



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**FINANCE  
INTRODUCTORY NO.  
358**

**Malik D. Evans**  
Mayor

September 29, 2022 FINANCE 25

TO THE COUNCIL

Ladies and Gentlemen:

Re: Cancellation or Refund of  
Erroneous Taxes and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$9,357.64.

Refuse charges were billed through 476-500 N. Clinton Avenue for 485 N. Clinton Avenue in error. Both properties had been occupied by Baden Street Settlement. However, Baden Street Settlement moved out of 485 N. Clinton Avenue in 2018 and the refuse accounts should have been split.

If these cancellations are approved, total cancellations thus far for 2022-23 will be as follows:

	<u>Accounts</u>	
City Council	6	\$16,540.02
Administrative	<u>391</u>	<u>\$65,918.69</u>
Total	397	\$82,458.71

These cancellations represent 0.0297% of the tax receivables as of July 1, 2022.

Respectfully submitted,

Malik D. Evans  
Mayor





Administrative Council cancellation

For approval: \_\_\_\_\_

S-B-L: 106 550 0001 022 000 0000 CD: Phone:
Property address: 500 N CLINTON AV
Owner's name: BADEN STREET SETTLEMENT
Mailing address: 152 BADEN ST, ROCHESTER, NY 14605

Table with columns: City / School tax, Nonhomestead, orig asmt, corct asmt, asmt chg, orig exmt, corct exmt, exmt chg, tax year, tax rate, amt cancelled. Rows include City and School for years 2018-2022.

Embellishments / Refuse

Table with columns: Year, orig units, corct units, 2022 billed/cancelled, 2021 billed/cancelled, 2020 billed/cancelled, 2019 billed/cancelled. Rows include SC400, RP600, SP700, HSR, Delinquent Refuse, City tax, School tax, Grand total.

Table with columns: Rates, 2021, 2020, 2019, 2018, Total cancelled all years: 9,357.64. Rows include SC400, RP600, SP700, HSR.

Reason for cancellation

Refuse charges were billed through 500 N Clinton Ave for Baden St Settlement and Baden St recreation center while the Settlement occupied 485 N Clinton Ave. In 2018 Baden street settlement moved out of the rec center and the bills should have split from the SBL above, but were not. Charges for the rec center 8yd service were billed to 500 N Clinton Av in error. Need to remove the charges for service at 485 N Clinton Av off the tax bills for 500 N Clinton Ave.

Signatures required for approval

Signatures and dates for Originating Department (8/25/22), Bureau of Treasury (9/12/22), and Bureau of Assessment (9/6/22).

Signatures and dates for Law Department (9/8/22), Director of Finance, and Completed (Treasury).

11:45:31 Tuesday, September 6, 2022

500 N Clinton Av Baden St

TRASMQY TXR - ASSESSMENTS AND TAX ADDITIONS DATE: 09/06/2022 <

SBL NUMBER 106 550 0001 022 000 0000 MG TAX YEAR 2022  
ADDRESS 0476-500 N CLINTON AV

TAX RATE TYPE: NON-HOMESTEAD

ASSESSMENT	CITY	SCHOOL
LAND ONLY	42,000	42,000
LAND&IMPRVMTS	751,900	751,900
EXEMPTIONS	751,900	751,900
TAXABLE VALUE	0	0
-- EXEMPTIONS --		

CITY TAX	0.00
SCHOOL TAX	0.00
REFUSE AMOUNT	0.00
TAX ADDITIONS	3,709.73
TOTAL TAXES	3,709.73
-- TAX ADDITIONS --	
HAZARD SDWLK REPLACE	238.29
ROADWAY SNOW PLOW	953.17
STREET MAINT. FULL	341.65
SIDEWALK SNOW PLOW	342.29
DELINQUENT REFUSE	1,834.33

7/20 - 6/22  
billing

Billing from  
485 N Clinton

STAR SVNGS C: 0.00 S: 0.00 TOTAL: 0.00 TRUE AMT: 29,322.75  
 PF13-NAME/ADDR PF15-ADJMTS PF16-ACCT BAL PF17-PAYMNTS  
 PF18-PAY RCPT PF19-PRIOR ADDN PF20-MORE ADDNS PF12-RETURN TO RIACCD

moved out of  
485 N Clinton in 2018



11:53:57 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - DUPLICATE BILL DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0000 / 1 DATE: 2021/07/01

