures opposing Rochester Management/Cobbs Hill – Pet. No. 1743

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

By Councilmember Conklin
July 18, 2017

To the Council:

The Finance Committee recommends for Adoption the following entitled legislation:

- | | |
|--------------|--|
| Int. No. 234 | Establishing maximum compensation for a professional services agreement with General Code, LLC for publication of the City Charter and Code |
| Int. No. 235 | Establishing maximum compensation for a professional services agreement with WXXI Public Broadcasting Council for broadcast of City Council meetings |
| Int. No. 236 | Authorizing a professional services agreement for payroll processing services |
| Int. No. 237 | Authorizing an agreement with Media Impressions Limited to act as the City's advertising buying agent |
| Int. No. 238 | Authorizing funding and agreements relating to the City's Shared Mobility Program, <u>as amended</u> |
| Int. No. 289 | Amending Municipal Code Chapters 60 and 62 with regard to vending from trucks and trailers |

Respectfully submitted,

Carolee A. Conklin
Molly Clifford
Adam C. McFadden
Dana K. Miller
Loretta C. Scott
FINANCE COMMITTEE

Received, filed and published

July 18, 2017

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-197
Re: Publication of the City
Charter and Code

Transmitted herewith for your approval is legislation establishing maximum compensation of \$57,600 for a three-year professional services agreement with General Code, LLC for maintenance and publication of the City Charter and Code in both paper and Internet versions. The cost of the proposed agreement will be funded from the 2017-18 and future budgets of the City Council/City Clerk.

The proposed agreement will provide for continued maintenance of the Charter and Code through the preparation of new sections and amendments as approved by the City Council and signed into law by the Mayor, including both the paper and Internet versions of these volumes. As part of this agreement, General Code will continue to work with the City's Law Department to ensure that both the Internet and paper versions of the City Charter and Code accurately reflect laws as adopted.

The agreement has a provision for the publication of pamphlets, containing reprints of specified sections of the Code, for individual departments and bureaus, the cost to be borne by the offices requesting such pamphlets. In addition, the agreement provides for the printing and delivery to the City, on a quarterly basis, of all revisions to the Charter and Code.

This agreement also includes monthly updates on the Internet version of the Charter and Code. The agreement with General Code will be funded from the 2017-18 budget as well as future budgets of the City Council/City Clerk.

Respectfully submitted,
Loretta C. Scott
President

Carolee A. Conklin
Chair, Finance Committee

Attachment No. AQ-113

Ordinance No. 2017-197
(Int. No. 234)

Establishing maximum compensation for a professional services agreement with General Code, LLC for publication of the City Charter and Code

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

Section 1. The sum of \$19,200 is hereby established as the maximum annual compensation to be paid for a professional services agreement with General Code, LLC to publish the City Charter and Code and to provide for continued maintenance of the Charter and Code in paper and electronic versions including monthly updates to the electronic version for a term of three years. Said amounts shall be funded from the 2017-18 and subsequent budgets of the City Council/City Clerk, contingent

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upon adoption of said budgets.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-198
Re: Agreement with WXXI to Broadcast
City Council Meetings

Transmitted herewith for your approval is legislation establishing \$58,500 as maximum compensation for a three-year professional services agreement with WXXI Public Broadcasting Council to continue to provide technical staff for the live broadcasts of City Council Meetings.

WXXI has been operating the equipment since the inception of live broadcasts in January 2008. These contract services have enabled a seamless feed from the Chambers to the City Channel 12, which is operated by WXXI.

As part of this contract, WXXI staff will set up the City’s broadcast equipment prior to each Council session, test the audio/video signal being transmitted to WXXI’s State Street studio, and provide technical direction, video recording, master control, and closed captioning services. The agreement will provide funding for the broadcast of regular monthly City Council meetings, City Council committee meetings, two full-day budget hearings, web streaming, plus an allocation for two organization meetings and contingency. The WXXI agreement will be funded from the 2017-18 budget as well as future budgets of the City Council/City Clerk.

The basic fees for each of the years of the agreement are as follows:

<u>Service</u>	<u>Item Cost</u>	<u>Total Annual Cost</u>
Council meetings	\$ 600	\$ 7,200
Committee meetings	600	7,200
Budget hearings	1,350	2,700
Web streaming, monthly	100	1,200
Organization meetings and contingency		<u>1,200</u>
Total		\$19,500

Respectfully submitted,
Loretta C. Scott
President

Carolee A. Conklin
Chair, Finance Committee.

Attachment No. AQ-114

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Ordinance No. 2017-198
(Int. No. 235)

Establishing maximum compensation for a professional services agreement with WXXI Public Broadcasting Council for broadcast of City Council Meetings

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

Section 1. The sum of \$19,500, or so much thereof as may be necessary, is hereby established as the maximum annual compensation to be paid for a professional services agreement between the City and WXXI Public Broadcasting Council for the broadcast of City Council Meetings for a term of three years. Said amounts shall be funded from the 2017-18 and subsequent budgets of the City Council/City Clerk, contingent upon adoption of said budgets.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-199
Re: Processing of Election
Inspector Payroll

Transmitted herewith for your approval is legislation establishing \$10,000 annual maximum compensation for a professional services agreement with USA Payroll, Inc. for processing the payroll for Election Inspectors. The initial term of the agreement is for one year, with the option for two one-year renewals.

The proposed agreement includes the issuance of checks, providing a check register, issuing 1099 forms as needed, replacement checks, replacement 1099 forms, issuing stop payments and delivering paychecks ready for mailing to the City within a specified timeline.

A request for proposal was posted on the City's web site. We received responses from USA Payroll, Inc. and Certified Payroll and Visa Services. Each proposal was rated on price, services offered, MWBE status and their location. After being reviewed by the committee established for this purpose, USA Payroll was chosen because it was the lower bidder, their ability to provide all of the services requested in a timely manner and our pre-existing relationship with them. The agreement with USA Payroll Inc. will be funded from the 2017-18 budget as well as future budgets of the City Council/City Clerk.

Respectfully submitted,
Loretta C. Scott
President

Carolee A. Conklin
Chair, Finance Committee

Ordinance No. 2017-199
(Int. No. 236)

July 18, 2017

Authorizing a professional services agreement for payroll processing services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with USA Payroll Inc. for payroll processing services for election inspectors in a maximum annual amount not to exceed \$10,000. The agreement shall have a term of one year, with an option of two one-year renewals. The cost of the agreement shall be funded by \$10,000 from the 2017-18 budget of the City Clerk and, if renewed, from subsequent budgets of the City Clerk, contingent upon adoption of said budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-200
Re: Agreement –Media Impressions Ltd.,
Advertising Buying Agent

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum annual compensation for a retainer fee for an agreement with Media Impressions, Ltd., Penfield, New York, to act as the City’s advertising buying agent. Compensation will be based largely on a percentage of City advertising expense. The term of the agreement will be for three years, with the option for one, three-year renewal. The cost of the annual retainer will be funded from the 2017-18 and subsequent budgets of the Bureau of Communications, contingent upon approval of the subsequent budgets, and the commission will be funded from the annual budgets of the departments requesting advertising services.

The Bureau of Communications is responsible for marketing and promoting a wide variety of City programs, events and services. The consultant will serve as the City’s advertising buying agent, procuring advertising on behalf of the City. The consultant will, upon request, provide the following services, including, but not limited to:

- Provide detailed marketing plans and marketing planning and consultations
- Negotiate the best possible value for the City’s advertising dollars
- Order and reserve advertising on the City’s behalf
- Inform the Bureau of Communications of advertising specials and opportunities as well as media target market, ratings and rate sheet information

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Media Impressions, Ltd. was selected through a request for proposals process, the summary of which is attached.

Over the last five years, the City has spent an average of \$213,000 annually on advertising, of which about \$28,000 was paid to the advertising broker through commissions and retainer fees.

Respectfully submitted,
Lovely A. Warren
Mayor.

Attachment No. AQ-115

Ordinance No. 2017-200
(Int. No. 237)

Authorizing an agreement with Media Impressions Limited to act as the City's advertising buying agent

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 Media Impressions Limited to act as the City's advertising buying agent for a term of three years, with the option to renew for one additional three-year term. The agreement shall obligate the City to pay an annual retainer of \$10,000 and compensate the consultant a percentage of the City's advertising expenses. The annual retainer shall be funded from the 2017-18 and subsequent Budgets of the Bureau of Communications, contingent upon approval of the subsequent budgets and the commissions shall be funded from the annual budgets of the departments requesting the advertising.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-201
Re: Agreement – Congestion Mitigation and
Air Quality Improvement Program Grant,
Rochester Shared Mobility Program

Council Priority: Jobs and Economic Development

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Transmitted herewith for your approval is legislation related to the New York State Department of Transportation (NYSDOT) and Federal Highway Administration's Congestion Mitigation and Air Quality Improvement (CMAQ) Program. This legislation will:

1. Authorize an agreement with NYSDOT for the receipt and use of \$1,004,000 from the Federal Highway Administration's CMAQ Program to support planning and implementation of the Rochester Shared Mobility Program.
2. Establish \$354,000 as maximum compensation for an agreement with the Rochester-Genesee Regional Transportation Authority to provide commuter vanpool services in the greater Rochester region. The cost of the agreement will be funded from the appropriation made herein, and the term will be for three years with an option to extend for two, one-year terms, provided funding remains in the original appropriation (\$354,000).

The CMAQ funds will be used to expand or introduce new shared transportation options, collectively called the Rochester Shared Mobility Program, within the city of Rochester including commuter vanpooling (see above), bike sharing, and car sharing. The use of these transportation alternatives will improve air quality by reducing private automobile dependence and single occupancy vehicle trips within and around the city. The Rochester Shared Mobility Program will build a more connected public transportation network in Rochester.

The remainder of the grant funds will be allocated between several other vendors to provide shared mobility services through future agreements.

Planning and implementation of the Rochester Shared Mobility Program is anticipated to be completed by 2021.

Respectfully submitted,
Lovely A. Warren
Mayor.

Ordinance No. 2017-201
(Int. No. 238, as amended)

Authorizing ~~funding and~~ agreements relating to the City's Shared Mobility Program

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

~~Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation for the receipt and use of \$1,004,000 from the Federal Highway Administration's Congestion Mitigation and Air Quality Improvement (CMAQ) Program and that amount is hereby appropriated to support the planning and implementation of the City's Shared Mobility Program.~~

Section ~~2~~ 1. The Mayor is hereby authorized to enter into an agreement with Rochester-Genesee Regional Transportation Authority in a maximum amount of \$354,000 to provide commuter vanpool services. The agreement shall be funded from the Shared Mobility Program funds that were

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appropriated in Section ~~4~~ 2 of Ordinance No. 2017-188. The term of the agreement shall be three years with an option to extend for up to 2 additional terms of 1 year each if funds from the original authorization of \$354,000 remain.

Section ~~3~~ 2. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section ~~4~~ 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-202
Re: Vending from Trucks and
Trailers Longer than 28 Feet

Transmitted herewith for your approval is legislation that amends the Chapter 60 food vending code and the Chapter 62 solicitors code to allow trucks and trailers longer than 28 feet to vend at special events and at temporary events on private property.

Last month two food truck permit applicants submitted their trucks to the Police Department licensing unit for inspection and were denied temporary permits to vend at the Rochester Xerox International Jazz Festival because the trucks' lengths exceeded the 28-foot length limit set forth in the Chapter 60 Food Trucks, Trailers and Carts code. Relying on a provision in Section 60-8 (A), the Chief of Police suspended the permit requirement to allow the trucks to vend at the Rochester Xerox International Jazz Festival because the event sponsor had approved spots at the Festival that were large enough to accommodate the trucks.

The Food Truck committee, which consists of staff from RPD, RFD, Special Events, and the City Clerk's Office who are involved in administering and overseeing the licensing and regulation of food trucks and trailers, held a meeting to discuss how to address this issue going forward. The committee agreed that increasing the permissible length of the trucks and trailers for on-street vending would have adverse impacts on public safety and fairness because the on-street locations are limited in number and size. However, those safety and fairness issues are not present for special events and private events when the event sponsor or the private property owner has enough space to accommodate the longer trucks and trailers.

Moreover, the committee agreed that the same factors apply with regard to the 28-foot length limit that applies to the vending of non-food items from trucks and trailers under the Chapter 62 solicitors code.

Therefore, the proposed legislation eliminates the length limitation and allows for vending from trucks or trailer up to 61 feet long at special events and private events provided that the special event sponsor or the private property owner confirms that there is sufficient space for the longer truck or trailer. The 28-foot limit remains for on-street vending.

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To account for the additional regulatory review involved and for the competitive advantage that the longer trucks and trailers might enjoy, the legislation also increases the temporary permit fees in increments based on the length of the truck or trailer. Therefore, although the temporary permit fee for vending at multiple special or private events for a year will remain at \$100 for trucks and trailers that are up to 28 feet long, the fee increases in the following increments for the units that are over 28 feet long: \$150 for a unit that is up to 39 feet long, \$200 for a unit that is more than 39 feet and up to 50 feet long, and \$250 for a unit that is more than 50 feet and up to 61 feet long.

Similarly, the temporary permit fee for vending at a single special or private event will remain at \$56 for trucks and trailers that are up to 28 feet long and increases in the following increments for the units that are over 28 feet long: \$84 for a unit that is up to 39 feet long, \$112 for a unit that is more than 39 feet and up to 50 feet long, and \$140 for a unit that is more than 50 feet and up to 61 feet long.

Respectfully submitted,
Loretta C. Scott
President

Carolee A. Conklin
Chair, Finance Committee

Ordinance No. 2017-202
(Int. No. 289)

Amending Municipal Code Chapters 60 and 62 with regard to vending from trucks and trailers

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

Section 1. Chapter 60 of the Municipal Code, Food Trucks, Trailers and Carts, Article I, Food Truck and Food Trailer Vendors, as amended, is hereby further amended by amending Sections 60-1, 60-2, 60-3, 60-4, 60-5, 60-6, 60-8, and 160-11 to read in their entirety as follows:

§ 60-1. Definitions. As used in this article, the following terms shall have the meanings indicated:

CENTER CITY VENDING DISTRICT Includes all of the Center City Zoning District, as established pursuant to Chapter 120, Zoning Code, and in addition, as set forth in a map on file in the City Clerk's office, an area extending generally easterly from the Center City Zoning District which is bounded on the west and north by the Center City Zoning District boundary extending from the southerly side of East Avenue to the center of Alexander Street at approximately 417 Alexander Street, then continuing southerly down the center of Alexander Street to the center of University Avenue, then continuing easterly along the center of University Avenue to the center of Goodman Street, then continuing southerly along the center of Goodman Street to and including the southerly side of East Avenue, then continuing westerly along the southerly side of East Avenue to the Center City Zoning District boundary. The Center City Vending District shall also include both sides of Alexander Street southerly from Gardiner Park to the southerly side of Tracy Street and its extension westerly, as set forth in the map on file in the City Clerk's office.

FOOD TRAILER A nonmotorized vehicle, designed to be towed by a motorized vehicle, registered and able to be operated on the public streets of New York State, in which ready-to-eat food is cooked, wrapped, packaged, processed or portioned for sale or distribution. ~~Food trailers shall not exceed 28 feet in length.~~

FOOD TRAILER VENDOR The owner or operator of a food trailer or the owner's agent; hereinafter referred to as "vendor."

FOOD TRUCK A motorized vehicle, registered and able to be operated on the public streets of New York State, in which ready-to-eat food is cooked, wrapped, packaged, processed or portioned for sale or distribution. ~~Food trucks shall not exceed 28 feet in length.~~

FOOD TRUCK VENDOR The owner or operator of a food truck or the owner's agent; hereinafter referred to as "vendor."

HARBORTOWN VENDING DISTRICT Includes all of the H-V Harbortown Village Zoning District as established pursuant to Chapter 120, Zoning Code, which is north of the O'Rorke Bridge, and those lands zoned O-S Open Space which border the southern boundary of Ontario Beach Park and are east of Estes Street.

MARINA VENDING DISTRICT Includes all of the M-D Marina District as established pursuant to Chapter 120, Zoning Code.

SPECIAL EVENT A special public event that is either sponsored by the City or granted a permit by the City, including but not limited to a festival, parade, concert, or celebration.

§ 60-2 General provisions.

- A. No food truck vendor shall operate within the public rights-of-way within the City without first having obtained a valid food truck vending license or permit as prescribed in this article.
- B. No food trailer shall be operated within the public right-of-way, except to the extent that vending is authorized in a specified space as part of either a special event pursuant to §60-9(A) or serving a private event pursuant to §60-10.
- C. Operation of a food truck or food trailer on property that is not public right-of-way or a public park shall be regulated in accordance with all applicable provisions of Municipal Code Chapter 120, Zoning. Food trailers operating on private property shall comply with the same requirements as food trucks pursuant to Municipal Code § 120-149.
- D. Food trucks and food trailers vending in the City shall not be greater than 28 feet in length, except that a food truck or food trailer exceeding 28 feet in length may be authorized to vend by means of a temporary permit that is issued for special events and permitted temporary uses pursuant to §60-6(D). ~~and Food trucks shall be licensed as a motor vehicle and able to be operated on the public streets of New York State.~~

- E. Each individual designated as an operator on a vendor's license or permit pursuant to §60-3 shall wear a visible identification badge issued by the City Clerk when working on a food truck or food trailer. The form of the badge shall be established by the City Clerk.
- F. Each person working on a food truck or food trailer shall complete a fire safety training program offered by the Rochester Fire Department within 60 days after commencing employment. At all times at least one worker on each food truck and food trailer shall have completed the fire safety training program offered by the Rochester Fire Department. When the worker has completed the safety training program, the Rochester Fire Department shall present him or her with a written notice confirming that the employee has completed the training and specifying the worker's name and the date that training was completed. At all times when working on a food truck or food trailer that is vending, each person who has completed the safety training program shall carry and be prepared to present the training confirmation notice and, for purposes of verifying his or her identity, the worker shall also carry a New York State driver's license, New York State non-driver's identification card, police identification card or other means of identification approved by the Chief of Police, provided, however, that a worker who has not been issued a suitable form of identification shall not be required to obtain, carry and present one for purposes of this article.
- G. No food truck or food trailer shall operate within any public right-of-way within 100 feet of any property zoned Low-Density Residential (R-1), Medium-Density Residential (R-2), or High-Density Residential (R-3).
- H. Each food truck and food trailer must at all times carry on the vehicle a measuring device with a measuring capacity of no less than 500 feet as a condition of its licensure. The failure of any food truck or food trailer to carry such a measuring device or to abide by the proximity distance restrictions included in this article shall constitute a violation of this article.
- I. All food trucks and food trailers must abide by all parking and vehicle and traffic laws, ordinances, rules and regulations at all times, including but not limited to any durational requirements in force and effect at that time and location. Except for locations within the Center City, Marina and Harbortown Vending Districts, a food truck may operate in any legal parking space except as restricted by any ordinance, law, rule or regulation, including § 60-2F. Locations within the Center City, Marina and Harbortown Vending Districts shall be limited to those approved pursuant to § 60-7.
- J. No food truck or food trailer shall operate within 100 feet of an approved vending cart location.
- K. No food truck shall operate within 100 feet of the closest point of any sidewalk cafe seating area approved by the Department of Environmental Services.