BILLING ADDRESS

PICKUP ADDRESS:

BADEN STREET SETTLEMENT

0485 N CLINTON

AV

RICK CHRISTOPHER

152 BADEN ST

BILLING PERIOD

CASH DATE

ROCHESTER, NY 14605

07/01/21 / 09/30/21

05/19/21

PREV BAL: 1761.49 LATE CHG: 52.84 PAYMENTS: 0.00

ADJUST: 1814.33- CURR SERV: 881.14 NET DUE: 881.14

GROSS: 907.57 DUE DATE: 08/09/21

----- CURRENT SERVICES -----

UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00

*- Incorrect billing*

TOTAL 881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP PF14-SERV LIST PF15-DUP ADJ PF21-ADR LIST PF22-NAME LIST

*+20 ATT bee*

11:56:35 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - ~~DUPLICATE BILL~~ DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0000 / 0 DATE: 2021/07/01

BILLING ADDRESS

PICKUP ADDRESS:

BADEN STREET SETTLEMENT

0500 N CLINTON

AV

RICK CHRISTOPHER

152 BADEN ST

BILLING PERIOD

CASH DATE

ROCHESTER NY

14605

07/01/21 / 09/30/21

02/22/21

PREV BAL: 52.03- LATE CHG: 0.00 PAYMENTS: 0.00

ADJUST: 0.00 CURR SERV: 881.14 NET DUE: 829.11

GROSS: 853.98 DUE DATE: 08/09/21

----- CURRENT SERVICES -----

UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00
1	1.0 CU	13	B CORRU	0.000	0.00	0.00

TOTAL

881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP

PF14-SERV LIST

PF15-DUP ADJ

PF21-ADR LIST

PF22-NAME LIST

*Correct billing*

TRASMQY TXR - ASSESSMENTS AND TAX ADDITIONS DATE: 09/06/2022 <

SBL NUMBER 106 550 0001 022 000 0000 MG  
ADDRESS 0476-500 N CLINTON AV

TAX YEAR 2021

TAX RATE TYPE: NON-HOMESTEAD

ASSESSMENT	CITY	SCHOOL
LAND ONLY	42,000	42,000
LAND&IMPRVMTS	751,900	751,900
EXEMPTIONS	751,900	751,900
TAXABLE VALUE	0	0
-- EXEMPTIONS --		

CITY TAX	0.00
SCHOOL TAX	0.00
REFUSE AMOUNT	0.00
TAX ADDITIONS	11,327.08
TOTAL TAXES	11,327.08
-- TAX ADDITIONS --	
STREET MAINT. FULL	389.82
ROADWAY SNOW PLOW	909.15
SIDEWALK SNOW PLOW	318.04
HAZARD SDWLK REPLACE	261.90
DELINQUENT REFUSE	7,344.55
DELINQUENT WATER	2,103.62

7/19 - 6/20 billing

STAR SVNGS C: 0.00 S: 0.00 TOTAL: 0.00 TRUE AMT: 28,817.99  
 PF13-NAME/ADDR PF15-ADJMNTS PF16-ACCT BAL PF17-PAYMNTS  
 PF18-PAY RCPT PF19-PRIOR ADDN PF20-MORE ADDNS PF12-RETURN TO RIACCDS

partial credit

(3686.36) + (20 ATT fee)  
 from 485 N Clinton  
 remainder from  
 500 N Clinton  
 correctly  
 added to  
 tax for  
 non-payment  
 during the year  
 JC

14:13:23 Tuesday, September 6, 2022

RIDUPAJ                    RIS-ADJUSTMENT/CASH DUPLICATE BILL                    DATE 09/06/2022 \*

ACCT/SBL: 106 . 550 - 0001 - 022 . 000 - 0000 / 1 BUILDING NUMBER: 000  
BILL DATE: 2020/07/01

BILLING ADDRESS:

BADEN STREET SETTLEMENT  
RICK CHRISTOPHER  
152 BADEN ST  
ROCHESTER, NY                    14605 - 0000

DATE	SEQ#	TYPE	DESCRIPTION	AMOUNT
2020/05/21	00001	A	ADDED TO 20-21 TAX	3,686.36-

Fy 21  
Incorrect billing  
from 485 N Clinton Av

PF13-ACCT DISP    PF14-DUP BILL

11:54:03 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - DUPLICATE BILL DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0000 / 1 DATE: 2020/07/01

BILLING ADDRESS  
BADEN STREET SETTLEMENT  
RICK CHRISTOPHER  
152 BADEN ST  
ROCHESTER NY 14605

PICKUP ADDRESS:  
0485 N CLINTON AV

BILLING PERIOD CASH DATE  
07/01/20 / 09/30/20 05/21/20

PREV BAL: 3686.36 LATE CHG: 0.00 PAYMENTS: 0.00  
ADJUST: 3686.36- CURR SERV: 881.14 NET DUE: 881.14  
GROSS: 881.14 DUE DATE: 09/14/20

CURRENT SERVICES						
UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00

*- Wrong acct*

*7/19 - 6/20  
billing*

TOTAL 881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP PF14-SERV LIST PF15-DUP ADJ PF21-ADR LIST PF22-NAME LIST

*+20 ATT fee*

11:56:16 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - DUPLICATE BILL DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0000 / 0 DATE: 2020/07/01

BILLING ADDRESS

BADEN STREET SETTLEMENT

RICK CHRISTOPHER

152 BADEN ST

ROCHESTER NY

14605

PICKUP ADDRESS:

0500 N CLINTON

AV

BILLING PERIOD  
07/01/20 / 09/30/20

CASH DATE  
05/21/20

PREV BAL: 3638.19 LATE CHG: 0.00 PAYMENTS: 0.00

ADJUST: 3638.19- CURR SERV: 881.14 NET DUE: 881.14

GROSS: 881.14 DUE DATE: 09/14/20

----- CURRENT SERVICES -----

UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00
1	1.0 CU	13	B CORRU	0.000	0.00	0.00

TOTAL 881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP PF14-SERV LIST PF15-DUP ADJ PF21-ADR LIST PF22-NAME LIST

*Correct billing*

*legitimate ATT  
for non payment  
during the year*

TRASMQY TXR - ASSESSMENTS AND TAX ADDITIONS DATE: 09/06/2022 <

SBL NUMBER 106 550 0001 022 000 0000 MG TAX YEAR 2020  
ADDRESS 0476-500 N CLINTON AV

TAX RATE TYPE: NON-HOMESTEAD

ASSESSMENT	CITY	SCHOOL
LAND ONLY	42,000	42,000
LAND&IMPRVMTS	751,900	751,900
EXEMPTIONS	751,900	751,900
TAXABLE VALUE	0	0
-- EXEMPTIONS --		

CITY TAX	0.00
SCHOOL TAX	0.00
REFUSE AMOUNT	0.00
TAX ADDITIONS	12,013.55
TOTAL TAXES	12,013.55
-- TAX ADDITIONS --	
STREET MAINT. FULL	491.58
ROADWAY SNOW PLOW	792.72
SIDEWALK SNOW PLOW	289.01
HAZARD SDWLK REPLACE	305.60
DELINQUENT REFUSE	8,025.43
DELINQUENT WATER	2,109.21

*- partial credit*

STAR SVNGS C: 0.00 S: 0.00 TOTAL: 0.00 TRUE AMT: 31,547.38  
 PF13-NAME/ADDR PF15-ADJMNTS PF16-ACCT BAL PF17-PAYMNTS  
 PF18-PAY RCPT PF19-PRIOR ADDN PF20-MORE ADDNS PF12-RETURN TO RIACDS

*(3816.95) includes \$20 ATT fee  
 from billing incorrectly  
 at 485 N Clinton Av.  
 Remainder legitimate  
 from 500 N Clinton Av*

14:13:49 Tuesday, September 6, 2022

RIDUPAJ                    RIS-ADJUSTMENT/CASH DUPLICATE BILL                    DATE 09/06/2022 \*

ACCT/SBL: 106 . 550 - 0001 - 022 . 000 - 0000 / 1 BUILDING NUMBER: 000  
BILL DATE: 2019/07/01

BILLING ADDRESS:

BADEN STREET SETTLEMENT  
RICK CHRISTOPHER  
152 BADEN ST  
ROCHESTER, NY                    14605 - 0000

DATE	SEQ#	TYPE	DESCRIPTION	AMOUNT
2019/05/28	00001	A	ADDED TO 19-20 TAX	3,796.95-

FY20  
Incorrect billing  
from 485 N Clinton Av

PF13-ACCT DISP    PF14-DUP BILL

11:54:20 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - DUPLICATE BILL DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0900 / 1 DATE: 2019/07/01