- L. No food truck or food trailer shall operate within 500 feet of the boundary line of any festival, special event or civic event that is permitted or sponsored by the City, except when the vendor has obtained a permit to so operate from the City.
- M. No food truck or food trailer shall operate in a location that has the effect of obstructing access to or egress from any structure or the free flow of vehicular and pedestrian traffic.
- N. All food trucks and food trailers must be equipped with trash receptacles of a sufficient capacity that shall be changed as necessary to prevent overflow or the creation of litter or debris.
- O. No vendor shall cry out or make loud noises in any public street, sidewalk or place for the purpose of selling any food or merchandise.
- P. No vendor shall chain or otherwise attach any signs, goods, merchandise, chairs, stools or food cart or other equipment used in vending to any tree, parking meter, hydrant, sign or post, light pole, telephone pole or other street appurtenance or leave any such items unattended on a public street, sidewalk or place. Items left in violation of this subsection shall be seized by the police.
- Q. No vendor shall dispose of any litter or trash generated from the vending operation in public trash receptacles. Vendors shall store such litter or trash during the day in a trash receptacle firmly attached to the vending unit and carry the same with them at the end of the day. Vendors shall also be responsible for keeping the immediate area of their food cart free and clear of any litter, trash or spillage from the unit.
- R. No vendor shall conduct any vending activities in violation of any rule or regulation promulgated by the Chief of Police, Commissioner of Environmental Services or Fire Marshal pursuant to this article or by the Monroe County Health Department with respect to vending of food or food products.

§ 60-3 License or permit required; application.

- A. Any person desiring to operate a food truck or food trailer shall obtain from the City Clerk and place on prominent display during vending activities either an annual license obtained in accordance this Section or a temporary permit obtained in accordance with § 60-6(C) and (D). The application for a license or temporary permit shall be on forms provided by the City Clerk and shall include the following:
 - (1) Name and address of each applicant and each corporate officer of the food truck or food trailer vending corporation, or owner of an unincorporated business. If the applicant is an individual, he or she shall be designated as the vendor's operator and the individual applicant may also designate one or more additional operators during or after the application process. If the applicant is not an individual, it shall specify and provide the name, address and telephone number of at least one person who shall be the designated operator. A

designated operator shall be a person who is directly responsible for supervising the operation of the food truck or food trailer. At least one designated operator shall be present at all times that a food truck or food trailer is being set up and used for food vending. Every designated operator shall be required to obtain a vendor's identification badge. In the event that a vendor's designated operator is no longer serving in that capacity and the vendor has no additional designated operator to serve in that capacity, the vendor shall promptly (and no later than the latter within five business days after the individual operator has ceased service or at least three business days prior to the next date at which the licensee operates the food truck or food trailer) notify the City Clerk, designate a replacement individual operator and submit to the City Clerk the replacement's application for an identification badge.

- (2) Address of the commissary used in the supply and preparation of food for this food truck or food trailer.
 - (3) A valid copy of all necessary licenses, permits or certificates required by the County of Monroe, or the State of New York, including, but not limited to, a valid New York State Department of Motor Vehicles registration and vehicle insurance and valid driver's licenses of all vehicle drivers.
 - (4) A copy of a valid certificate of authority issued by the New York State Department of Taxation and Finance empowering the applicant to collect both the New York State sales and compensating use taxes.
 - (5) A description, including where applicable the length, make, model and production year, of the food truck or food trailer that the applicant will use. An additional license or temporary permit shall be required for each additional truck or trailer from which the applicant proposes to vend.
- B. All license and temporary permit applicants and their designated operators shall be required to consent to a background check by the Rochester Police Department. ~~A license~~ An application may be denied by the Chief of Police if the background check demonstrates that the applicant or designated operator has been convicted of criminal offenses that have a direct relationship to the license or that would involve an unreasonable risk to property or to the safety or welfare of specific individuals or the general public. Any decision to deny an application for this reason shall be made in compliance with Article 23-A of the Correction Law after considering the factors set forth in that law. An applicant who is denied shall be entitled to a hearing in the manner provided for a revocation of a license by Chapter 68 of the Municipal Code.
- C. All license and temporary permit applicants and applicants for renewals thereof shall present each vehicle to the Fire Department to determine that the vehicle meets all applicable New York State Fire Codes and rules and regulations required by the Fire Marshal. The Fire Marshal is hereby authorized to promulgate such

additional rules and regulations as may be necessary to assure the fire safety of vending units.

- D. License and temporary permit applicants must have a current permit from the Monroe County Department of Health and must comply with all laws, rules and regulations of said Department.

§ 60-4. Insurance. Before any license or permit authorized herein shall be issued, the applicant shall file with the City proof of insurance, issued by an insurance company licensed to do business in the State of New York and approved by the Director of Finance as to form, which insurance must be kept continuously in force during the term of the license or permit. At the time of application, applicants shall provide proof of insurance that extends for the entire license period. The insurance shall be not less than \$1,000,000 comprehensive/general liability insurance. Such insurance shall not expire, nor be canceled, altered or amended except on 10 days' written notice to the City Treasurer served personally or by certified mail. Municipal operations, employees and property shall not be excluded from coverage. The insurance must name the City as an additional insured party.

§ 60-5. Form and condition of license. Every food truck or food trailer vending license or permit shall contain the following conditions:

- A. Each food truck or food trailer vending license shall expire on December 31 after their date of issuance. License fees shall not be prorated.
- B. The license or permit shall not be transferable from person to person without the written approval of the City Clerk.
- C. The license or permit is valid for one food truck or food trailer only.
- D. There shall be issued to each vendor a suitable decal or tag that shall be permanently and prominently affixed to the vehicle.

§ 60-6 Fees.

- A. Application: All applicants for food truck and food trailer licenses or permits shall pay an application fee of \$7, which shall be credited against the cost of the license fee if a license is issued.
- B. Annual licenses License fees for trucks and trailers no longer than 28 feet:
- (1) Food ~~All food~~ truck vendors shall pay an annual fee of \$330 for each license, except that vendors applying for a license that includes the Center City, Marina and Harbortown Vending Districts shall pay an annual fee of \$1,000.
- (2) Food ~~All food~~ trailer vendors shall pay an annual fee based on one of the following three options:

- (a) \$100 for vending at private events pursuant to § 60-10 and at events conducted on private property pursuant to a temporary zoning permit issued pursuant to Zoning Code § 120-149(A)(10);
- (b) \$100 for vending only at special events authorized in accordance with § 60-9; or
- (c) \$150 for vending at all events fitting within either of the two categories described in clauses (a) and (b) above.

(3) Licenses issued under § 60-6(B) shall be limited to food trucks and food trailers that are no longer than 28 feet. Vendors using longer trucks and trailers are limited to vending at special events pursuant to § 60-9 or on private property in accordance with a temporary zoning permit issued pursuant to Zoning Code § 120-149(A)(10) and must obtain a temporary vending permit issued under § 60-6(D).

C. Temporary permits for units no more than 28 feet long: Any ~~food truck or food trailer~~ vendor wishing to vend from a food truck or food trailer that is no more than 28 feet long at one or more special events pursuant to § 60-9, private events pursuant to § 60-10, or on private property pursuant to a temporary zoning permit issued pursuant to Zoning Code § 120-149(A)(10), and that does not have a license, shall apply to the City Clerk for one of the following two types of temporary food truck or food trailer permits:

- (1) pay a fee of \$100 for a permit valid for vending only at the aforementioned special events, private events, and temporary zoning permitted events for the remainder of the calendar year;
- (2) pay a fee of \$56 for a three-day temporary permit valid only during the remainder of and at the location of a particular special event, private event, or temporary zoning permitted event.

The temporary permit shall be placed on prominent display on the food truck of food trailer during the vending activities that it authorizes.

D. Temporary permits for units more than 28 feet long: Any vendor wishing to vend from a food truck or food trailer that is more than 28 feet long at one or more special events pursuant to § 60-9 or on private property in accordance with a temporary zoning permit issued pursuant to Zoning Code § 120-149(A)(10) shall apply to the City Clerk for one of the following two types of temporary food truck or food trailer permits:

- (1) pay a fee of \$150 for a unit that is up to 39 feet long, \$200 for a unit that is more than 39 feet and up to 50 feet long, and \$250 for a unit that is more than 50 feet and up to 61 feet long, for a permit valid for vending only at the aforementioned special events and temporary zoning permitted events for the remainder of the calendar year; or

(2) pay a fee of \$84 for a unit that is up to 39 feet long, \$112 for a unit that is more than 39 feet and up to 50 feet long, and \$140 for a unit that is more than 50 feet and up to 61 feet long, for a three-day temporary permit valid only during the remainder of and at the location of a particular special event or temporary zoning permitted event.

A temporary permit under this § 60-6(D) shall not be used to authorize vending from a food truck or food trailer that is more than 61 feet long. A temporary permit under this §60-6(D) shall not authorize the applicant to vend at a special event unless the applicant provides to the City Clerk a written statement from the event's sponsor authorizing the applicant to vend at a spot that is large enough to accommodate the specified length of the applicant's truck or trailer. A temporary permit shall be placed on prominent display on the food truck of food trailer during the vending activities that it authorizes.

~~D~~E. Vendor identification badge: All food truck and food trailer vendors shall pay a fee of \$24 for each identification badge, except for one badge issued with the license at no cost.

~~E~~F. Replacement license or identification badge: All food truck and food trailer vendors shall pay a fee of \$10 for each replacement license or identification badge.

~~F~~G. Vendors who are eligible veterans and who have a Soldiers' and Sailors' Certificate issued by the Monroe County Clerk pursuant to § 32 of the General Business Law or who are disabled veterans as defined by § 35 of the General Business Law holding such a certificate shall be exempt from the fees contained in this section.

§ 60-8. Parades and special events; parks.

- A. The Chief of Police is authorized to promulgate rules and regulations governing vending during parades and special events in the City. Such rules and regulations may require vending activities to be conducted in areas located so that citizens may be able to have unobstructed views of the parade or special event. In conjunction with such activities, including any street closing for a special event, the Chief of Police may suspend the applicability of the regulations found in this article to allow for the operation of the special event.
- B. The Commissioner of Recreation and Youth Services shall establish requirements for food trucks and food trailers in parks regulated by the City. Any food truck or food trailer operating in such a park shall have a valid license or permit pursuant to this article.
- C. The County of Monroe shall establish requirements for food trucks and food trailers in parks regulated by the county.

§ 60-11. General licensing provisions; revocation of licenses.

- A. The provisions of City Code Chapter 68, Licenses — Business and Trades, being general licensing provisions relating to business and trades, shall be applicable to all licenses under this article the same as if specifically set forth herein.
- B. The Chief of Police shall revoke, without a hearing, the license or permit of any person found guilty of five or more violations of this article during any period of two years. Nothing herein shall prevent the Chief of Police from revoking a license or permit of any person with fewer than five violations, on written charges and an opportunity for a hearing thereon, pursuant to City Code § 68-10, Revocation of licenses and permits.

Section 2. Chapter 62 of the Municipal Code, Commercial Travelers, Solicitors and Special Events, as amended, is hereby further amended by amending Sections 62-1 and 62-3 to read in their entirety as follows:

§ 62-1 Definitions.

For the purposes of this chapter, the terms used herein are defined as follows:

CENTER CITY VENDING DISTRICT

Shall include all of the Center City Zoning District, as established pursuant to Chapter 120, Zoning Code, and in addition, as set forth in a map on file in the City Clerk's office, an area extending generally easterly from the Center City Zoning District which is bounded on the west and north by the Center City Zoning District boundary extending from the southerly side of East Avenue to the center of Alexander Street at approximately 417 Alexander Street, then continuing southerly down the center of Alexander Street to the center of University Avenue, then continuing easterly along the center of University Avenue to the center of Goodman Street, then continuing southerly along the center of Goodman Street to and including the southerly side of East Avenue, then continuing westerly along the southerly side of East Avenue to the Center City Zoning District boundary. The Center City Vending District shall also include both sides of Alexander Street southerly from Gardiner Park to the southerly side of Tracy Street and its extension westerly, as set forth in the map on file in the City Clerk's office.

COMMERCIAL TRAVELER

A person or group of persons doing business through the act of renting a room or suite of rooms in a hotel, motel or inn, commercial building or private dwelling within the City of Rochester for a period of less than 90 consecutive days for the purpose of using said premises to sell, offer for sale or solicit orders for goods, services or merchandise, including vendors of food or food products and persons in the home improvement industry, to or from members of the public. This definition shall not apply to the renting of rooms, halls, auditoriums or open spaces for the sole purpose of demonstrating or exhibiting goods to businesses and/or the public in connection with sales promotions or marketing campaigns or for the purpose of exhibiting and selling works of art.

HARBORTOWN VENDING DISTRICT

Includes all of the H-V Harbortown Village Zoning District as established pursuant

to Chapter 120, Zoning Code, which is north of the new O'Rorke Bridge, and those lands zoned O-S Open Space which border the southern boundary of Ontario Beach Park and are east of Estes Street.

MARINA VENDING DISTRICT

Includes all of the M-D Marina District as established pursuant to Chapter 120, Zoning Code.

PUBLIC PLACE

Any area or building owned, operated or controlled by or on behalf of any government, municipality or public authority or corporation within the boundaries of the City of Rochester, or portion of such place, which is generally accessible to the public, including but not limited to streets, sidewalks, skywalks, parking garages and lots, parks, playgrounds, recreation areas, cemeteries, places of employment or operations and schools and school grounds, as well as private property, other than inside a building, upon which members of the public are solicited.

SOLICITOR

A person doing business through the acts of vending, selling or offering for sale, soliciting orders for, demonstrating or making estimates of goods, services or merchandise, and persons in the home improvement industry, directly to the public in the public streets, sidewalks or public places from a vending truck, vending trailer, vending cart or special event table, or by going from house to house, whether by appointment, referral, uninvited solicitation, route sales or party plan, within the City of Rochester.

SPECIAL EVENT

A special public event that is either sponsored by the City or granted a permit by the City, including but not limited to a festival, parade, concert, or celebration.

VENDING CART

A nonmotorized, wheeled vending unit that is built and licensed in such a manner that it may be operated to offer nonfood merchandise for sale on a public sidewalk in accordance with § 62-6A(5) of this chapter.

VENDING TRAILER

A nonmotorized vending unit ~~not greater than 28 feet in length~~ that is designed to be towed by a motorized vehicle that is built, registered and licensed to be operated on the public streets of New York State and to offer nonfood merchandise for sale.

VENDING TRUCK

A motorized vending unit ~~not greater than 28 feet in length~~ that is built, licensed and operated in such a manner that it may be operated to offer nonfood merchandise for sale from a public street in accordance with § 62-6A(6) of this

chapter.

VENDING UNIT

A cart, vehicle, trailer or table from which a solicitor may lawfully conduct business in accordance with the requirements of this chapter.

§ 62-3 Fees and expiration of license or permit.

A. License fees shall be as follows:

- (1) Commercial traveler: \$150.
- (2) Solicitor: \$330 for a vending truck or vending trailer license and \$250 for a vending cart license which is valid outside of the Center City Vending District, the Marina Vending District and the Harbortown Vending District, and \$1,000 for a vending truck or vending trailer license and \$750 for a vending cart license which includes the Center City Vending District, the Marina Vending District or the Harbortown Vending District, which licenses shall include a solicitor's license and a license for one vending unit. Each additional vending unit shall require payment of a full fee. Solicitor licenses for vending from trucks and trailers issued under this § 62-3(A)(2) shall be limited to units that are no longer than 28 feet. Solicitors using longer trucks and trailers are limited to vending at special events pursuant to § 62-9 or on private property in accordance with a temporary zoning permit issued in accordance with Zoning Code § 120-149 and must obtain a temporary solicitor permit issued under § 62-3(D).
- (3) Identification: \$24 each; provided, however, that there shall be no charge for the first identification badge that is issued for each license.

B. All licenses shall expire on December 31 after their date of issuance. License fees shall not be prorated.

C. Temporary permit. Any solicitor wishing to conduct business from a vending unit at one or more special events and who does not have a license shall apply to the City Clerk for a temporary vending unit permit and pay a fee of \$100 for a permit valid for the calendar year. Any solicitor wishing to conduct business from a vending unit at a single special event and who does not have a license shall apply to the City Clerk for a three-day temporary vending unit permit and pay a fee of \$56 for a permit valid for that event. Such a permit shall allow vending only during and at the location of a specified special event. Temporary permits for vending from trucks and trailers issued under this § 62-3(C) shall be limited to units that are no longer than 28 feet. Solicitors using longer trucks and trailers shall obtain a temporary permit issued under § 62-3(D).

D. Temporary permit for over-length vending trucks and trailers. Any solicitor wishing to conduct business from a vending truck or vending trailer that is more than 28 feet long at one or more special events pursuant to § 62-9 or on private property in accordance with one or more temporary zoning permits issued pursuant to Zoning Code § 120-149 shall apply to the City Clerk for a temporary solicitor's permit and pay a fee that is based on the length of the vending unit as follows: \$150 for a unit that is up to 39 feet long, \$200 for a unit that is more than 39 feet and up to 50 feet long, and \$250 for a unit that is more than 50 feet and up to 61 feet long. Any solicitor wishing to conduct business from a vending truck or vending trailer that is more than 28 feet long at a single special event pursuant to § 62-9 or on private property in accordance with a single temporary zoning permit issued pursuant to Zoning Code § 120-149 shall apply to the City Clerk for a three-day solicitor's permit and pay a fee that is based on the length of the vending unit as follows: \$84 for a unit that is up to 39 feet long, \$112 for a unit that is more than 39 feet and up to 50 feet long, and \$140 for a unit that is more than 50 feet and up to 61 feet long. The three-day permit shall allow vending only during and at the location of a specified special event. A temporary permit issued under this § 60-6(D) shall not be used to authorize vending from a truck or trailer that is more than 61 feet long. It shall not authorize the applicant to vend at a special event, unless the solicitor provides to the City Clerk a written statement from the event's sponsor authorizing the solicitor to vend at a spot that is large enough to accommodate the specified length of the applicant's truck or trailer. It shall not authorize the applicant to vend at an event on private property that has been granted a temporary zoning permit, unless the solicitor provides to the City Clerk a written statement from the private property owner authorizing the solicitor to vend at a spot that is large enough to accommodate the specified length of the applicant's truck or trailer.

~~D~~E. A nonrefundable fee of \$7 shall be required for the receipt of application materials. Said fee shall be credited toward the license fee upon submission of an application.

~~E~~F. There shall be a fee of \$10 for replacement of a lost license or identification badge.

~~F~~G. A solicitor who is an eligible veteran and has a Soldiers' and Sailors' Certificate issued by the Monroe County Clerk pursuant to § 32 of the NYS General Business Law or who is a disabled veteran as defined by § 35 of the General Business Law holding such a certificate shall be exempt.

Section 3. Chapter 120 of the Municipal Code, Zoning, Article XVIII, Additional Requirements for Specified Uses, as amended, is hereby further amended in Section 120-149, Temporary uses, so that Subsection 120-149(A)(10)(h) reads in its entirety as follows:

(h) The temporary certificate of zoning compliance shall only approve operation for food trucks and food trailers that possess a valid solicitor's license or temporary permit to vend issued by the City Clerk's office in accordance with Municipal Code Chapter 60, Food Trucks, Trailers and Carts.

July 18, 2017

Section 4. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

By Vice President Miller
July 18, 2017

To the Council:

The Business & Economic Development Committee recommends for Adoption the following entitled legislation:

Int. No. 239 Authorizing the acquisition of 239 Silver Street

Respectfully submitted,

Dana K. Miller
Michael A. Patterson
Elaine M. Spaul
Loretta C. Scott
BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE

Received, Filed and Published

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-203
Re: Acquisition of 239 Silver Street –
Bull's Head Revitalization Project

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

Transmitted herewith for your approval is legislation authorizing the acquisition by negotiation of 239 Silver Street for a total cost of \$37,000 (purchase price and closing costs) to be funded from 2016-17 Cash Capital. The property is situated adjacent to other City-owned properties and within the Bull's Head Revitalization target area (see attached map).

July 18, 2017

239 Silver Street consists of a 0.09 acre parcel with a single family residential dwelling. The building is currently occupied by tenants. The property is adjacent to three City-owned properties located at 64, 68-70, and 76 York Street.

The current owner of the property is Mr. Dave Streeter. Mr. Streeter approached the City with expressed interest to sell his property. As part of the Bull's Head Revitalization project, the City intends to prepare this property and other adjacent properties for future redevelopment. Activities for such preparation may include tenant relocation, environmental testing, environmental clean-up and demolition.

The City has hired R.K. Hite & Co., Inc. to provide relocation and moving assistance related services for the tenants of the property. The associated tenant relocation benefits and eligible moving costs will be funded from 2016-17 Cash Capital.

A purchase price of \$35,000 was established by an independent appraisal prepared by Stropp Appraisal, on June 27, 2017, and an appraisal review was completed by R.K. Hite & Co., Inc. on June 27, 2017.

A Phase I Environmental Site Assessment (ESA) dated June 28, 2017, was completed for the property by Day Environmental, Inc. Upon review by the City's Division of Environmental Quality, the Phase I ESA report identified recognized environmental conditions associated with nearby properties consistent with typical developed urban sites. There were not however, any recognized environmental conditions that would preclude the City's acquisition of the property.

Upon acquisition by the City, the 2017-18 City taxes will be cancelled. The property will be conveyed with no other outstanding liens or encumbrances.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-116

Ordinance No. 2017-203
(Int. No. 239)

Authorizing the acquisition of 239 Silver Street

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

Section 1. The Council hereby approves the acquisition by negotiation of the parcel described below. The acquisition costs shall not exceed \$37,000, including closing costs, and shall be funded from 2016-17 Cash Capital.

Address	S.B.L.#	Lot Size	Owner
239 Silver Street	120.42-2-77	±0.09 acre	Dave Streeter

July 18, 2017

Section 2. City taxes and other current-year charges against said parcels shall be canceled from the date of closing forward. If the present owners have paid any taxes or other current-year charges attributable to the period after the closing, such charges shall be credited to such owners at closing, and may, if appropriate, be refunded. Any taxes levied after the date of closing, while the City still owns the parcels, shall also be cancelled. The properties shall be conveyed to the City with no other outstanding liens or encumbrances.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Ortiz
July 18, 2017

To the Council:

The Neighborhood & Community Development Committee recommends for Adoption the following entitled legislation:

- | | |
|--------------|--|
| Int. No. 240 | Authorizing the sale of real estate |
| Int. No. 241 | Authorizing amendatory agreements for appraisal and auctioneer services |
| Int. No. 246 | Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS Program |
| Int. No. 247 | Authorizing an agreement and an appropriation for the Helping Elders Law Project |
| Int. No. 248 | Authorizing an agreement and appropriation for the Aging in Place Home Modification Program |
| Int. No. 249 | Authorizing an agreement and appropriating funds for landlord/tenant services |
| Int. No. 250 | Appropriating funds and authorizing agreements for foreclosure prevention services |
| Int. No. 251 | Authorizing an agreement for the HOME Rochester Program |
| Int. No. 252 | Appropriating funds and authorizing agreements for the HOME Rochester Program |
| Int. No. 253 | Authorizing an amendatory agreement with The Center for Dispute Settlement, Inc. for hearing officer services related to the City demolition program |

July 18, 2017

- Int. No. 254 Authorizing funding for Demolition Program
- Int. No. 255 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$723,000 Bonds of said City to finance a portion of the costs of continuation of the City Demolition Program
- Int. No. 256 Authorizing funding and agreements for the Southwest Quadrant Historic Resource Survey
- Int. No. 257 Authorizing an agreement for the Urban Fellow Program Summer Session 2017
- Int. No. 258 Authorizing an agreement for neighborhood projects for Wilson Day 2017
- Int. No. 259 Appropriating funds and authorizing agreements for the Buyer Assistance Program
- Int. No. 260 Authorizing agreements and appropriating funds for the Homebuyer Training Program
- Int. No. 261 Appropriating funds and authorizing agreements for business programs
- Int. No. 262 Authorizing grant agreements to support housing quality improvement and enforcement programs
- Int. No. 288 Resolution supporting Consolidated Funding Grant Application

The Neighborhood & Community Development Committee recommends for consideration the following entitled legislation:

- Int. No. 243 Approving the Consolidated Community Development Plan/2017-18 Annual Action Plan
- Int. No. 244 Authorizing submission of the Consolidated Community Development Plan/2017-18 Annual Action Plan and execution of grant agreements with the United States Department of Housing and Urban Development
- Int. No. 245 Appropriation of funds for the City Development Fund

The following entitled legislation is being held in committee:

- Int. No. 242 Amending the Municipal Code with respect to the building owner's registry

Respectfully submitted,

Jacklyn Ortiz

July 18, 2017

Molly Clifford
Carolee A. Conklin
Dana K. Miller
Loretta C. Scott
NEIGHBORHOOD & COMMUNITY DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-204
Re: Sale of Real Estate

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

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

The first property is a vacant lot sold by negotiated sale to the adjacent owners. The purchasers will combine the lot with their existing property and utilize it as green space.

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

The first year projected tax revenue for these eight properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$2,517.

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

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ- 117

Ordinance No. 2017-204
(Int. No. 240)

July 18, 2017

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 of the negotiated sale of the following parcels of vacant land:

Address	SBL#	Lot Size	Sq.Ft.	Price	Purchaser
1294-1296 E Main St	107.69-1-70	42 x 125	5312	\$450	James & Barbara Candella

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

Address	SBL#	Lot Size	Sq.Ft.	Purchaser
676 W Broad St	105.84-1-7	30 x 100	3000	Jeffrey Jones
200-202 Durnan St	091.74-4-35	35 x 80	2800	Joseph Peter Johnson
175 Friederich Pk	106.25-1-48	35 x 65	2283	Donna L. Deppert
E/H 76-78 Leighton Av	107.78-1-40	17 x 138	2415	Cynthia Irene Coyle
W/H 76-78 Leighton Av	107.78-1-40	17 x 138	2415	Peter C. Robinson
230 Rauber St	106.40-1-60	50 x 77	2843	Theodore Wester
240 Rauber St	106.40-1-59	57 x 103	4090	Theodore Wester

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. 2017-205
Re: Amendatory Agreements - Appraisal
and Auctioneer Services

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

July 18, 2017

Transmitted herewith for your approval is legislation related to amendatory agreements increasing compensation and extending by one year the terms for appraisal and auctioneer services. This legislation will extend by one year, agreements with Midland Appraisal Associates, Inc., Bruckner, Tillet, & Rossi, Inc., and Monroe Barrie Corp. as authorized via Ordinance No. 2016-191. The cost of additional services is shown below and will be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development.

<u>Firm</u>	<u>Original</u>	<u>Balance</u>	<u>Amendatory</u>	<u>New Total</u>
Midland Appraisal Associates, Inc.	\$12,500	\$4,730	\$13,270	\$25,770
Bruckner, Tillet, & Rossi, Inc.	\$12,500	\$2,550	\$15,450	\$27,950
Monroe Barrie Corp.	\$3,000	\$1,687.50	0	\$3,000
d/b/a Metro Appraisal Associates				
Pogel, Schubmehl & Ferrara, LLC	\$12,500	\$7,050	0	\$12,500

These agreements are for appraisal services including, but not limited to, broker price opinions and/or comparative market analyses for commercial, industrial, and residential property related to acquisitions, sales, easements, and other property transactions as well as real estate services including, but not limited to, auctioneer services at various real estate auctions.

These firms will also complete appraisal services on behalf of the Rochester Land Bank Corporation in accordance with the Shared Services Agreement between the City of Rochester and the Rochester Land Bank Corporation.

These firms were selected through a request for qualifications process, the summary of which is attached. It should be noted that Pogel, Schubmehl & Ferrara, LLC informed the City of Rochester that are merging with Midland Appraisal Associates, Inc. on July 1, 2017 and will no longer conduct business under that name, precluding any new agreements with the firm.

Respectfully submitted,
Lovely A. Warren
Mayor.

Attachment No. AQ-118

Ordinance No. 2017-205
(Int. No. 241)

Authorizing amendatory agreements for appraisal and auctioneer 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 agreement with Midland Appraisal Associates, Inc. to provide appraisal services for the City. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized by Ordinance No. 2016-191 by \$13,270 to a new total of \$25,770 and shall extend the term by one year. Said amendatory amount shall be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development.

July 18, 2017

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with Bruckner, Tillet, & Rossi, Inc. to provide appraisal services for the City. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized by Ordinance No. 2016-191 by \$15,450 to a new total of \$27,950 and shall extend the term by one year. Said amendatory amount shall be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development.

Section 3. The Mayor is hereby authorized to enter into an amendatory agreement with Monroe Barrie Corp. to provide auctioneer services for the City. The amendatory agreement shall extend the term of the agreement originally authorized by Ordinance No. 2016-191 by one year.

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

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-206,
Ordinance No. 2017-207 and
Ordinance No. 2017-208
Re: 2017-18 Annual Action Plan,
Consolidated Community
Development Plan

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

Transmitted herewith for your approval is legislation related to the 2017-18 Annual Action Plan of the 2015-16 through 2019-20 Consolidated Community Development Plan. This legislation will:

1. Approve the 2017-18 Annual Action Plan of the Consolidated Community Development Plan
2. Authorize the submission of the plans to the U.S. Department of Housing and Urban Development (HUD).
3. Authorize agreements with HUD for the receipt and use of grants to fund the Annual Action Plan.
4. Appropriate \$300,000 in Urban Development Action Grant principal and interest repayments projected to be received during the 2017-18 program year for the City Development Fund (CDF).

July 18, 2017

5. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

The Consolidated Community Development Plan consists of a five-year strategic plan and annual action plans. The plan addresses the U.S. Department of Housing and Urban Development's planning and application requirements for their formula grant programs, which include the Community Development Block Grant (CDBG), HOME Investment Partnerships, Emergency Solutions Grants Program, and Housing Opportunities for Persons with AIDS (HOPWA). HUD requires jurisdictions to prepare multi-year strategies and one year action plans for the use of federal funds. The Annual Action Plan covers the period July 1, 2017 through June 30, 2018.

The Annual Action Plan describes specific projects and activities that will be undertaken in the coming year with federal funds to address priority needs. Community input was solicited at public meetings held on March 8, 2017.

The estimated total of funds available for 2017-18 is \$11,954,963 from the following sources:

CDBG	\$7,487,072
HOME	1,839,492
Emergency Solutions Grant	692,579
HOPWA	785,820
CDF	300,000
CDBG Program Income	750,000
HOME Program Income	<u>100,000</u>
Total	\$11,954,963

The amount of federal allocations, program income, and CDF available to address the priority needs and strategies is estimated to be \$11,954,963. These funds will be used for the following purposes: Promote Economic Stability, Improve the Housing Stock, General Community Needs, and Other.

Significant allocation highlights include:

- \$730,000 for Business Development Financial Assistance Program
- \$300,000 for the Buyer Assistance Program
- \$350,000 for Job Creation and Youth Development

Approval by the City Council of the Annual Action Plan is required by HUD. Approval of the CDF is required by Resolution 83-26 (adopted May 24, 1983).

A public hearing on the 2017-18 Annual Action Plan is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-119

Ordinance No. 2017-206

(Int. No. 243)

Approving the Consolidated Community Development Plan/2017-18 Annual Action Plan

WHEREAS, there is pending before this Council the Draft Consolidated Community Development Plan/2017-18 Annual Action Plan to be financed with \$11,954,963 available to the City of Rochester from the federal Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grant Program, Housing Opportunities for Persons with AIDS Program, Urban Development Action Grant loan and interest repayments, other program income;

WHEREAS, the proposed plan was prepared according to an approved Citizen Participation Plan and reflects public comments and consultations;

WHEREAS, notice of the proposed plan was published in the legal notices section of the Democrat and Chronicle on February 14, 2017;

WHEREAS, citizens, public agencies and other interested parties were invited to submit comments by March 8, 2017;

WHEREAS, the City Council has reviewed the needs, strategies and proposed actions with City staff;

WHEREAS, the City Council conducted a public hearing on the Draft Consolidated Community Development Plan/2017-18 Annual Action Plan and the needs, strategies, proposed actions and annual performance; and

WHEREAS, the City Council has reviewed the public comments and recommendations.

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

Section 1. The Council hereby adopts the Draft Consolidated Community Development Plan/2017-18 Annual Action Plan.

Section 2. The Mayor is hereby directed to prepare detailed programs and specifications for the various actions and to submit said plans to City Council for approval prior to implementation.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2017-207
(Int. No. 244)

Authorizing submission of the Consolidated Community Development Plan/2017-18 Annual Action Plan and execution of grant agreements with the United States Department of Housing and Urban Development

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

July 18, 2017

Section 1. The Mayor is hereby authorized to submit the Consolidated Community Development Plan/2017-18 Annual Action Plan to the United States Department of Housing and Urban Development.

Section 2. The Mayor is hereby further authorized to provide any such information that may be required and to execute all necessary grant agreements with the United States Department of Housing and Urban Development for the Program Year beginning July 1, 2017.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2017-208
(Int. No. 245)

Appropriation of funds for the City Development Fund

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

Section 1. As part of the Consolidated Community Development Plan/2017-18 Annual Action Plan, the Council hereby appropriates the sum of \$300,000 in anticipated Urban Development Action Grant loan repayment funds and reversionary interest payments and interest, to be utilized as capital for the City Development Fund.

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary for the implementation of programs funded by the appropriation made herein.

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

Section 4. The Director of Finance shall record all transfers herein and shall have the authority to make adjustments to the amounts set forth which may have changed prior to the adoption of this ordinance.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-209
 Re: 2017-18 Consolidated Community
 Development Plan, Housing
 Opportunities for Persons with AIDS

Council Priority: Rebuilding and
 Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2017-18 Housing Opportunities for Persons with AIDS (HOPWA) program as described in the 2017-18 Consolidated Community Development Plan (Con Plan), contingent upon the adoption of the Con Plan. This legislation will:

1. Appropriate a total of the estimated \$785,820 from the 2017-18 Housing Choice Fund, HOPWA account of the Con Plan for program implementation.
2. Establish maximum compensation for agreements with the agencies below for program implementation. The cost of these agreements will be financed from the funds appropriated herein.