BILLING ADDRESS  
BADEN STREET SETTLEMENT  
RICK CHRISTOPHER

PICKUP ADDRESS:  
0485 N CLINTON AV

152 BADEN ST  
ROCHESTER, NY

14605

BILLING PERIOD CASH DATE  
07/01/19 / 09/30/19 05/28/19

PREV BAL: 3686.36 LATE CHG: 110.59 PAYMENTS: 0.00

ADJUST: 3796.95- CURR SERV: 881.14 NET DUE: 881.14

GROSS: 907.57 DUE DATE: 08/16/19

----- CURRENT SERVICES -----

UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00

*Incorrect  
billing  
address*

*7/18-6/19  
billing*

TOTAL 881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP PF14-SERV LIST PF15-DUP ADJ PF21-ADR LIST PF22-NAME LIST

*+20 ATT fee*

*3816.95*

11:55:17 Tuesday, September 6, 2022

RIDUPBL REFUSE INFORMATION SYSTEM - DUPLICATE BILL DATE: 09/06/2022

ACCOUNT: 106 . 550 - 0001 - 022 . 000 - 0000 / 0 DATE: 2019/07/01

BILLING ADDRESS PICKUP ADDRESS:  
BADEN STREET SETTLEMENT 0500 N CLINTON AV  
RICK CHRISTOPHER

152 BADEN ST BILLING PERIOD CASH DATE  
ROCHESTER NY 14605 07/01/19 / 09/30/19 06/19/19

PREV BAL: 4085.90 LATE CHG: 122.58 PAYMENTS: 0.00

ADJUST: 4252.56- CURR SERV: 881.14 NET DUE: 837.06

GROSS: 862.17 DUE DATE: 08/16/19

CURRENT SERVICES						
UNITS	SIZE	P/U	MATERIAL	RATE	RENTAL	TOTAL
1	8.0 CU	13	C REFUS	61.600	80.34	881.14
2	95.0 GAL	13	C MIXED	0.000	0.00	0.00
1	1.0 CU	13	B CORRU	0.000	0.00	0.00

TOTAL 881.14

(B=BULK, C=CONTAINER)

PF13-ACCT DISP PF14-SERV LIST PF15-DUP ADJ PF21-ADR LIST PF22-NAME LIST

*Correct  
billing*

*legitimate add to tax  
amount for non-payment  
during the year*

**INTRODUCTORY NO.**

358

Ordinance No.

**Authorizing the cancellation or refund of erroneous taxes and charges**

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

Section 1. The City Treasurer is authorized to cancel the following taxes and charges:

<b>S.B.L. #</b>	<b>Class</b>	<b>Address</b>	<b>Tax Year</b>	<b>Cancelled</b>
106.55-1-22	N	476-500 N. Clinton Ave	2020	\$3,816.95
			2021	\$3,706.36
			2022	\$1,834.33
<b>GRAND TOTAL</b>				<b>\$9,357.64</b>

Refuse charges arising from the Baden Street Settlement's occupancy of 485 N. Clinton Avenue were billed to the account for the property it owns at 476-500 N. Clinton Avenue. However, the refuse charges continued to be charged in this manner to Baden Street Settlement in error after it moved out of 485 North Clinton Avenue in 2018.

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

Section 3. This ordinance shall take effect immediately.



MAYOR 28

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen

Re: Amending the City Arts Policy

Council Priority: Creating and sustaining a culture of vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation amending the Public Arts Policy, which was established in Ordinance No. 2007-468 and amended by Ordinance No. 2009-224, (the Policy). One goal of the Policy is to allocate to public art projects the equivalent of 1% of the funds spent on qualifying City capital projects (the Percent for the Arts). The legislation amends the Policy to fund a broader range of public art, to establish an allocation process for the funding of public art, and to ensure equitable distribution of the funding.