AC Center, Inc. d/b/a Trillium Health, Inc.	\$457, 348.00
Catholic Charities of the Diocese of Rochester d/b/a	
Catholic Charities Community Services	<u>304, 898.00</u>
	<u>\$762, 246.00</u>

3. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

HOPWA provides housing assistance and services to prevent homelessness for individuals with HIV/AIDS and related complications, and their families. Assistance includes both long-term (over 21 weeks) and short-term services and financial assistance in the form of payments of mortgage, rent, and utilities. Both providers maximize HOPWA assistance through the coordination of other funding sources and service providers. The HOPWA grant from HUD is awarded to the City to serve Livingston, Monroe, Ontario, Orleans, and Wayne counties. Trillium Health provides service to the five-county area, Catholic Charities Community Services serves the City and Monroe County.

These two organizations are uniquely qualified for this special needs population. Both receive additional State and federal HIV/AIDS- targeted funds, which provide for additional case management, housing placement, and other critical services. Both are active within the Rochester Area Task Force on AIDS which involves medical and support service providers, and have a long-standing, close working relationship with each other.

Households served with rental assistance and support services projected and provided, by number of households, are summarized below.

Agency	2015-16 Actual	2016-17 Goal	2016-17 Actual*	2017-18 Goal

July 18, 2017

Trillium Health, Inc.	77	72	78	83
Catholic Charities Community Services	83	74	45	45
TOTAL	160	146	123	128

* Actual data through March 2017

If funds are different, not available, or prove to be less than originally advised, the agreement amounts and terms will be adjusted. The agreement terms will be for one year, with option to extend for an additional year if funds remain in the original appropriation.

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

HOPWA related legislation was last authorized on August 9, 2016 via Ordinance No. 2016-265. This legislation supports Section 4 of the City of Rochester Housing Policy: *Promote Housing Choice*.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-120

Ordinance No. 2017-209
(Int. No. 246)

Appropriating funds and authorizing agreements for the Housing Opportunities for Persons with AIDS Program

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

Section 1. The amount of \$785,820 is hereby appropriated from the Housing Choice Fund, Housing Opportunities for Persons with AIDS (HOPWA) allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan for HOPWA program implementation, contingent upon the adoption of said Plan.

Section 2. The Mayor is hereby authorized to enter into agreements with the following organizations for the specified maximum compensation amounts to provide services under the HOPWA Grant Program:

Organization

Amount

July 18, 2017

Trillium Health, Inc.	\$457,348
Catholic Charities of Diocese of Rochester d/b/a Catholic Charities Community Services	\$304,898

Section 3. The agreements' compensation in an aggregate amount not to exceed \$762,246 shall be funded from the amount appropriated in Section 1 herein.

Section 4. The agreements' term shall be for one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 5. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 6. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 7. This ordinance shall take effect immediately.

Passed by the following vote.

Ayes – President Scott, Councilmembers Clifford, Conklin, McFadden, Miller, Ortiz, Patterson, Spaul-
8

Nays – None- 0

Councilmember Haag abstained due to a familial relationship.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-210
Re: 2017-18 Consolidated Community
Development Plan, Seniors
Program/Legal Services

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2017-18 Consolidated Community Development Plan for the Seniors Program/Legal Services, CDBG funds. This legislation will:

1. Appropriate \$20,000 in Community Development Block Grant funds from the Seniors Program/Legal Services allocation of the General Community Needs Goal for program implementation.

July 18, 2017

2. Establish \$20,000 as maximum compensation for an agreement with the Volunteer Legal Services Project of Monroe County to administer and manage the Helping Elders Law Project (HELP). The cost of the agreement will be financed from the appropriation herein, and the term will be for one year.

The local law firm of Harter Secrest and Emery LLP will provide pro bono services for the HELP project. Legal services will be provided on-site to elderly residents of Rochester Housing Authority units, relative to wills, healthcare proxies/living wills, powers of attorney and funeral wishes documents.

If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-210
(Int. No. 247)

Authorizing an agreement and an appropriation for the Helping Elders Law Project

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Volunteer Legal Services Project of Monroe County, Inc. to implement and manage the Helping Elders Law Project (the Project) for a maximum compensation of \$20,000.

Section 2. The sum of \$20,000, or so much thereof as may be necessary, is hereby appropriated from the Seniors Program/Legal Services allocation of the General Community Needs fund of the Consolidated Community Development Plan/2017-18 Annual Action Plan, to fund the agreement, contingent upon the adoption of said Plan.

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

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

Section 5. The City shall enter into agreements for the project only with organizations that are in compliance with federal regulations.

Section 6. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 7. This ordinance shall be effective immediately.

Passed unanimously.

July 18, 2017

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-211
Re: Agreement- Lifespan of Greater
Rochester, Inc., 2017-18 Consolidated
Community Development Plan, Aging in
Place Home Modification Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the Aging in Place Home Modification Program of the 2017-18 Consolidated Community Development Plan (Con Plan). This legislation will:

1. Appropriate \$30,000 from the Housing Development Fund, Aging in Place allocation of the 2017-18 Con Plan, contingent upon adoption, to address home safety modifications for income-eligible owner occupants, and
2. Establish \$30,000 as maximum compensation for an agreement with Lifespan of Greater Rochester, Inc. to implement the Aging in Place Home Modification Program, the cost of which will be funded from the appropriations made herein, and the term will be for one year.

The last agreement for the Aging in Place Home Modification Program was authorized by City Council on May 19, 2016 via Ordinance No. 2016-150.

A justification statement for not issuing a request for proposals for and a description of the Aging in Place Home Modification Program are attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-121

Ordinance No. 2017-211
(Int. No. 248)

Authorizing an agreement and appropriation for the Aging in Place Home Modification Program

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

July 18, 2017

Section 1. The Mayor is hereby authorized to enter into an agreement with Lifespan of Greater Rochester, Inc. to implement the Aging in Place Home Modification Program (the Program).

Section 2. The agreement shall obligate the City to pay an amount not to exceed \$30,000, and said amount, or so much thereof as may be necessary, is hereby appropriated for that purpose from the Housing Development Fund, Aging in Place allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan, contingent on adoption of that Plan. The term of the agreement shall be one year.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for the program only with organizations that are in compliance with federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-212
Re: Agreement- Legal Aid Society of
Rochester, New York, 2017-18
Consolidated Community Development
Plan, Landlord Tenant Services Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2017-18 Annual Action Plan of the Consolidated Community Development Plan (Con Plan) Landlord Tenant Services Program, contingent upon adoption of the Con Plan. This legislation will:

1. Appropriate \$95,000 from the Rental Market Fund-Landlord Tenant Services allocation of the 2017-18 Con Plan for implementation of the Landlord Tenant Services Program; and
2. Establish \$95,000 as maximum compensation for an agreement with the Legal Aid Society of Rochester, New York to provide housing stabilization services to tenants and landlords. The term of the agreement will be one year and the cost will be financed from the appropriation herein.

The Legal Aid Society of Rochester, New York will serve as lead agency in partnership with Legal Assistance of Western New York, Inc. and The Housing Council at PathStone, Inc. Services for both landlords and tenants include:

- Training for landlords on operating rental property as a business, and compliance with fair housing quality standards; and

July 18, 2017

- Eviction prevention services for tenants to re-establish or maintain stable housing situations.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. If funds are different, not available, or are less than anticipated, the agreement amounts and terms will be adjusted accordingly. A justification statement for not issuing a request for proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment AQ-122

Ordinance No. 2017-212
(Int. No. 249)

Authorizing an agreement and appropriating funds for landlord/tenant services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with The Legal Aid Society of Rochester, New York in a maximum amount of \$95,000 to provide housing stabilization services to tenants and landlords. The term of the agreement shall be one year. The agreement shall be funded by \$95,000 from the Rental Market Fund-Landlord/Tenant Services allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan, contingent upon approval thereof, which amount is hereby appropriated for the program. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-213
Re: Agreements - The Housing Council at
PathStone, Inc. and Empire Justice Center,
2017-18 Consolidated Community

July 18, 2017

Development Plan, Foreclosure
Prevention Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the 2017-18 Annual Action Plan of the Consolidated Community Development Plan (Con Plan) Foreclosure Prevention Program, contingent upon adoption of the Con Plan. This legislation will:

1. Appropriate a total of \$195,000 from the 2017-18 Homeownership Fund-Foreclosure Prevention allocation of the Community Development Block Grant (CDBG) of the Con Plan for implementation of the Foreclosure Prevention Program.
2. Establish \$168,675 and \$26,325 as maximum compensation for The Housing Council at PathStone, Inc. and Empire Justice Center, respectively, to provide foreclosure prevention services. The term of these agreements will be one year and the cost will be financed from the funds appropriated herein.

These two organizations are uniquely qualified. The Housing Council at PathStone, Inc. is a U.S. Housing and Urban Development-approved Housing Counseling Agency with the capacity to handle a large volume of cases. The Housing Council's services include the review of households' financial circumstances and negotiation with lenders to resolve mortgage arrears. 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.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations. A justification statement for not issuing a request for proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-123

Ordinance No. 2017-213
(Int. No. 250)

Appropriating funds and authorizing agreements for foreclosure prevention services

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

Section 1. The sum of \$195,000 is hereby appropriated from the Homeownership Fund-Foreclosure Prevention allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan for the provision of foreclosure prevention services, contingent upon adoption of the Plan.

July 18, 2017

Section 2. The Mayor is hereby authorized to enter into an agreement with The Housing Council at PathStone, Inc. in a maximum amount of \$168,675 to provide foreclosure prevention services.

Section 3. The Mayor is hereby authorized to enter into an agreement with Empire Justice Center in a maximum amount of \$26,325 to provide foreclosure prevention services.

Section 4. The amounts of said agreements, or so much thereof as may be necessary, shall be funded from the sum appropriated in Section 1. If funds are not available or are less than anticipated, the agreement amounts and terms shall be adjusted accordingly.

Section 5. The agreements shall be for a term of one year.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for these services only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-214
Re: Agreement - Rochester Housing
Development Fund Corporation,
HOME Rochester Program

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation establishing \$285,000 as maximum compensation for an agreement with the Rochester Housing Development Fund Corporation for development subsidies to serve HOME Rochester homebuyers with incomes up to 120% of area median income (AMI). The agreement will be funded from 2017-18 Cash Capital and the term will be for one year with the option to extend for an additional year if funds remain in the original appropriation.

These funds will provide subsidies averaging \$45,000 for the acquisition and rehabilitation of approximately seven vacant, single-family houses that will be sold to income-eligible households through the HOME Rochester program. The funds allocated through this agreement will allow the program to continue to market properties to buyers with incomes between 80% and 120% of AMI.

Participating agencies in HOME Rochester include the Urban League of Rochester Economic Development Corporation, PathStone, Marketview Heights Association, NCS Community Development Corporation, Group 14621, North East Area Development, Inc., ISLA Housing and Development Corporation, South Wedge Planning Committee, and Ibero-American Development Corporation.

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Prior to 2010, HOME Rochester properties were available only to buyers who earned less than 80% of AMI. In 2010, the program secured financing sources that enabled it to expand service to buyers with incomes up to 120% of AMI. Since 2010, 41 HOME Rochester properties have been purchased by buyers with incomes between 81% and 120% of AMI. All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 10 years.

This legislation supports the City's Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-214
(Int. No. 251)

Authorizing agreement for the HOME Rochester 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 Rochester Housing Development Fund Corporation (RHDFC) for the administration of the HOME Rochester Program for housing development subsidies totaling \$285,000 for families whose incomes are greater than 80% and no more than 120% of the Area Median Income. The agreement shall be funded from 2017-18 Cash Capital.

Section 2. The agreement shall be for a term of one year, with an option to extend for an additional year if funds remain in the original appropriation.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City and RHDFC shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-215
Re: Agreement – Rochester Housing
Development Fund Corporation,
HOME Rochester Program

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation related to the continuation of the HOME Rochester Program. This legislation will:

1. Appropriate a total of \$730,698 from the Housing Development Fund allocation of the 2017-18 Annual Action Plan of the Consolidated Community Development Plan as follows:

Amount	Source	Purpose
\$174,774	2017-18 Housing Development Fund: Housing Development Support [Community Development Block Grant (CDBG)]	Program Operation
\$275,924	2017-18 Housing Development Fund: Community Housing Development Organization (CHDO) (HOME funds)	Development subsidies – incomes no more than 80% of Area Median Income (AMI)
\$280,000	2017-18 Housing Development Fund: HOME Rochester (HOME funds)	Development subsidies – incomes no more than 80% of AMI

2. Establish \$174,774 as maximum compensation for an agreement with Rochester Housing Development Fund Corporation (RHDFC) for operation of the HOME Rochester program. The cost of the agreement will be financed from the CDBG funds appropriated herein.
3. Authorize an agreement with the RHDFC, a qualified CHDO, for the administration of development subsidies totaling \$275,924 for families whose incomes are no more than 80% of AMI. The cost of the agreement will be financed from the HOME funds appropriated herein.

The City is required to reserve at least 15% of its annual HOME award to fund the development of affordable housing by non-profit CHDOs that must demonstrate to the City that they continue to meet U.S. Department of Housing and Urban Development (HUD) requirements pertaining to CHDOs.

4. Authorize an agreement with RHDFC for the administration of development subsidies totaling \$280,000 for families whose incomes are no more than 80% of AMI. These subsidies will be financed from the HOME funds appropriated herein.

The HOME Rochester Program provides for the acquisition and rehabilitation of vacant, single-family houses for resale to income-eligible households. RHDFC operates the HOME Rochester Program in partnership with the City, the Greater Rochester Housing Partnership, Inc. (GRHP), and neighborhood based, non-profit developers. RHDFC buys vacant homes and oversees home rehabilitation for sale to first-time homebuyers. Since its inception in 2001, 700 properties have been rehabilitated and sold to first-time homebuyers.

The total of \$555,924 proposed for development subsidies will provide an average of \$45,000 each for the acquisition and rehabilitation of approximately 12 vacant structures.

Participating agencies serving as construction managers for the properties developed through the HOME Rochester Program include:

- Group 14621
- Ibero-American Development Corporation
- Isla Housing and Development Corporation
- Marketview Heights Association
- NCS Community Development Corporation
- North East Area Development
- PathStone Corporation
- South Wedge Planning Committee
- Urban League of Rochester Economic Development Corporation
- CONEA

Properties rehabilitated through HOME Rochester will be marketed to families with incomes not exceeding 120% of AMI and the subsidy funds authorized herein will be used to support buyers with incomes at or below 80% of AMI. All purchasers are required to attend pre- and post-purchase homebuyer training classes and to reside in the properties for a minimum of 10 years.

These programs support the Housing Development Fund objective of the City Housing Policy.

Agreement terms will be for two years, with an option to extend for an additional year if funds remain in the original appropriation.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-215
(Int. No. 252)

Appropriating funds and authorizing agreements for the HOME Rochester Program

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

Section 1. The following funds are hereby appropriated from the Housing Development Fund of the Consolidated Community Development Plan/2017-18 Annual Action Plan, contingent upon the adoption thereof:

Amount	Source	Purpose
\$174,774	2017-18 Housing Development Fund: Housing Development Support (CDBG)	Program Operation

July 18, 2017

\$275,924	2017-18 Housing Development Fund: Community Housing Development Organization (CHDO) (HOME funds)	Development subsidies – incomes no more than 80% of the Area Median Income (AMI)
\$280,000	2017-18 Housing Development Fund: HOME Rochester (HOME funds)	Development subsidies – incomes no more than 80% of AMI

Section 2. The Mayor is hereby authorized to enter into an agreement with Rochester Housing Development Fund Corporation (RHDFC) in a maximum amount of \$174,774 to administer the HOME Rochester Program. The agreement shall be funded from the CDBG Program Operation funds appropriated in Section 1.

Section 3. The Mayor is hereby authorized to enter into an agreement with RHDFC, a qualified CHDO, for the administration of housing development subsidies totaling \$275,924 for families whose incomes are no more than 80% of AMI. The agreement shall be funded from the CHDO HOME funds appropriated in Section 1.

Section 4. The Mayor is hereby authorized to enter into an agreement with RHDFC for the administration of housing development subsidies totaling \$280,000 for families whose incomes are no more than 80% of AMI. The agreement shall be funded from the HOME funds appropriated in Section 1.

Section 5. The agreements authorized herein shall be for a term of up to two years, with an option to extend for an additional year if funds remain in the original appropriation.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-216
Re: Amendatory Agreement – Center for
Dispute Settlement, Inc.,
Demolition Hearing Officers

July 18, 2017

Council Priority: Rebuilding and
Strengthening Neighborhood
Housing; Public Safety

Transmitted herewith for your approval is legislation establishing \$15,100, as maximum compensation for an amendatory agreement with the Center for Dispute Settlement, Inc. for demolition hearing officers. The amendatory agreement increases total maximum compensation from \$19,000 (Ord. Nos. 2015-321 and 2016-402) to \$34,100. The amendatory agreement will be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development (NBD) and will extend the term for an additional year, expiring June 30, 2018, with the option to extend for one year. The maximum compensation for the one-year extension, if exercised, would be \$13,680 funded from the 2018-19 Budget of NBD, contingent upon approval of said budget.

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

The Center for Dispute Settlement is the current provider for demolition hearing services for the City. The requested funding will permit the Center for Dispute Settlement to conduct approximately 72 demolition hearings.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-124

Ordinance No. 2017-216
(Int. No. 253)

Authorizing an amendatory agreement with The Center for Dispute Settlement, Inc. for hearing officer services related to the City demolition 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 professional services agreement with The Center for Dispute Settlement, Inc. for hearing officer services related to the City demolition program. The amendment shall increase the maximum compensation of the original agreement authorized in Ordinance No. 2015-321 and amended by Ordinance No. 2016-402 by \$15,100 to a new total of \$34,100 and shall extend the agreement's term by one year to June 30, 2018 with an option to extend the term for an additional term of one year and an additional maximum compensation of \$13,680.