The legislation amends the Policy to:

- Establish, starting in Fiscal Year 2023-24, a new option for supporting “Non-Capital Art”, as described in the Background below, which will be funded by City operating funds. The category of art projects that the existing Policy authorizes to be funded by City Cash Capital will be referred to as “Capital Art”.
- Utilize the City’s annual Capital Improvement Program (CIP) planning process to calculate the Percent for the Arts amount for the next fiscal year and the allocation of that amount among qualifying art projects in accordance with the Policy and contingent upon approval of future budgets.
- Dedicate a minimum of 25% of Percent for the Arts amount to Capital Art each year, except when the minimum amount is waived at the discretion of the Mayor.
- Delete architectural enhancements from eligibility for Percent for the Arts.
- Remove the requirement that the Project Review Committee review and approve applications for Percent for the Arts funding.

Background

The original 2007 legislation stipulated that for certain capital projects using \$1,000,000 or more in City funds, 1% of the total of City funds shall be added to the cost of the project, for the installation of permanent public art. The allocation was to be funded with Cash Capital, beginning with the 2009-10 fiscal year.

Following some financial difficulties with implementation, Ordinance No. 2009-224 amended the City Arts Policy to revise the calculation of the 1% from specific capital projects to all qualifying capital projects and reassign the responsibility for the competitive process for funding of public



art. The policy was further broadened to allow for the use of federal, state, private or other non-City funds towards the annual allocation for art installations and enhancements.

Despite that effort, intended to increase the City's ability to acquire public art and install it equitably throughout the City, challenges with planning and administration have persisted. The City Arts Team (CAT), a multi-department committee created in 2021 and facilitated by the Office of City Planning, has been tasked with reviving the Percent for the Arts program and coordinating annual spending for that program. The Arts and Creative Community Committee (AC<sup>3</sup>), a group of local artists also created in 2021, serves as an ad hoc advisory panel to make recommendations to the City via the CAT until a formal Arts Commission is established, and to support development of an Arts and Cultural Plan. The long-term intent is for an Arts Commission to provide oversight of the Percent for the Arts program. In the meantime, a team of City staff working with the AC<sup>3</sup> will provide that guidance throughout the process. Note that this role is mentioned here for context but is not intended to be formalized in the legislation. See Attachment A for the CAT and AC<sup>3</sup> committee purpose and a list of members.

Through the work of the CAT and AC<sup>3</sup>, concerns have been raised over the current restrictions limiting the funding of public art to permanent physical art installations, the "Art Installations and Enhancements" identified in the legislation, and excluding any non-capital public art, which cannot be funded with Cash Capital. Non-capital public art includes: temporary art (e.g. an art exhibit shown for a season at the library); performance art (e.g. a dance performance at a public park); and arts education (e.g. youth art workshops at an R-Center). Note that in all cases, whether capital or non-capital public art, this funding program must go to art that has a public benefit. Additionally, the devastating impact of COVID-19 on the local arts community has made the City aware of the critical need to improve the efficiency, transparency, and flexibility of our public art investments in order to fully implement the goals of the original legislation as well as those identified in the Rochester 2034 Comprehensive Plan.

A second element of the 2007 City Arts Policy, as amended in 2009, concerning the administration process for the review of applications for competitive funding for arts and cultural activities, the responsibility of the Bureau of Communications and known as the Special Events Funding Application (SEFA), remains unchanged and is not in any manner affected by this amendment.

The changes outlined on page 1 of this transmittal will provide the following benefits:

- New flexibility in the ability to fund all types of public art.
- The ability to calculate an annual amount of public art funding in advance of every fiscal year to better facilitate the competitive process for funding.
- The permanent establishment of an allocation process led by City staff, with assistance from people from the arts and cultural community.
- Ensure that the funding must be used for community-based public art, as opposed to architectural enhancements for public works projects.
- The City's continued commitment to public art with the potential for an Arts Commission to oversee the process and grow the pool of funding.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'M. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans  
Mayor



## **Attachment A Overview of CAT and AC<sup>3</sup>**

### **City Arts Team**

#### Purpose

Convened in April 2021, the *City Arts Team* (CAT) is an interdepartmental committee established to advance various arts-related initiatives for the City. The committee's primary responsibilities are to:

1. develop an arts and cultural plan, which may include a public art master plan;
2. formalize and implement the Percent for the Arts program; and
3. work towards creating an Arts Commission – a formal board to be established through City Charter that will be a long-term solution to guiding future City investments in public art.

In addition, the CAT meetings create internal channels for information sharing that support improved public art management.