July 18, 2017

Section 2. The sum of \$15,100, or so much thereof as may be necessary, is hereby appropriated from the 2017-18 Budget of the Department of Neighborhood and Business Development for the amendatory agreement. If the parties exercise the option to extend the term, the sum of \$13,680, or so much thereof as may be necessary, shall be funded from the 2018-19 Budget of the Department of Neighborhood and Business, contingent upon the approval of that future budget.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-217 and
Ordinance No. 2017-218

Re: Demolition Program

Council Priority: Rebuilding and Strengthening
Neighborhood Housing

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

1. Authorize the issuance of bonds totaling \$723,000 and appropriating the proceeds thereof to finance the continuation of the City's demolition program; and
2. Appropriate \$700,000 from the Demolition - Commercial/Industrial allocation of the 2017-18 Community Development Block Grant (CDBG) Program and authorize the use of said funds for the continuation of the City's demolition program; and
3. Appropriate \$700,000 from Housing Development Fund - Demolition allocation of the 2017-18 CDBG Program and authorize the use of said funds for the continuation of the City's demolition program.

The combined funding of \$2,123,000 will allow the City to continue its demolition program which removes vacant, derelict and fire-damaged structures that are a public safety hazard and a blight to surrounding neighborhoods. These funds will enable the removal of approximately four commercial/industrial properties and 56 City-owned and privately-owned residential properties, and provide for three emergency demolitions whereby a structure poses an immediate threat to public health and safety.

Respectfully submitted,
Lovely A. Warren
Mayor

July 18, 2017

Attachment No. AQ-125

Ordinance No. 2017-217
(Int. No. 254)

Authorizing funding for Demolition Program

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

Section 1. The Council hereby appropriates \$700,000 from the Demolition-Commercial/Industrial allocation of the 2017-18 Community Development Block Grant (CDBG) program and \$700,000 from the Housing Development Fund-Demolition allocation of the 2017-18 CDBG Program for the Demolition Program to continue the removal of vacant, derelict and fire damaged structures in the City of Rochester. The appropriations authorized herein shall be contingent upon the adoption of the Consolidated Community Development Plan/2017-18 Annual Action Plan.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2017-218
(Int. No. 255)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$723,000 Bonds of said City to finance a portion of the costs of continuation of the City Demolition Program

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 continuation of the City Demolition Program (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,123,000. The plan of financing includes the issuance of \$723,000 bonds of the City, which amount is hereby appropriated therefor, utilization of \$700,000 from the Demolition-Commercial/Industrial fund of the 2017-2018 Community Development Block Grant Program, \$700,000 from the Housing Development Fund-Demolition of the 2017-2018 Community Development Block Grant Program 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. Said appropriation will provide for the demolition of approximately four (4) commercial/industrial properties, fifty six (56) vacant, derelict and fire damaged structures that pose a public safety hazard and a blight to surrounding neighborhoods and three (3) emergency demolitions constituting an immediate safety hazard.

Section 2. Bonds of the City in the principal amount of \$723,000 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 \$723,000. 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. 12-a. of the Law, is five (5) 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 fore-going Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a

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newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-219
Re: Agreement - Landmark Society of
Wester New York, Inc., Southwest
Quadrant Historic Resource Survey

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the implementation of the Southwest Quadrant Historic Resource Survey, which is the second phase of a four-phase survey to identify properties eligible for listing in the National Register of Historic Places. This legislation will:

- 1) Authorize the receipt and use of a \$25,000 grant from the State Historic Preservation Office (SHPO) to conduct the second year of survey work;
- 2) Authorize the receipt and use of an anticipated \$7,000 grant from the Preservation League of New York State;
- 3) Allocate \$15,000 from the 2017-18 Budget of the Department of Neighborhood and Business Development (NBD) as a partial grant match, to be supplemented with in-kind labor by City staff; and
- 4) Establish \$47,000 as maximum compensation for an agreement with the Landmark Society of Western New York, Inc. (LSWNY) to manage the grants, solicit and hire consultants, and coordinate findings with SHPO. The cost of the agreement will be funded from the above grants and the 2017-18 Budget allocation authorized herein. The term of the agreement will be for one year.

The last city-wide survey of this kind was completed in 1986. Pursuant to an agreement with SHPO, the City of Rochester is required to maintain an up-to-date inventory of historic resources. As a result, in 2016, the Southeast Quadrant was surveyed with a grant from SHPO and a partial match by NBD. This second year survey will focus on properties in the Southwest Quadrant including downtown. Properties deemed eligible for listing in the National Register of Historic Places qualifies the owners for State and federal rehabilitation tax credits.

LSWNY is uniquely qualified to oversee this work and to manage this contract, as it is one of the oldest and most active preservation organizations in the nation. LSWNY is a not-for-profit membership organization dedicated to protecting the unique architectural heritage of our region and

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promoting preservation and planning practices that foster healthy, livable and sustainable communities. A justification for not issuing a request for proposals is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-126

Ordinance No. 2017-219
(Int. No. 256)

Authorizing funding and agreements for the Southwest Quadrant Historic Resource Survey

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

Section 1. The Mayor is hereby authorized to enter into an agreement or agreements with the New York State Historic Preservation Office (SHPO) for the receipt and use of \$25,000 to fund a historic resource survey that focuses on properties in the City's Southwest Quadrant including downtown (the Project).

Section 2. The Mayor is hereby authorized to enter into an agreement with the Preservation League of New York State for the receipt and use of an anticipated grant of \$7,000 to fund the Project.

Section 3. The sum of \$15,000 is hereby appropriated from the 2017-18 Budget of the Department of Neighborhood and Business Development as a partial grant match for the Project, which shall be supplemented with in-kind labor by City staff.

Section 4. The Mayor is hereby authorized to enter into an agreement with The Landmark Society of Western New York, Inc. to implement the Project by managing the grants, soliciting and hiring consultants, and coordinating findings with the SHPO. The maximum compensation for the agreement shall be \$47,000, which shall be funded from the anticipated grants and City budget appropriation authorized herein.

Section 5. The agreements shall be for a term of one year.

Section 6. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 7. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-220

July 18, 2017

Re: Agreement- University of Rochester,
Urban Fellow Program Summer
Session 2017

Council Priority: Creating and
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$1,000 as maximum compensation for an agreement with the University of Rochester – Urban Fellow Project for the assignment of two urban fellow members to building community awareness of refugee needs and assets in the Southeast Quadrant. The cost of the agreement was anticipated in the 2017-18 Budget of the Department of Neighborhood and Business Development, and the term will be for ten weeks, beginning July 24, 2017.

The urban fellows will make connections for refugee families with organizations, agencies and current resident families to create community at the block level and establish opportunities for neighborhood engagement.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-220
(Int. No. 257)

Authorizing an agreement for the Urban Fellow Program Summer Session 2017

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 in the maximum amount of \$1,000 with the University of Rochester- Urban Fellow Project to provide two urban fellow members for the Urban Fellow Program Summer Session 2017. Said amount shall be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development. The term of the agreement shall be from July 24, 2017 to October 1, 2017.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-221

July 18, 2017

Re: Agreement – University of Rochester,
Wilson Day Neighborhood Projects

Council Priority: Creating and
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$1,500 as maximum compensation for an agreement with the University of Rochester's Wilson Day program for miscellaneous supplies to support neighborhood led projects city-wide. The cost of the agreement was anticipated in the 2017-18 Budget of Neighborhood and Business Development, and the term will be from August 1 to October 1, 2017.

On August 28, 2017, the incoming freshman class of the University of Rochester, consisting of over 1,300 students, will spend one day doing service projects in each of the city's four quadrants. This is the first experience for some of the young people with community engagement in the Rochester area. Wilson Day often marks the beginning of student relationships with local, community-based organizations and/or people.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-221
(Int. No. 258)

Authorizing an agreement for neighborhood projects for Wilson Day 2017

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 in the maximum amount of \$1,500 with the University of Rochester- Wilson Day program for supplies to support neighborhood-led projects for Wilson Day City-wide. Said amount shall be funded from the 2017-18 Budget of the Department of Neighborhood and Business Development. The term of the agreement shall be from August 1, 2017 to October 1, 2017.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-222

July 18, 2017

Re: Buyer Assistance Program, 2017-18
Consolidated Community
Development Plan

Council Priority: Rebuilding and
Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to the Buyer Assistance Program of the 2017-18 Annual Action Plan of the Consolidated Community Development Plan (Con Plan), contingent upon its adoption. This legislation will:

1. Appropriate \$300,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund - HOME funds, of the 2017-18 Con Plan;
2. Appropriate \$57,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund - City Development Fund (CDF) of the 2017-18 Con Plan;
3. Authorize agreements with the recipients of Buyer Assistance Funds for up to \$6,000 to purchase houses through the City's housing initiatives; and
4. Authorize the Director of Finance to record all transfers herein and to make adjustments to the amounts set forth below which may have changed prior to the date of this ordinance.

The Buyer Assistance Program provides financial assistance up to \$6,000 to eligible homebuyers who purchase houses through the City's housing initiatives, as described in the Con Plan. The financial assistance provided by the Buyer Assistance Program is for closing costs and down payment.

Homebuyer eligibility is based on income, ability to qualify for a conventional mortgage loan for which payments will not exceed 30% of the gross monthly income, and payment of personal funds in the amount of a minimum of \$1,500 towards the purchase of the home. Each buyer must complete a pre-purchase education class before closing and attend post-purchase classes as well.

The 2017-18 HOME allocation will serve up to 100 eligible homebuyers with incomes of no more than 80% median family income (MFI) through June 30, 2018. The \$57,000 CDF allocation will serve up to 19 homebuyers with incomes above 120% MFI participating in our Employer Assisted Housing Initiative program.

The Homeownership Promotion Fund supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-222
(Int. No. 259)

July 18, 2017

Appropriating funds and authorizing agreements for the Buyer Assistance Program

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

Section 1. The following amounts are hereby appropriated for the Buyer Assistance Program as described in the Consolidated Community Development Plan/2017-18 Annual Action Plan (2017-18 Con Plan): \$300,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund - HOME fund of the 2017-18 Con Plan; and \$57,000 from the Buyer Assistance allocation of the Homeownership Promotion Fund-City Development Fund of the 2017-18 Con Plan. Both appropriations shall be contingent upon adoption of the 2017-18 Con Plan.

Section 2. The Mayor is hereby authorized to enter into such agreements with recipients of Buyer Assistance funds as may be necessary to implement the Program, with each having a maximum amount of \$6,000 to be funded from the amounts appropriated herein.

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

Section 4. The Director of Finance is hereby authorized to record all transfers herein and to make adjustments to the amounts set forth herein.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-223
Re: Homebuyer Training Program,
2017-18 Consolidated Community
Development Plan

Council Priority: Rebuilding and
Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to the Homebuyer Training Program of the 2017-18 Annual Action Plan of the Consolidated Community Development Plan (Con Plan), contingent upon its adoption. This legislation will:

1. Appropriate \$45,000 of HOME funds from the Homebuyer Training allocation of the Homeownership Promotion Fund of the 2017-18 Con Plan;
2. Appropriate \$40,000 of the City Development Fund (CDF) from the Homebuyer Training allocation of the Homeownership Promotion Fund of the 2017-18 Con Plan;

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3. Amend agreements with the following organizations by increasing aggregate funding by the amounts appropriated herein to continue providing Homebuyer training for a three-year term of July 1, 2015 to June 30, 2018:
 - NeighborWorks® Rochester
 - The Home Store, Urban League of Rochester, NY, Inc.
 - Consumer Credit Counseling Service of Rochester, Inc.
 - The Housing Council at PathStone, Inc.

These four organizations were first engaged via Ordinance No. 2015-184, which was amended by Ordinance Nos. 2015-256 and 2016-149, to provide additional funds to continue to provide pre- and post-purchase training at a cost of \$350 and \$150 per person, respectively, to all recipients of City closing cost grants. The proposed amendatory agreements will allow up to 190 individuals to receive the training described above at the same cost.

These providers were selected through a request for proposals process in spring 2015. The City enters into agreements with organizations that are in compliance with federal regulations.

The Homeownership Promotion Fund supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-223
(Int. No. 260)

Authorizing agreements and appropriating funds for the Homebuyer Training Program

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

Section 1. The following amounts are hereby appropriated for the Homebuyer Training Program (Program) from the Consolidated Community Development Plan/2017-18 Annual Action Plan (2017-18 Con Plan):

- a. \$45,000 of HOME funds from the Homebuyer Training allocation of Homeownership Promotion Fund;
- b. \$40,000 of the City Development Fund from the Homebuyer Training allocation of the Homeownership Promotion Fund.

Both appropriations shall be contingent upon the adoption of the 2017-18 Con Plan.

Section 2. Ordinance No. 2015-184, as amended by Ordinance No. 2015-256 and by Ordinance No. 2016-149, is hereby further amended by adding the funds appropriated in Section 1 herein to the

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prior aggregate appropriations for the Program implementation agreements entered into with the following organizations for terms that continue through June 30, 2018:

NeighborWorks Rochester
The Home Store, Urban League of Rochester, N.Y., Inc.
Consumer Credit Counseling Service of Rochester, Inc.
The Housing Council at PathStone, Inc.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall enter into agreements for this program only with organizations that are in compliance with federal regulations.

Section 4. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-224
Re: 2017-18 Consolidated Community
Development Plan – Business Programs

Council Priority: Jobs and
Economic Development

Transmitted herewith for your approval is legislation related to implementing the City of Rochester’s Business Programs as described in the 2017-18 Consolidated Community Development Plan (Con Plan), contingent upon its approval. This legislation will:

1. Appropriate \$1,254,398 from the Promote Economic Stability fund of the 2017-18 Con Plan to fund the following business programs:

Business Development Financial Assistance Loan and Grant Program	\$1,004,398
Neighborhood Commercial Assistance Program	<u>250,000</u>
	\$1,254,398

2. Authorize agreements necessary to implement the programs.

Respectfully submitted,
Lovely A. Warren
Mayor
Ordinance No. 2017-224
(Int. No. 261)

Appropriating funds and authorizing agreements for business programs

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

Section 1. The sum of \$1,254,398 is hereby appropriated from the Promote Economic Stability fund of the Consolidated Community Development Plan/2017-18 Annual Action Plan (2017-18 Action Plan) to fund the following business programs in the amounts specified:

Business Development Financial Assistance Loan & Grant Program:	\$1,004,398
Neighborhood Commercial Assistance Program:	<u>250,000</u>
TOTAL	\$1,254,398

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the programs authorized herein.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall only enter into agreements with organizations that are in compliance with Federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-225
Re: Grant Agreements – Local Initiatives
Support Corporation and Enterprise
Community Partners, Inc., BuildingBlocks
Data Platform and Support

Council Priority: Rebuilding and Strengthening
Neighborhood Housing; Public Safety

Transmitted herewith for your approval is legislation related to accepting technology grants that support Housing Quality Improvement and Enforcement Programs. This legislation will:

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1. Authorizing a grant agreement with the Local Initiatives Support Corporation (LISC) for the use of the Building Blocks data platform of Opportunity Space and related onboarding and technical support services for a term of two years; and
2. Authorize a grant agreement with Enterprise Community Partners, Inc. for technological and capacity building support through their consultant, Spruce Technology, Inc., for the implementation and advancement of the Building Blocks platform and the City of Rochester's overall data interface with the public for a term of two years.

The grants are being made as part of the activities of the New York State Housing Stabilization Fund, a LISC program that is funding the work of municipalities or their housing finance agencies to support housing quality improvement and enforcement programs. The funds are the result of the February 11, 2016 Settlement Agreement between Morgan Stanley and the New York Attorney General.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-126

Ordinance No. 2017-225
(Int. No. 262)

Authorizing grant agreements to support housing quality improvement and enforcement programs

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

Section 1. The Mayor is hereby authorized to enter into a grant agreement with the Local Initiatives Support Corporation for the use of the BuildingBlocks data platform of OpportunitySpace and related onboarding and technical support services. The agreement shall have a term of two years.

Section 2. The Mayor is hereby authorized to enter into a grant agreement with Enterprise Community Partners, Inc. for technological and capacity building support through their consultant, Spruce Technology, Inc. for the implementation and advancement of the BuildingBlocks platform and the City's overall data interface with the public. This agreement shall have a term of two years.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

July 18, 2017

TO THE COUNCIL

Ladies and Gentlemen:

Resolution No. 2017-16

Re: Grant Application Endorsement –
2017-18 New York State Consolidated
Funding Application

Council Priority: Creating and Sustaining a
Culture of Vibrancy; Jobs and Economic Development

Transmitted herewith for your approval is legislation endorsing the 2017-18 New York State Consolidated Funding Application (CFA) by the Ibero-American Development Corporation (IADC) to renovate 200 Clifford Avenue into a community space for the El Camino community. They are requesting a total of \$854,661 in CFA resources. This project supports the goals of the City of Rochester's comprehensive plan, current zoning district, and the neighborhood's revitalization plan. It is also consistent with the Five-Year Strategic Consolidated Community Development Plan. The CFA is the single point of entry for accessing up to \$800 million in State funding from 11 State agencies: Empire State Development; Canal Corporation; Energy Research and Development Authority; Environmental Facilities Corporation; Homes and Community Renewal; Department of Labor; Power Authority; Office of Parks, Recreation, and Historic Preservation; Department of State; Department of Environmental Conservation; and, Council on the Arts. Applications are due on July 28, 2017.

IADC proposes the adaptive reuse of the former Giordano Lumber Co. (200 Clifford Avenue) into the El Camino Community Center (ECCC). The new community center will include an atrium, conference rooms, training room, a 75-person community room/multipurpose room, and approximately 10 offices. El Camino Community Center will provide social and economic opportunities for area residents. ECCC will create jobs in workforce development and provide space for neighborhood incubation of new ideas and opportunities. The project will provide quality public space, utilize existing infrastructure, expand training program opportunities, and bring significant investment to the area.

The project specifically supports several strategies that are included in the City's current comprehensive plan:

- 1.E(1) "Encourage establishment and improvement of public spaces that can function as public gathering places for arts and cultural activities and events."
- 5.F(2) "Encourage/promote regional growth and development that uses existing infrastructure."
- 6.D(1) "Develop work training programs for employment fundamentals including work ethics and job readiness."
- 9.D(1) "Encourage neighborhood-based centers or committees that would take the lead in coordinating human service programs and activities in line with neighborhood priorities."