#### Members (as of September 2022)

- Kevin Kelley (lead facilitator), Office of City Planning
- Heather Anderson (lead staff), Office of City Planning
- Johanna Brennan, Law Department
- Sara Scott, Department of Recreation and Human Services
- Holly Barrett, Department of Environmental Services
- Ellen Micoli-Soffa, Department of Environmental Services
- Sabrina Boykin, Department of Environmental Services
- Liliana Ruiz, Mayor's Office
- Barbara Pierce, Communications Bureau
- Kara Osipovitch, Office of Special Events
- Kristina Heilgenthaler, Office of Management and Budget

CAT members have prior experience and ongoing involvement in the selection, installation, maintenance, and overall proliferation of public art. Many members of the CAT have substantial experience with public art projects including drafting RFP's for public art projects, managing the process for public art acquisitions and installations, serving on art juries, and negotiating and drafting artist agreements.

The CAT meets on its own and with the Arts and Creative Community Committee (AC<sup>3</sup>, described below) as needed to advance initiatives, obtain feedback, and discuss a wide range of opportunities related to the arts community and public art. These efforts are meant to assist the City in making decisions about the above three primary responsibilities.



## **Arts & Creative Community Committee**

### Purpose

The *Arts & Creative Community Committee* (AC<sup>3</sup>) is a group of stakeholders that represents various artists, genres, venues, and institutions within this critical sector of the Rochester community. Convened in April 2021, this group serves as an advisory panel, similar to a focus group, with the goal of giving feedback and lending their expertise on the projects that are the CAT's primary responsibilities.

The AC<sup>3</sup> also serves as a strong partner in advancing various initiatives through outreach, advocacy, research, and forging connections with other partners. The Office of City Planning facilitates the overall AC<sup>3</sup> process and coordinates with committee co-chairs and the CAT.

### Members (as of September 2022)

- Annette Ramos (Co-Chair), Rochester Latino Theatre Company
- Thomas Warfield (Co-Chair), Rochester Institute of Technology
- Shawn Dunwoody (Co-Chair), Dunwoode Design
- Antonietta Alfano, Come Fly With Me Healing, Alfano Speaking Ventures, Disability Rights Activist/Advocator
- Nile Blunt, Memorial Art Gallery and M Group
- Bleu Cease, Rochester Contemporary Arts Center, First Friday and Make Art Day
- Amanda Chestnut, Roc Arts United
- Reenah Golden, The Avenue Blackbox Theatre and WOC Art Collaborative
- Annette Jiminez-Gleason, Rochester Area Community Foundation
- Kristina Kaiser, The Yards Collective and Public Market
- Olivia Kim, Olivia Kim Studio
- Chris Manelli, Geva Theatre Center and M Group
- Orlando Ortiz, Puerto Rican Festival
- Dan Schneiderman, Maker Faire Rochester

## INTRODUCTORY NO.

359

Ordinance No.

**Amending the Policy on Public Art**

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

Section 1. The Policy on Public Art for the City of Rochester established by Ordinance No. 2007-468, as amended by Ordinance No. 2009-224, is hereby further amended to read in its entirety as follows:

Section 1. Beginning in 2009-10, the City of Rochester will allocate, for projects that involve the expenditure of \$1,000,000 or more in City funds (after all Federal and State reimbursements are considered), 1% of the City funding for public art in projects that meet any of the following criteria:

- The new construction or the major renovation/restoration of a City-owned structure. In the case of historic restoration projects, the incremental cost of the historic materials shall count towards the 1% allocation.
- The reconstruction by the City of an arterial or collector ACstreet.
- The development of a major project not involving a structure but with the expenditure of \$1,000,000 or more in City funds.

The allocation described herein shall be designated as the "Percent for the Arts."

Section 2. In the presentation of the City's annual Capital Improvement Program (CIP) for each fiscal year, 4% of the total amount of City funding committed during the fiscal year for qualifying capital projects shall be the Percent for the Arts amount, which shall be calculated on the basis of the prior fiscal year's expenditures for qualified capital projects as defined in Section 1 herein, shall be allocated and set aside for Art Installation and Enhancements public art projects as follows: (a) for "Capital Art," which shall be funded by Cash Capital and/or any Federal, State or private funds that may be available for said purpose; or (b) beginning in Fiscal Year 2023-24, "Non-Capital Art," including but not limited to temporary art exhibitions, performance art and arts education, which shall be funded by the funds from one or more of the City operating budgets. Said amount may be funded through the Cash Capital Allocation and/or any Federal, State, private or other funds that may be available for said purpose. A minimum of 25% of the total Percent for the Arts allocation for each fiscal year shall be used for Capital Art, provided, however, that the Mayor may waive that requirement for a particular fiscal year at his or her discretion.

Section 3. All public art projects proposed to be funded through the 4% Percent for the Arts program shall be subject to review by the City's Project Review Committee. Project submitted with descriptions shall that specify construction, installation, and maintenance requirements.

~~Section 4. Certain architectural enhancements to a project will be eligible to fulfill the 1% requirement. However, a minimum of 25% of the total fund in any one year shall be used for public art installations.~~

~~Section 5.4. The City shall encourage additional contributions to public art in significant capital projects undertaken by the other public and private entities in the City. The Mayor shall create mechanisms for communicating and encouraging such support through the City's permitting processes.~~

~~Section 6.5. The Mayor shall create an equitable administrative process for the review of applications for competitive funding for arts and cultural activities, to be administered by the Bureau of Communications, using between one and four cycles per year, as deemed appropriate, and identifying in each annual City Budget the total amount to be made available to fund such activities. A report shall be submitted to the City Council each year summarizing the total expenditures for operating support for arts and culture and the recipients of such support.~~

Section 2. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## FINANCE INTRODUCTORY NO.

Malik D. Evans  
Mayor

360

September 22, 2022 LAW 34

TO THE COUNCIL

Ladies and Gentlemen:

Re: Authorizing Priority Bid Assignments

Council Priority: Rebuilding and  
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation authorizing an agreement with the Rochester Land Bank Corporation (the "Land Bank") for the assignment of Land Bank priority bids at City tax foreclosure auctions to the City, when such assignment is determined to be in the best interest of the City. The term of the agreement will be one year. There will be no payment to the Land Bank for this agreement, but the City will acquire real property as a result of the agreement.

In November 2012, pursuant to Ordinance No. 2012-416, the Rochester City Council approved the formation of the Land Bank. Article 16 of the Not-for-Profit Corporation Law (the "Land Bank Act") empowers the Land Bank to acquire real property by utilizing a "preferred bid" at a tax foreclosure auction, whereby properties shall be sold to the Land Bank for the amount of the City's opening bid, regardless of any bids by any other third parties. An amendment to the Land Bank Act in 2016 empowered Land Banks in New York State to assign such preferred bids to the "foreclosing governmental unit", which in the case of the Land Bank, is the City. Such an assignment allows the City to obtain properties that the Land Bank may not otherwise be interested in purchasing due to different priorities. The Council has authorized a "credit bid agreement" pursuant to Ordinance No. 2018-424, whereby the Land Bank must pay the City whenever it exercises a preferred bid. In this case, because the Land Bank will not be taking ownership of the property, no payment from the Land Bank will be required.

For any properties purchased pursuant to the agreement authorized herein, all City taxes and other charges, against properties being sold by the City, will be canceled on the first day of the month following adoption of the ordinance because these charges are the basis for the amount of the City's preferred bid, and because the City would otherwise be required to pay itself for these charges.

Respectfully submitted,

Malik D. Evans  
Mayor



## INTRODUCTORY NO.

360

Ordinance No.

**Authorizing an agreement relating to Land Bank priority bids**

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 Land Bank Corporation (Land Bank) for the City to take assignment of the Land Bank's right to take title to real property that has been the subject of a successful priority bid made by the Land Bank at a real property tax foreclosure auction in accordance with Section 1616(i) of the NYS Not-For-Profit Corporation Law. The City shall accept the assignment and take title only as to such real property and under circumstances determined by the Mayor to be in the best interest of the City. The agreement also shall provide for cooperation between the City and the Land Bank in carrying out the mission of the Land Bank and the development strategies and policies of the City.

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

Section 3. City taxes and other City charges, including water charges, assessed against any property acquired by the City pursuant to the assignment agreement authorized in Section 1 herein are hereby canceled up to the first day of the month following the date of the assignment for the reason that such charges are required by law to be included in the amount of the priority bid tendered at the foreclosure auction.