Additionally, the El Camino Revitalization Area Vision Plan identified "development of a community center as an important next step toward neighborhood stabilization."

The former Giordano Lumber Co. at 200 Clifford Avenue is situated along the El Camino Trail immediately adjacent to the Conkey Corner Park. The subject parcel is located within Planned

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Development District No.3 (Buena Vista Planned Development/PD#3), the intention of which is to “recognize and permit a defined area for the unified and integrated development of the administration and community services of the Ibero-American Action League and Development Corporation.”

The City’s endorsement will ensure that IADC has the opportunity to compete for CFA grant funds as listed below:

Agency	Project	State Funding Programs	Total Project Cost	State Request
Ibero-American Development Corporation	Adaptive reuse and renovation of 200 Clifford Avenue	Empire State Development, Main Street Program and NYSERDA	\$1,272,303	\$854,661

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2017-16
(Int. No. 288)

Resolution supporting Consolidated Funding Grant Application

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

Section 1. The Council hereby endorses the application for funding not to exceed the following amount through the 2017-18 New York State Consolidated Funding Application by an external organization for the following project in the City, and the Council finds that the application and project are consistent with City policies, goals and plans:

Agency	Project	State Funding Programs	Total Cost	State Request
Ibero-American Development Corporation	Adaptive renovation and reuse of 200 Clifford Avenue	Empire State Development, Main Street Program and NYSERDA	\$1,272,303	\$854,661

Section 2. This resolution shall take effect immediately.

Adopted unanimously.

July 18, 2017

TO THE COUNCIL
Ladies and Gentlemen:

Introductory No. 242
Re: Code Amendment- Section 90-20,
Building Owner Registry

Council Priority: Rebuilding and
Strengthening Neighborhood Housing; Public Safety

Transmitted herewith for your approval is legislation amending §90-20 of the City of Rochester Municipal Code to add the following:

1. Require all residential rental property owners to register the name and contact information of a manager, agent or principal maintenance person to be responsible for and in control of the property. The owner may designate him or herself for this role unless he or she lives outside of the 13020 to 13905 or 14001 to 14925 zip code areas, in which case the owner must register a person who resides within Monroe County;
2. Require all residential rental property owners to list a business phone number that will be accessible to the public; and
3. Make the failure to submit the required registry information a medium-level violation subject to the penalties set forth in §13A-11D(1)(b) of the Municipal Code.

These changes will be effective September 1, 2017, and will ensure an established point of contact for all residential rental properties and a local person who is responsible for property maintenance issues that arise.

Respectfully submitted,
Lovely A. Warren
Mayor

Introductory No. 242

AMENDING THE MUNICIPAL CODE WITH RESPECT TO THE BUILDING OWNER'S REGISTRY

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

Section 1. Section 90-20 of the Municipal Code, Building owner's registry required, is hereby amended to read in its entirety as follows:

§ 90-20 Building owner's registry required.

A. The owners of all buildings shall register with the City as required herein.

B. The owners of all buildings existing as of the effective date of this section shall register upon notice by the Director or upon submission of an application for a new or renewal certificate of occupancy.

C. The owner of a new building shall register the building prior to allowing occupancy thereof.

D. The owner of any building already registered with the City shall reregister within 10 days after any change occurs in registration information. A new owner of a registered building shall reregister the building within 10 days of assuming ownership.

E. The City shall maintain a registry of all buildings containing the following information which shall be provided by the owner on forms available from the City:

(1) Name, street address and business telephone number of the owner.

(2) If the owner is not a natural person or is a natural person and the building is required to have a Certificate of Occupancy pursuant to section 90-16, the name, street address and business telephone number of the agent, manager or principal maintenance person to be responsible for and in control of the property shall also be provided on the application. If a principal, partner or the owner resides in a 13020 through 13905 or 14001 through 14925 zip code, he or she may designate him or herself as such property maintenance person. If a principal, partner or the owner does not reside in a 13020 through 13905 or 14001 through 14925 zip code, he or she must designate a person who resides in Monroe County as such property maintenance person. Such designation can be a responsible employee of a property maintenance company located in Monroe County. Any designation made pursuant to this section shall remain in full force and effect until changed or terminated.

~~(3) If the owner is a natural person who has designated an agent, manager or principal person responsible for the property, the name, street address and telephone number of such person shall also be provided on the application.~~

~~(4) For purposes of this section, a post office box shall not be accepted as a street address. A telephone number may be designated as a business number, home number or cellular number.~~

~~(5) All notices of violation and other service of process upon an owner, if mailed, shall continue to be mailed to the owner's tax mailing address if such address has been provided by the owner to the City.~~

~~(6) The Council finds that the release of home or cellular telephone numbers provided in accordance with this section would constitute an unwarranted invasion of personal privacy, as these telephone numbers serve the primary purpose of allowing the City to contact responsible persons in an emergency or when property concerns arise.~~

(7) It shall be a violation of this chapter for an owner to fail to provide the information or to provide inaccurate information required herein for the registry. A ticket may be served on the owner of a building who fails to register, reregister or otherwise comply with the provisions of this section. The violation shall be considered

a medium-level violation for which the penalties set forth in § 13A-11D(1)(b) of the Municipal Code shall apply.

F. This section shall not apply to buildings that are owner-occupied one-family dwellings or owner-occupied two-family dwellings; buildings owned by federal, state or local government units; hospitals; schools, colleges or universities; or commercial or industrial buildings that maintain operations for 24 hours each day or that have security on site 24 hours each day. A single registration shall be required for all buildings on a property.

Section 2. This ordinance shall take effect on September 1, 2017.

Strikeout indicates deleted text, new text is underlined.

Held in committee.

By Councilmember Haag
July 18, 2017

To the Council:

The Parks & Public Works Committee recommends for Adoption the following entitled legislation:

- | | |
|--------------|--|
| Int. No. 263 | Authorizing a professional services agreement for Animal Services Repairs and Modernization Assessment |
| Int. No. 264 | Authorizing Consolidated Funding Grant applications and agreements |
| Int. No. 265 | Authorizing an amendatory agreement for the Elmwood Avenue/Collegetown Cycle Track Project |
| Int. No. 266 | Appropriating funds for the Broad Street Bridge Preventive Maintenance Project |
| Int. No. 267 | Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$560,000 Bonds of said City to finance replacement of the roof, windows, lighting and interior upgrades for the Genesee Valley Park Field House |
| Int. No. 268 | Authorizing an agreement for the renovation of 42-50 South Avenue |
| Int. No. 269 | Authorizing an amendatory agreement for planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area project |
| Int. No. 270 | Bond Ordinance of the City of Rochester, New York amending Ordinance Nos. 2014-253 and 2016-269 by authorizing the issuance of an additional \$57,000 Bonds of said City to finance a professional services agreement |

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with Bergmann Associates for additional planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area project

Int. No. 271 Authorizing an agreement for resident project representation services for the Berlin Street Group Project

Int. No. 272 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$105,000 Bonds of said City to finance Resident Project Representation Services for the Berlin Street Group Project

Respectfully submitted,

Matt Haag
Michael A. Patterson
Elaine M. Spaul
Dana K. Miller
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-226
Re: Agreement – Stantec Consulting
Services Inc., Animal Services
Repairs and Modernization Assessment

Transmitted herewith for your approval is legislation establishing \$100,000 as maximum compensation for an agreement with Stantec Consulting Services Inc., Rochester, New York, for architectural and engineering services for the Animal Services Repairs and Modernization Assessment. The cost of the agreement will be financed from 2016-17 Cash Capital and the term of the agreement shall continue until the two-year guarantee inspection that follows project completion.

The project includes a modernization assessment of and various high priority repair work for the Animal Services the facility on Verona Street. The consultant will provide a modernization assessment including programming, test fit evaluation schemes, cost estimating, and schematic design report. Also included will be design, construction, and construction administration for high priority repairs/improvements.

Stantec Consulting Services Inc. was selected for architectural and engineering services through a request for proposals process which is described in the attached summary.

Consultant services will begin in summer 2017, and it is anticipated that construction will begin in winter 2017 with scheduled completion in spring 2018. The agreement will result in the creation and/or retention of the equivalent of 1.1 full-time jobs.

July 18, 2017

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-127

Ordinance No. 2017-226
(Int. No. 263)

Authorizing a professional services agreement for Animal Services Repairs and Modernization Assessment

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

Section 1. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide architectural and engineering services for the Animal Services Repairs and Modernization Assessment project. The maximum compensation for the agreement shall be \$100,000, which shall be funded from 2016-17 Cash Capital. The term of the agreement shall continue until the two-year guarantee inspection that follows project completion.

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. 2017-227
Re: Consolidated Funding
Applications for 2017-18

Council Priority: Deficit Reduction and Long
Term Financial Stability; Creating and
Sustaining a Culture of Vibrancy;
Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the 2017-18 New York State Consolidated Funding Application (CFA) process.

This legislation will:

1. Authorize the City's applications for approximately \$10 million in New York State funding through the CFA process; and
2. Authorize any necessary agreements with the State for the receipt of funding.

The CFA is the single point of entry for accessing over \$800 million in State resources to be made available in 2017 to support regional economic development priorities and spur job creation across the state, including \$225 million in competitive funds from Empire State Development.

This year, there are over 30 programs available through 12 state agencies, including Empire State Development; New York State Canal Corporation; New York State Energy Research and Development Authority; Environmental Facilities Corporation; Homes and Community Renewal; Department of Labor; New York Power Authority; Office of Parks, Recreation and Historic Preservation; Department of State; Department of Environmental Conservation; Department of Agriculture and Markets; and Council on the Arts.

City Applications

In May 2017, an interdepartmental team of City staff met to review CFA recommendations from each department. Projects recommended for City submissions were based on the current stage of project development, ability to complete the projects within the timeframes established by the funding agency, and the ability to obtain matching funds through the City’s Capital Improvement Program.

If State funding is awarded, it is anticipated that any local match amounts not already allocated will be requested in the 2018-19 Capital Improvement Plan.

Applications are due by July 28, 2017. The City of Rochester intends to submit up to 14 applications for the projects listed below:

2017 City Applications for CFA			
Project	Total Project Cost	State Request	Local Match
Rundel Library Elevated Terrace Reconstruction	\$7,500,000	\$2,250,000	\$5,250,000
Commercial Corridor Planning Study	\$100,000	\$50,000	\$50,000
Rochester Heritage Trail - Phase II	\$750,000	\$550,000	\$200,000
Rundel Library Building Historic Preservation	\$1,400,000	\$500,000	\$900,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$500,000	\$250,000	\$250,000
CSX Corridor Acquisition (JOSANA and Seneca Trails)	\$1,000,000	\$500,000	\$500,000
ROC Paint Division	\$150,000	\$75,000	\$75,000
Erie Harbor Phase II Construction	\$1,700,000	\$850,000	\$850,000
Waterfront Public Art at Genesee Riverfront Terrace	\$300,000	\$225,000	\$75,000
F. Douglass Community Library Green Roof	\$550,000	\$375,000	\$175,000
Downtown Porous Tree Pits Phase 2	\$478,000	\$358,500	\$119,500
Norris Drive Transformative Green Street	\$7,100,000	\$6,390,000	\$710,000
Climate Adaptation Plan	\$100,000	\$50,000	\$50,000
Shared Mobility Program Expansion Project	\$400,000	\$200,000	\$200,000

Project descriptions are provided in the attached summary.

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Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-128

Ordinance No. 2017-227
(Int. No. 264)

Authorizing Consolidated Funding Grant applications and agreements

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

Section 1. The Mayor is hereby authorized to submit applications to, and enter into agreements with, New York State for funding through the 2017-18 Consolidated Funding Application for the following projects:

Project	Total Cost	State Request	Local Match
Rundel Library Elevated Terrace Reconstruction	\$7,500,000	\$2,250,000	\$5,250,000
Commercial Corridor Planning Study	\$100,000	\$50,000	\$50,000
Rochester Heritage Trail - Phase II	\$750,000	\$550,000	\$200,000
Rundel Library Building Historic Preservation	\$1,400,000	\$500,000	\$900,000
Mt. Hope Cemetery 1912 Chapel Historic Preservation	\$500,000	\$250,000	\$250,000
CSX Corridor Acquisition (JOSANA & Seneca Trails)	\$1,000,000	\$500,000	\$500,000
ROC Paint Division	\$150,000	\$75,000	\$75,000
Erie Harbor Phase II Construction	\$1,700,000	\$850,000	\$850,000
Waterfront Public Art at Genesee Riverfront Terrace	\$300,000	\$225,000	\$75,000
F. Douglass Community Library Green Roof	\$550,000	\$375,000	\$175,000
Downtown Porous Tree Pits Phase 2	\$478,000	\$358,500	\$119,500
Norris Drive Transformative Green Street	\$7,100,000	\$6,390,000	\$710,000
Climate Adaptation Plan	\$100,000	\$50,000	\$50,000
Shared Mobility Program Expansion Project	\$400,000	\$200,000	\$200,000

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Section 2. City match funding shall be provided through Budget funds already allocated for these project purposes, or through the 2018-19 Capital Improvement Plan, contingent upon approval.

Section 3. The applications and agreements shall contain such 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. 2017-228
Re: Amendatory Agreement – C & S
Engineers, Inc. Elmwood
Avenue/Collegetown Cycle Track Project

Council Priority: Jobs and Economic Development
Transmitted herewith for your approval is legislation establishing \$21,000 as maximum compensation for an amendatory agreement with C & S Engineers, Inc., Rochester, New York, for right of way incidentals phase services required for the Elmwood Avenue/Collegetown Cycle Track Project. The proposed amendatory agreement will be funded with \$13,649 in additional Federal Highway Administration (FHWA) aid and \$7,351 in 2013-14 Cash Capital (Ord. No. 2014-182), increasing the total maximum compensation from \$190,000 (Ord. No. 2014-182) to \$211,000. The term of the agreement may extend until three months after completion of a two year guarantee inspection of the project. The agreement will be financed as follows:

<u>Funding source</u>	<u>Original agreement (Ord. No. 2014-182)</u>	<u>Amendatory agreement</u>	<u>Total agreement</u>
FHWA (Ord. No. 2014-182)	\$119,260	\$13,649	\$ 132,909
2013-14 Cash Capital (Ord. No. 2014-182)	29,370	7,351	36,721
2011-12 Cash Capital	41,370		41,370
TOTAL	\$ 190,000	\$ 21,000	\$211,000

This project consists of the design and construction of a physically-separated bicycle facility (a 10 foot wide path separated by a tree lawn from the traffic lanes) along Elmwood Avenue between Wilson Boulevard and Mt. Hope Avenue. The project will install new sidewalks and bicycle paths, upgrade street lighting, and modify traffic signals and pavement markings and signage along Elmwood Avenue.

C & S Engineers, Inc. will provide additional right of way incidentals and construction phase design services.

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It is anticipated that the project will be advertised for construction in summer 2017, with construction beginning in fall 2017. Substantial completion of construction should occur by fall 2018. The amendatory agreement will result in the creation and/or retention of the equivalent of a 0.1 full-time job.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-228
(Int. No. 265)

Authorizing an amendatory agreement for the Elmwood Avenue/Collegetown Cycle Track Project

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

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with C & S Engineers, Inc. for right of way incidental phase services for the Elmwood Avenue/Collegetown Cycle Track Project. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized by Ordinance No. 2014-182 by \$21,000 to a new total of \$211,000. Said amendatory amount shall be funded from \$13,649 in Federal Highway Administration Funds appropriated in Section 1 of Ordinance No. 2014-182 and \$7,351 in 2013-14 Cash Capital. The term of the agreement shall extend until three months after completion of a two year guarantee inspection of the Project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-229
Re: Marchiselli Aid - Broad Street Bridge
Preventive Maintenance Project

Transmitted herewith for your approval is legislation appropriating \$269,888 from anticipated New York State Marchiselli Aid to fund a portion of the construction of the Broad Street Bridge Preventive Maintenance Project.

The project is eligible under the New York State Department of Transportation (NYSDOT) Marchiselli Aid program for reimbursement of up to 75% of the eligible local share of the Surface Transportation

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Program. In January 2016 (Ord. No. 2016-20), Council authorized the City to enter into any necessary agreements with NYSDOT for the receipt and use of Marchiselli Aid for future costs related to the project.

Construction started in spring 2016 and will be substantially completed in summer 2017.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-229
(Int. No. 266)

Appropriating funds for the Broad Street Bridge Preventive Maintenance Project

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

Section 1. The Mayor is hereby authorized to accept and use \$269,888 in anticipated reimbursements from the New York State Department of Transportation (NYSDOT) Marchiselli Aid program, which amount is hereby appropriated to finance a portion of construction services for the Broad Street Bridge Preventive Maintenance Project.

Section 2. The Mayor is hereby authorized to enter into any agreement with NYSDOT that is necessary to effectuate the receipt and use of the Marchiselli Aid funds appropriated in Section 1.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-230
Re: Bond Authorization – Genesee Valley
Park Field House Renovation Project

Transmitted herewith for your approval is legislation authorizing the issuance of bonds totaling \$560,000 and the appropriation of the proceeds thereof to finance construction for the Genesee Valley Park Field House Renovation Project.

The project includes replacement of the field house roof, interior upgrades to the restrooms to make them compliant with the Americans with Disabilities Act, new flooring, new windows and improvements to lighting.

A public meeting was held on April 13, 2017, for which the minutes are attached.

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Construction is anticipated to begin in fall 2017 with scheduled completion in spring 2018. The project will result in the creation and/or retention of the equivalent of 6.1 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-129

Ordinance No. 2017-230
(Int. No. 267)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$560,000 Bonds of said City to finance replacement of the roof, windows, lighting and interior upgrades for the Genesee Valley Park Field House

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of replacement of the roof, windows, lighting and interior upgrades for the Genesee Valley Park Field House Renovation Project (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$560,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$560,000 bonds of the City authorized herein 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 \$560,000 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 \$560,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 13. of the Law, is ten (10) years.

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

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annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-231
Re: Agreement – Clark Patterson Engineers,
Surveyor, Architects and Landscape
Architect, D.P.C., 42-50
South Avenue Renovation

Transmitted herewith for your approval is legislation establishing \$250,000 as maximum compensation for an agreement with Clark Patterson Engineers, Surveyor, Architects and Landscape Architect, D.P.C., Rochester, New York, for architectural and engineering services for the renovation of 42-50 South Avenue, the current location of the Municipal Code Violations Bureau (MCVB). The cost

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of the agreement will be financed from 2015-16 Cash Capital, as authorized via Ordinance No. 2016-64, for the architectural services for the renovation of the South Avenue space. The agreement may extend until three months after project completion.

The project includes design and construction support services for the move of the MCVB out of 42-50 South Avenue into a new location, and the subsequent renovation of 42-50 South Avenue for the Department of Recreation and Youth Services (DRYS) Bureau of Employment Skills Training and Youth Services (BEST).

Clark Patterson has had the following agreements with respect to the renovation on South Avenue:

<u>Purpose</u>	<u>Date</u>	<u>Ord. No.</u>
Agreement for program development and schematic design of MCVB at 42-50 South Avenue (\$60,000)	April 2015	2015-100
Amendatory agreement for final design, bidding and construction oversight for MCVB at 42-50 South Avenue [additional \$250,000 funded with Dormitory Authority of the State of New York (DASNY) grant]	January 2016	2016-19
Budget amendment to change funding to 2015-16 Cash Capital and amend Ordinance No. 2016-19 to change from DASNY funds to Cash Capital	March 2016	2016-64

Clark Patterson Engineers, Surveyor, Architects and Landscape Architect, D.P.C. was selected for architectural and engineering services based on its familiarity with the project location and schematic design work completed to date for 42-50 South Avenue. A full justification for not issuing a request for proposal is attached.

Programming for BEST will begin in summer 2017, and construction will begin in spring 2018 with scheduled completion in spring 2019. It is anticipated that MCVB will be relocated and incorporate plans for the addition of a new traffic violations agency/bureau per enabling legislation passed by the State this month.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-130

Ordinance No. 2017-231
(Int. No. 268)

Authorizing an agreement for the renovation of 42-50 South Avenue

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

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Section 1. The Mayor is hereby authorized to enter into an agreement in the maximum amount of \$250,000 with Clark Patterson Engineers, Surveyor, Architects and Landscape Architect, D.P.C. for architectural and engineering services for the renovation of 42-50 South Avenue. Said amount shall be funded from 2015-16 Cash Capital and the term of the agreement may extend until 3 months after project completion.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-232 &
Ordinance No. 2017-233
Re: Amendatory Agreement – Bergmann
Associates, Architects, Engineers,
Landscape Architects & Surveyors,
D.P.C. - Vacuum Oil Site

Transmitted herewith for your approval is legislation related to additional services in support of advancing predevelopment activities associated with the Vacuum Oil Brownfield Opportunity Area (BOA) project. This legislation will:

1. Establish \$57,000 as maximum compensation for an amendatory agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C., Rochester, New York, for additional services to advance the Vacuum Oil waterfront design plans from schematic design to 50% complete construction documents. This will increase the maximum cost of the agreement by \$57,000 to a total of \$832,000; and
2. Authorize the issuance of bonds in the amount of \$57,000 and appropriate the proceeds thereof to finance the cost of this amendatory agreement.

In August 2014, City Council authorized an agreement with Bergmann Associates (Ord. No. 2014-253) which established \$725,000 as maximum compensation for predevelopment phase studies, investigations and related services for the Vacuum Oil site. In August 2016, City Council authorized an amendatory agreement with Bergmann Associates in the amount of \$50,000 for planning, design and engineering services, including preparation of an application for a federal Transportation Investment Generating Economic Recovery (TIGER) grant.

Under this proposed amendatory agreement, Bergmann Associates will prepare a preferred riverfront improvement design that integrates flood protection, reconstructed portions of the West River Wall, riverfront public access, wetland mitigation, transportation improvements, public spaces and amenities including the Genesee River Trail. Bergmann Associates will advance design plans and drawings to a

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50% design status. The preferred design will be based on the alternative selected from a schematic design alternatives report, completed as part of the Vacuum Oil Brownfield Opportunity Area planning project.

The additional level of design detail that will be achieved under the proposed amendatory agreement will be necessary in order to inform and guide the City's Brownfield Cleanup Program site remedial alternatives analysis (RAA) that will begin this fall. The RAA will lead to a New York State Department of Environmental Conservation approved cleanup plan for 15 acres of City-owned riverfront property located on the former Vacuum Oil refinery site south of Flint Street.

It is anticipated that the 50% waterfront design plans will be completed by December 2017.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-232
(Int. No. 269)

Authorizing an amendatory agreement for planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area 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 Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to amend the professional services agreement providing planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area project (the Project), which was authorized in Ordinance No. 2014-253 and amended in Ordinance No. 2016-269. The amendatory agreement shall increase the agreement's maximum compensation by \$57,000 for a total of \$832,000 and shall provide for the preparation of a preferred riverfront improvement design for the project. The amendatory amount of \$57,000 shall be funded from the proceeds of a bond ordinance to be authorized for the project.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2017-233
(Int. No. 270)

Bond Ordinance of the City of Rochester, New York amending Ordinance Nos. 2014-253 and 2016-269 by authorizing the issuance of an additional \$57,000 bonds of said City to finance a professional services agreement with Bergmann Associates for additional planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance \$57,000 in additional costs of a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. relating to additional planning, design and engineering services for the Vacuum Oil Brownfield Opportunity Area generally bounded by Ford Street, South Plymouth Avenue and the westerly bank of the Genesee River (the "Project"), initially authorized in the amount of \$725,000 by Ordinance No. 2014-253 and amended by the increase of \$50,000 by Ordinance No. 2016 - 269. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$832,000, and the additional \$57,000 is hereby appropriated therefor. The plan of financing includes the issuance of \$57,000 bonds of the City, appropriating \$652,500 from the grant funds under the New York State Department of State Brownfield Opportunity Area program (Ordinance No. 2014-253), allocating \$22,305 in Prior Years' Cash Capital (Ordinance No. 2014-253, allocating \$8,090 in 2011-12 Cash Capital (Ordinance No. 2014-253), allocating \$42,105 in 2012-13 Cash Capital (Ordinance No. 2014-253), allocating \$50,000 in 2013-14 Cash Capital (Ordinance No. 2016-269), and the levy and collection of an ad valorem tax on all the taxable real property in the City without limitation as to rate or amount, sufficient 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 \$57,000 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 \$57,000. 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 specific object or purpose for which said bonds authorized pursuant to this Ordinance are to be issued, within the limitations of 11.00 a. 6-e of the Local Finance Law, is twenty (20) 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.

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

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

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

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

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-234 &
Ordinance No. 2017-235
Re: Agreement- T.Y. Lin International
Engineering, Architecture & Land
Surveying, P.C., Berlin
Street Group Project

Transmitted herewith for your approval is legislation related to the Berlin Street Group Project (Berlin, Bradford and St. Jacob Streets). This legislation will:

1. Establish \$105,000 as maximum compensation for an agreement with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C., Rochester, New York, for resident project representation (RPR) services; and

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2. Authorize the issuance of bonds totaling \$105,000 and the appropriation of the proceeds thereof to finance the agreement herein.

The Berlin Street Group Project includes the installation of new stone curbs including underdrain; spot sidewalk replacement and replacement of all driveway aprons; catch basin upgrades; and restoration of all lawn areas disturbed by the work. The project was designed in-house by the Department of Environmental Services Bureau of Architecture and Engineering. The agreement shall have a term of three months after a two year guarantee period.

T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. was selected for RPR services through a Request for Proposal process, which is described in the attached summary.

A public meeting was held on February 7, 2017, the minutes for which are attached.

Construction of this project is funded by the Community Block Development Grant, as appropriated in March 2017 via Ordinance No. 2017-69. Construction is anticipated to begin in summer 2017 with scheduled completion in fall 2017. The RPR agreement will result in the creation and/or retention of the equivalent of 1.1 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-131

Ordinance No. 2017-234
(Int. No. 271)

Authorizing an agreement for resident project representation services for the Berlin Street Group 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 T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. to provide resident project representation services for the Berlin Street Group project (the Project) consisting of curb and driveway apron replacements, spot sidewalk replacements and catch basin upgrades on Berlin Street, Bradford Street and St. Jacob Street. The agreement shall provide for a maximum compensation of \$105,000, which amount shall be funded from the proceeds of a bond ordinance to be authorized for the project. The term of the agreement shall continue until 3 months after the two-year guarantee inspection that follows project completion.

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.

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Ordinance No. 2017-235
(Int. No. 272)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$105,000 Bonds of said City to finance Resident Project Representation Services for the Berlin Street Group Project

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of Resident Project Representation Services as a portion of the Berlin Street Group Project consisting of the installation of new stone curbs and underdrains, spot sidewalk replacement, catch basin upgrades and lawn and driveway repair along Berlin Street, Bradford Street and St. Jacob Street in the City (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 \$105,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$105,000 bonds of the City to finance said appropriation 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. The balance of Project costs were appropriated as Community Development Block Grant funds under Ordinance No. 2017-69.

Section 2. Bonds of the City in the principal amount of \$105,000 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 \$105,000. 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

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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.

By Councilmember McFadden
July 18, 2017

To the Council:

The Public Safety, Youth & Recreation Committee recommends for adoption the following entitled legislation:

- | | |
|--------------|--|
| Int. No. 273 | Authorizing an agreement for implementing the Parent Leadership Training Institute |
| Int. No. 274 | Authorizing an agreement with the Rochester Area Community Foundation for the Quad A For Kids After School Program at City schools |
| Int. No. 275 | Authorizing an agreement with the County of Monroe for funding youth recreation and youth development programming |
| Int. No. 276 | Appropriating funds and authorizing an amendatory agreement for the Summer of Opportunity Program |
| Int. No. 277 | Appropriation for the 2017-18 Mural Arts Project |

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- Int. No. 278 Authorizing funding and agreements for the Science, Technology, Engineering, Arts and Mathematics (STEAM) Engine Project
- Int. No. 279 Authorizing a professional services agreement relating to real property acquisition for the Campbell Street R-Center Gateway Project
- Int. No. 280 Appropriating funds and amending the 2017-18 Police Department Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team program
- Int. No. 281 Amending the 2017-18 Police Department Budget and appropriating federal forfeiture funds
- Int. No. 282 Authorizing an agreement with Monroe Community College for the Police Recruit Education Project
- Int. No. 283 Authorizing an agreement with the New York State Division of Homeland Security and Emergency Services
- Int. No. 284 Authorizing an agreement for reimbursing Fire Department overtime
- Int. No. 285 Authorizing a grant agreement for the 2017 State Homeland Security Program
- Int. No. 286 Authorizing an intermunicipal agreement with the County of Monroe for use of the electronic pistol permit records system
- Int. No. 287 Authorizing an amendatory agreement for veterinary services

Respectfully submitted,

Adam C. McFadden (*Abstained on Int. No. 274*)
Molly Clifford
Dana K. Miller
Loretta C. Scott
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-236
Re: Agreement - Rochester's Child, Inc.,
Parent Leadership Training Institute
Council Priority: Support the Creation of

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Effective Educational Systems

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum compensation for an agreement with Rochester's Child, Inc., a subsidiary of the Rochester Area Community Foundation, for the Parent Leadership Training Institute (PLTI). The agreement will be funded from the 2017-18 Budget of Undistributed Expenses, and the term will be for the remainder of this fiscal year, and with an option to renew for two additional one-year terms, contingent upon approval of the future budgets.

PLTI is an evidence-based program offered by Rochester's Child, Inc. in partnership with the Early Childhood Development Initiative, a more than 20 years old, voluntary collective of community experts in early childhood development. PLTI is designed to increase parents' involvement and engagement in the community, strengthen neighborhoods and families, and improve outcomes for children. Parents participate in a 20 week training program with topics that include child and adolescent youth development, public speaking, civics, and policy development. Twenty-five parents will be served during this year.

The most recent agreement for this service was approved by Council in June 2016 via Ordinance No. 2016-248.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-236
(Int. No. 273)

Authorizing an agreement for implementing the Parent Leadership Training Institute

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 in the maximum amount of \$10,000 with Rochester's Child, Inc. a subsidiary of the Rochester Area Community Foundation, for implementing the Parent Leadership Training Institute. Said amount shall be funded from the 2017-18 Budget of Undistributed Expenses. The term of the agreement shall be for the remainder of the 2017-18 Fiscal Year with two one-year renewal options with a maximum annual compensation of \$10,000, contingent upon approval of future budgets.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

July 18, 2017

Ladies and Gentlemen:

Ordinance No. 2017-237
Re: Agreement - Rochester Area Community
Foundation, Quad A for Kids

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum compensation for an agreement with the Rochester Area Community Foundation to support the Quad A for Kids After School Program. The agreement will be funded from the 2017-18 Budget of Undistributed Expenses and the term will be for the remainder of this fiscal year, with an option to renew for two additional one-year terms, contingent the upon approval of future budgets.

The Quad A After School Program will provide supplemental education through a variety of project-based learning activities for up to 350 children attending the Rochester City School District. The program will serve students in kindergarten through eighth grade at schools #4, #16, and #34, from October 2017 to June 2018, for three hours per day, five days per week.

The After School Program follows a student-centered curriculum which supports youth and their families by working on social and emotional development; academic enrichment; parenting and family involvement; and nutrition and health through arts, athletics, and life skills activities. Children will receive an afternoon snack at the start of the program, and each day concludes with a hot dinner.

The most recent agreement for this service was approved by Council in June 2016 via Ordinance No. 2016-219.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-237
(Int. No. 274)

Authorizing an agreement with the Rochester Area Community Foundation for the Quad A For Kids After School Program at City schools

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Rochester Area Community Foundation to support the Quad A For Kids After School Program at City schools.

Section 2. The agreement shall obligate the City to pay an amount not to exceed \$50,000, and said amount, or so much thereof as may be necessary, shall be funded from the 2017-18 Budget of Undistributed Expenses and said amount is hereby appropriated for this purpose. The term of the agreement shall be for the remainder of the 2017-18 Fiscal Year, with the option to extend the term for

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up to two additional one-year periods with a maximum annual compensation of \$50,000 each, contingent upon approval of future budgets.

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

Section 4. This ordinance shall take effect immediately.

Passed by the following vote:

Ayes – President Scott, Councilmembers Clifford, Conklin, Haag, Miller, Ortiz, Patterson, and Spaul -
8

Nays - None -0

Councilmember McFadden abstained due to a professional relationship.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-238

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

Council Priority: Support the Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with the County of Monroe, on behalf of the Rochester-Monroe County Youth Bureau, for the receipt and use of \$54,301 to support recreation and positive youth development programming. These funds were anticipated and included in the 2017-18 Budget of the Department of Recreation and Youth Services. The grant must be expended by December 31, 2017.

The Rochester-Monroe County Youth Bureau annually receives funding from the New York State Office for Children and Family Services (OCFS) for youth development activities. Preliminary notification of the amount of State funding for calendar year 2017 was received on June 12, 2017 from the County.

In 2016, 1,187 city recreation participants were served through this grant, and it is anticipated that at least 800 youth will be served in 2017.

The Rochester-Monroe County Youth Bureau, jointly established by the City and County, provides a County-wide planning and service delivery system devoted to the welfare and development of children and youth. The most recent Council action on this item was in June 2016 via Ordinance No. 2016-247.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-238

(Int. No. 275)

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

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Monroe (on behalf of the Rochester-Monroe County Youth Bureau) for the receipt and use of anticipated funding from the New York State Office of Children and Family Services (OCFS) in the amount of \$54,301 for recreation and youth development programming. The agreement shall have a term of January 1, 2017 to December 31, 2017.

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

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-239
Re: Amendatory Agreement - North East
Area Development, Inc., Summer of
Opportunity Program

Council Priority: Jobs and Economic Development

Transmitted herewith for your approval is legislation related to the implementation of the Department of Recreation and Youth Services (DRYS) 2017 Summer of Opportunity Program (SOOP). This legislation will:

1. Appropriate \$250,000 from the Job Creation/Youth Development Allocation of the 2017-18 Community Development Block Grant (CDBG) of the Consolidated Community Development Plan, contingent upon Council approval of the Plan, to provide youth wages and administrative staff support for the program; and
2. Establish \$7,710 as maximum compensation for an amendatory agreement with North East Area Development, Inc. for the GET IT program, increasing total compensation to \$72,460.

Program Overview

The City’s Summer of Opportunity Program collaborates with RochesterWorks’ Summer Youth Employment Program (SYEP) to conduct joint recruitment and application intake for all applicants ages 14 to 20 years old seeking summer employment. Funding for the activities of SOOP and SYEP is separate. The City funds summer jobs within City departments and summer work experience programs provided by external partner agencies as described below.

There are two parts of the program: work experience through external contracts with agencies who take on groups of youth in summer work experience programs (Tier 1), and direct placements within City departments (Tier 2).

Externally Administered Work Experience (Tier 1)

In April of this year, Council authorized the acceptance of \$300,000 in New York State Department of Labor grant funding, and approved 10 external agency contracts, serving 162 youth at a total cost of \$280,218 (Ord. No. 2017-107). Participants, ages 14 and 15, will receive a stipend of \$600, and participants, ages 16 and older, will be paid minimum wage. Under the proposed amendatory agreement (necessitated due to a recalculation of minimum wage for 20 youth, ages 16 and older, instead of a stipend), the external agency total is now \$287,928, an increase of \$7,710.

Internally Administered Jobs (Tier 2)

Under Tier 2, SOOP jobs are provided by the City for a total of 90 youth worker positions. These jobs are based on the City pay schedule and payroll is administered directly by the City. Youth will be paid minimum wage.

Department/Program	No. of Positions	Hours per Week	Amount
DRYS Recreation Youth Workers (summer)	33	35	\$79,848
DRYS Recreation Youth Workers (school year)	12	18	84,595
DRYS Jr. Rec Leaders (summer)	15	35	32,083
DRYS Biz Kid\$ Real (summer)	6	35	12,833
DRYS Biz Kid\$ Real (summer)	4	20	4,889
SOOP City Hall (summer)	5	35	9,167
SOOP City Hall (summer)	<u>15</u>	20	<u>17,460</u>
	90		\$240,875

The total City investment in youth employment is \$528,803, resulting in 252 youth jobs including 162 youth work readiness program positions within partner agencies and 90 youth worker positions within City departments.

Respectfully submitted,
 Lovely A. Warren
 Mayor

Ordinance No. 2017-239
 (Int. No. 276)

July 18, 2017

Appropriating funds and authorizing an amendatory agreement for the Summer of Opportunity Program

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

Section 1. The sum of \$250,000 is hereby appropriated from the Job Creation/Youth Development allocation of the Consolidated Community Development Plan/2017-18 Annual Action Plan, contingent upon approval thereof, to provide youth wages and administrative staff support for the Summer of Opportunity Program.

Section 2. The Mayor is hereby authorized to enter into an amendatory agreement with North East Area Development, Inc. for the GET IT Program. The amendatory agreement shall increase the maximum compensation of the agreement originally authorized by Ordinance No. 2017-107 by \$7,710 to a new total of \$72,460. The amendatory amount is hereby appropriated from the proceeds of the grant agreement with the New York State Department of Labor authorized in Section 1 of Ordinance No. 2017-107.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-240
Re: Mural Arts Project "Roc Paint Division"

Council Priority: Creating and Sustaining a
Culture of Vibrancy; Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation appropriating \$100,000 from the Job Creation/Youth Development allocation of the General Community Needs Fund of the 2017-18 Community Development Block Grant for the Mural Arts Project. These funds were anticipated and included in the 2017-18 Budgets of the Department of Recreation and Youth Services (DRYS) (\$75,400 for staff wages) and Undistributed Expenses (\$5,700 for benefits). The balance of the funds (\$18,900) will be used for supplies, field trips, and artistic training. This current phase of the project will begin this summer and conclude by June 30, 2018.

The Mural Arts Project, initiated in 2012, in collaboration with the Department of Neighborhood and Business Development, engages Rochester youth to create, develop, and install public art projects to enhance and improve the community. Each year, a "Roc Paint Division" mural arts team is assembled consisting of two lead artists, a staff assistant, and eight youth workers. As in prior years, the youth hired for the 2017-18 project will receive training in community art development, leadership, and

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artistic techniques. They will also participate in field trips and professional development training conducted by the DRYS Bureau of Employment Skills Training and Youth Services.

The team will design and install a number of murals, both small and large scale, and interior or exterior, at select R-Centers and community locations. The team will determine the designs and locations through consultation with youth and adult R-Center members and with community stakeholders from the neighborhood surrounding the R-Center.

Since the program's inception, murals have been installed at the Ametek building on North Union Street across from the Public Market; 17 "Words to Live By" murals were placed in various locations; and four Rochester Pillars (Susan B. Anthony, Frederick Douglass, Nathaniel Rochester and Austin Steward) were added to the pillar abutments of the underpass at the corner of West Main and Ford Streets. Most recently, during the 2015-16 program year, murals were installed at the Campbell (interior and exterior), Flint (interior), and Roxie Ann Sinkler (exterior) R-Centers; and during the 2016-17 program year, murals were installed on the exterior of the Flint R-Center, and the interiors of the Avenue D, Frederick Douglass (formerly South), Humboldt, and Ryan R-Centers.

This program was last approved by Council in August 2016 via Ordinance No. 2016-280.

A project description and budget are attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-132

Ordinance No. 2017-240
(Int. No. 277)

Appropriation for the 2017-18 Mural Arts Project

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

Section 1. The sum of \$100,000 from the Job Creation/Youth Development allocation of the General Community Needs Fund of the Consolidated Community Development Plan/2017-18 Annual Action Plan (2017-18 Con Plan) is hereby appropriated for the 2017-18 Mural Arts Project (the Project), contingent upon adoption of the 2017-18 Con Plan. The Mural Arts Project shall be comprised of the assembling of a "Roc Paint Division" mural arts team consisting of lead artists, a staff assistant, and youth workers to and install murals at select R-Centers and part of the appropriation herein shall be allocated for Project supplies, field trips, and artistic training for the 2017-18 fiscal year concluding June 30, 2018.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

July 18, 2017

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-241
Re: Agreement – David Hochstein
Memorial Music School, Inc.,
STEAM Engine Project

Council Priority: Creating and Sustaining a
Culture of Vibrancy; Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation related to the science, technology, engineering, arts, and math (STEAM) Engine Project. This legislation will:

1. Appropriate \$50,000 from the STEAM Engine allocation of the General Community Needs Fund of the 2017-18 Community Development Block Grant (CDBG).
2. Establish \$50,000 as maximum compensation for an agreement with the David Hochstein Memorial Music School, Inc. to implement the ROCmusic program. The term of the agreement will be for the remainder of the fiscal year and the cost will be funded from the appropriation made herein.

A portion of the STEAM Engine Project funding supports the delivery of community-based music instruction through the ROCmusic program at the David F. Gantt R-Center and the Edgerton R-Center. ROCmusic is an after-school and summer music education program that offers tuition-free classical music instruction and instrument lessons to approximately 100 Rochester youth in grades one through 12. The CDBG funding will partially fund the full-time ROCmusic Program Director/Lead Teacher and part-time music instructors.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-241
(Int. No. 278)

Authorizing funding and agreements for the Science, Technology, Engineering, Arts and Mathematics (STEAM) Engine Project

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

Section 1. The sum of \$50,000 is hereby appropriated from the STEAM Engine allocation of the General Community Needs fund of the Consolidated Community Development Plan/2017-18 Annual Action Plan, contingent upon adoption thereof.

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Section 2. The Mayor is hereby authorized to enter into a professional services agreement in the maximum amount of \$50,000 with David Hochstein Memorial Music School, Inc. to implement the ROCmusic program. Said amount shall be funded from the funds appropriated in Section 1 herein. The term of the agreement shall be for the remainder of the 2017-18 Fiscal Year.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-242
Re: Agreement – R.K. Hite & Co., Inc.,
Campbell Street R-Center Gateway Project

Council Priority: Rebuilding and Strengthening
Neighborhood Housing; Creating and
Sustaining a Culture of Vibrancy

Transmitted herewith for your approval is legislation establishing \$22,500 as maximum compensation for an agreement with R.K. Hite & Co., Inc. for real property acquisition services related to the Campbell Street R-Center Gateway Project. The term of the agreement will be for one year and the cost will be funded from the 2008-09 Community Development Block Grant Infrastructure Improvements allocation of the General Community Needs fund as authorized in March 2017 via Ordinance No. 2017-69.

The Campbell Street R-Center Gateway Project will create new community access and entry points to the R-Center facility grounds. As part of this project, the City intends to acquire the adjacent properties of 512 Campbell Street, a single family house; 520 Campbell Street, a single family house; and 835 Jay Street, a vacant residential lot, in order to develop new public pathways onto the R-Center grounds, create sight lines, and provide more parking.

The City will hire R.K. Hite & Co, Inc. to conduct property title research and certification; handle communication with property owners; provide real property appraisals, reviews, and purchase offer assistance; and perform title transfers and other project and records management activities. The consultant was selected due to positive work experiences on other similar projects with the City.

Respectfully submitted,
Lovely A. Warren
Mayor

July 18, 2017

Ordinance No. 2017-242
(Int. No. 279)

Authorizing a professional services agreement relating to real property acquisition for the Campbell Street R-Center Gateway 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 R.K. Hite & Co., Inc. to provide real property acquisition services related to the Campbell Street R-Center Gateway Project. The term of the agreement shall be for one year.

Section 2. The cost of the agreement shall not exceed \$22,500, which shall be funded from Infrastructure Improvements allocation of the General Community Needs Fund within the 2008-09 Community Development Block Grant that was appropriated in Section 2 of Ordinance No. 2017-69.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-243
Re: Appropriation of Forfeiture Funds-
GRANET Operations

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating \$200,000 from federal forfeited property revenues attributable to the Greater Rochester Area Narcotics Enforcement Team (GRANET), and amending the 2017-18 Budget of the Police Department to reflect this amount.

These funds will be used to support GRANET operations for the 2017-18 fiscal year. GRANET participates in joint investigations which includes federal, State, and other local law enforcement agencies. The mission of GRANET is to achieve maximum coordination and cooperation among participating agencies; bring to bear their combined resources to investigate mid- and upper-level narcotics and illegal weapons offenses; and aggressively investigate career criminals in the Greater Rochester/Monroe County area, utilizing both State and federal laws.

Under the current Memorandum of Understanding among the participating agencies, GRANET will share in any properties or funds confiscated as a direct result of a criminal investigation initiated by GRANET, pursuant to forfeiture regulations of the United States Departments of Justice and Treasury, and the Attorney General.

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GRANET will use asset forfeiture funds for operational expenses including communications, electronic surveillance, confidential funds, vehicle rentals for undercover operations, supplies, and training. The proposed expenditures conform to the Attorney General's Guidelines for Seized and Forfeited Property (March 1994). Salaries and overtime for participants will continue to be paid by each officer's respective agency.

GRANET is a multi-jurisdictional team comprised of local and federal agencies. As a participant of the team, the City administers GRANET's equitable share of federal forfeiture funds, and keeps a separate accounting for these funds. The undesignated balance in GRANET's forfeiture fund after this transfer is estimated at \$373,300; however, any balance above \$350,000 will be distributed quarterly to participating agencies, including the City.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-243
(Int. No. 280)

Appropriating funds and amending the 2017-18 Police Department Budget for the operations of the Greater Rochester Area Narcotics Enforcement Team program

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Budget of the Rochester Police Department by the sum of \$200,000, which amount is hereby appropriated from funds realized from seized and forfeited assets to fund the operations of the Greater Rochester Area Narcotics Enforcement Team (GRANET).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-244
Re: Federal Forfeiture Funds

Council Priority: Public Safety

Transmitted herewith for your approval is legislation appropriating up to \$5,000 from federal forfeiture funds generated by the Rochester Police Department and amending the 2017-18 Budget of the Police Department by this amount.

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

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

This appropriation will result in a balance of approximately \$723,300 in the federal forfeiture Justice fund.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AQ-133

Ordinance No. 2017-244
(Int. No. 281)

Amending the 2017-18 Police Department Budget and appropriating federal forfeiture funds

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

Section 1. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, is hereby amended by increasing the revenue estimates and appropriations to the Budget of the Police Department by \$5,000 which amounts are hereby appropriated from funds received from the Federal Government from seized and forfeited assets. The appropriation herein shall be used for the purchase of up to two seized vehicles.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-245
Re: Agreement – Monroe Community
College, Police Recruit Education Project

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Council Priority: Support the Creation of
Effective Educational Systems; Public Safety

Transmitted herewith for your approval is legislation establishing annual maximum compensation of \$8,500 for an agreement with Monroe Community College (MCC) to support the Police Recruit Education Project. The term of the agreement will be for one year, from September 1, 2017 through August 31, 2018, with the option to renew for up to three additional one-year periods and the cost will be funded from the 2017-18 and subsequent Budgets of the Police Department, contingent upon approval of the future years' budgets.

The MCC Police Recruit Education Project is designed to increase the academic success of minority and women students enrolled in the MCC criminal justice program who desire future employment with the City. The agreement provides a Program Director to lead the project in partnership with the Police Department. The Program Director will identify students to enter the program, assist with course selection, serve as an academic advisor, conduct workshops on the Civil Service Exam, and assist with physical fitness workshops.

Council most recently approved this agreement in July 2016 via Ordinance No. 2016-253.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-245
(Int. No. 282)

Authorizing an agreement with Monroe Community College for the Police Recruit Education 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 Monroe Community College for the Police Recruit Education Project. The agreement shall obligate the City to pay an amount not to exceed \$8,500. Said amount shall be funded from the 2017-18 Budget of the Police Department. The term of the agreement shall be for one year from September 1, 2017 through August 31, 2018, with the option to extend the term for up to 3 additional periods of one year each at a maximum annual amount of \$8,500 each, contingent upon appropriations in future budgets of the Police Department.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

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TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2017-246
Re: Grant Agreement – New York State
Division of Homeland Security and
Emergency Services, 2017 State Law
Enforcement Terrorism Prevention
Program Grant

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$117,500 for a State Law Enforcement Terrorism Prevention Program grant. The term of this grant is September 1, 2017 through August 31, 2020. No matching funds are required.

The grant funds will be used to purchase equipment to enhance and maintain the capabilities of the Police Department's Special Teams. The purchase plan includes underwater scanning devices to upgrade technology for the SCUBA team to allow for increased underwater sensing of objects, and reconnaissance robots and ballistic helmets for the SWAT team to support safe operations during terrorist events.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-246
(Int. No. 283)

Authorizing an agreement with the New York State Division of Homeland Security and Emergency Services

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$117,500 grant from the State Law Enforcement Terrorism Prevention Program. Said funds are hereby appropriated to purchase equipment to enhance and maintain the capabilities of the Rochester Police Department's Special Teams.

Section 2. The term of the agreement shall be from September 1, 2017 through August 31, 2020.

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

Section 4. This ordinance shall take effect immediately.

July 18, 2017

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-247
Re: Grant Agreement – Federal Bureau of
Alcohol, Tobacco, Firearms and Explosives,
Fire Department Reimbursement

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the Federal Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for reimbursement of overtime salary and other costs, with prior ATF approval, incurred by the Fire Department during joint law enforcement operations. The most recent agreement was authorized in 2012 via Ordinance No. 2012-339.

The new agreement will have a term of five years and the anticipated annual revenue is \$17,000.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-247
(Int. No. 284)

Authorizing an agreement for reimbursing Fire Department overtime

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Federal Bureau of Alcohol, Tobacco, Firearms and Explosives (the Bureau) to fund overtime incurred by the Fire Department when assisting the Bureau. The agreement shall have a term of five years and an anticipated annual revenue of \$17,000.

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

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-248
Re: Grant Agreement – New York State
Division of Homeland Security and

July 18, 2017

Emergency Services, 2017 State
Homeland Security Program

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of \$175,000 from the 2017 State Homeland Security Program grant, and amending the 2017-18 Budgets of the Fire Department (\$19,000) and Undistributed Expenses (\$8,000) for related personnel expenses. The remaining non-personnel expenses will be funded directly from a Special Revenue Fund specific to this grant. Since this is a multi-year grant, any remaining personnel expenses will be appropriated in the 2018-19 Budget of the Fire Department, contingent upon its approval.

This grant is provided to support building, sustainment and delivery of core capabilities for achieving preparedness and resilience in the event of terrorist attacks, severe weather and other significant events in the Rochester/Monroe County region. Grantees are required to build capabilities that relate to the prevention of, protection from, or response to such events. The program period is September 1, 2017 through August 31, 2020, and no matching funds are required.

The 2017 allocation will be used for equipment, such as: rescue task force personal protection gear for fire suppression and search and rescue (\$78,500). Funding will also support overtime back-fill for hazmat incident command classes, building collapse training and Community Emergency Response Training (\$64,000); registrations and travel for building collapse training (\$11,500); and fringe benefits for all personnel expenses included in the funding allocation (\$21,000).

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-248
(Int. No. 285)

Authorizing a grant agreement for the 2017 State Homeland Security Program

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for the receipt and use of a \$175,000 grant for the State Homeland Security Program (“SHSP”) to enhance terrorism prevention.

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

Section 3. Ordinance No. 2017-154, the 2017-18 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Fire Department by \$19,000 and to the Budget of Undistributed Expenses by \$8,000, which amounts are hereby appropriated from the 2017 SHSP grant for the purpose authorized herein.

Section 4. This ordinance shall take effect immediately.

July 18, 2017

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-249
Re: Intermunicipal Agreement – Monroe
County, Electronic Pistol Permit
Records System

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with Monroe County for the Rochester Police Department's use of the County's electronic pistol permit records system at no cost.

Monroe County has an electronic pistol permit records system and is willing to permit the City limited access to this system, provided the City assumes all costs, responsibilities and liabilities of access to this system. The City will maintain a record of all inquiries and/or searches made in the system and provide copies to the Monroe County Clerk's office upon request.

The term of this agreement is August 1, 2017 through July 31, 2020, with the option to renew for two additional one-year periods.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-249
(Int. No. 286)

Authorizing an intermunicipal agreement with the County of Monroe for use of the electronic pistol permit records system

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

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with County of Monroe for use of the County's electronic pistol permit records system at no cost to the City.

Section 2. The term of the agreement shall be August 1, 2017 through July 31, 2020 with the option to renew for two additional one-year periods.

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

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

July 18, 2017

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2017-250
Re: Amendatory Agreement – Monroe
Veterinary Associates, Veterinary
Services for Police K-9 Unit

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum compensation for an amendatory agreement with Monroe Veterinary Associates DBA Stone Ridge Veterinary Hospital for veterinary services for dogs assigned to the K-9 unit of the Police Department, bringing total annual compensation to \$45,000. The term of this agreement is through August 31, 2017 and the cost will be funded from the 2017-18 Budget of the Police Department.

Funding for the current agreement with Stone Ridge Veterinary Hospital (Ord. No. 2016-59) needed to be increased because a few of the K-9 unit dogs' required surgeries during this fiscal year, causing the veterinary services expenses to be much greater than anticipated.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2017-250
(Int. No. 287)

Authorizing an amendatory agreement for veterinary 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 agreement with Monroe Veterinary Associates d/b/a Stone Ridge Veterinary Hospital for veterinary services for the K-9 Unit of the Police Department. The amendment shall increase the maximum compensation authorized by Ordinance No. 2015-212 and amended by Ordinance No. 2016-59 by \$10,000 to a total of \$45,000 for the current extension of the agreement's term from September 1, 2016 to August 31, 2017. The amount of such additional compensation shall be funded from the 2017-18 Budget of the Police Department.

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.

July 18, 2017

The meeting was adjourned at 8:13 p.m.

HAZEL L. WASHINGTON
City Clerk