Section 4. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.**

**Malik D. Evans**  
Mayor

361

September 29, 2022 NBD 18

TO THE COUNCIL

Ladies and Gentlemen:

Re: Project Agreement with Rochester Land Bank Corporation for Procurement Services

Council Priority: Rebuilding and Strengthening Neighborhood Housing

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation authorizing the Mayor to enter into an agreement with the Rochester Land Bank Corporation (Land Bank) for shared services to conduct a bid process to stabilize a property owned by the Land Bank for a term of one year, with an option to renew for an additional one-year term, to commence upon execution of the agreement.

Sections 1607(a)(7) and (8) of the Land Bank Act grant the Land Bank the power to enter into contracts necessary to the performance of its duties, including contracts that provide for a municipality or municipal agency to perform specified functions on behalf of the Land Bank;

In March 2022, the Land Bank purchased the vacant, single-family structure at 88 Rosemary Street from a third-party tax lien purchaser using grant funds awarded under the Community Revitalization Initiative Program. The Land Bank purchased the property with the intent to return it to owner-occupancy. Inspection of the property has revealed that the condition is such that repair would be prohibitive to a purchaser who does not intend to use the property to generate income. The referenced agreement would allow the City to conduct the bid process and contract management to allow the Land Bank to stabilize the property by installing a new roof. This direct intervention may bring remaining rehabilitation costs into a range that would make it a reasonable investment for a purchaser who intends to occupy the property.

The City is uniquely qualified to engage a qualified contractor in accordance with the Land Bank's Procurement Policy. All costs for the repair will be paid by the Land Bank and no cost will be incurred by the City. Approval of this project agreement will allow the Land Bank to make every effort to ensure that the property is rehabilitated and sold in keeping with the character of this largely owner-occupied neighborhood.

Respectfully submitted,

Malik D. Evans  
Mayor



**Authorizing a shared services agreement with the Land Bank for property stabilization**

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

Section 1. The Mayor is hereby authorized to enter into a shared services agreement with the Rochester Land Bank Corporation (Land Bank) for the City to conduct a bid process to stabilize a property owned by the Land Bank (Project). The term of the agreement shall be one year, with the option to extend for up to one additional one-year term.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.**

**362**

**Malik D. Evans**  
Mayor

September 29, 2022      NBD 19

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement - LaBella Associates D.P.C - Bull's Head  
EPA-funded Multipurpose Grant Project

Council Priority: Rebuilding and Strengthening  
Neighborhood Housing

Comprehensive Plan 2034 Initiative Area: Reinforcing  
Strong Neighborhoods

Transmitted herewith for your approval is legislation related to environmental investigation and cleanup services at 42 York Street and 835-855 West Main Street (the Sites). This legislation will establish \$760,000 as maximum compensation for an agreement with LaBella Associates D.P.C. (Jeff Roloson, President) headquartered at 300 State Street, Suite 201, Rochester, New York, 14614 (LaBella), for environmental investigation and cleanup services.

The cost of the agreement will be financed from \$760,000 in U.S. Environmental Protection Agency (USEPA) brownfield cleanup grant funds appropriated in Ordinance 2021-346. The remaining portion of the \$800,000 USEPA grant appropriation will be used to reimburse the City for staff, supply, travel and other costs required to conduct the project.

42 York Street is a .48-acre City-owned parcel consisting of an unused paved parking lot. The property contains fill material with ash layers that are considered non-hazardous industrial regulated waste. Heavy metals and SVOCs identified in the soil/fill material on this property impede redevelopment, present geotechnical challenges, and will require off-site disposal at an approved regulated landfill facility. USEPA grant funds for 42 York Street will be utilized for additional environmental investigation activities and cleanup activities.

835-855 West Main Street (aka: "Bull's Head Plaza") is a 4.22-acre City-owned parcel occupied by a 94,097sf commercial/retail shopping plaza and a paved parking lot. The plaza is 65% vacant. Initial environmental investigation identified contamination including chlorinated VOCs in soil and groundwater, as well as heavy metals and SVOCs in fill material and soil. USEPA grant funds for 835-855 West Main Street will be utilized for additional environmental investigation activities. Future use of the Sites is anticipated to consist of mixed-use redevelopment (residential and/or commercial) in accordance with the City's Bull's Head Revitalization initiative.

On July 7th, 2022, the City issued a request for proposal (RFP) for environmental investigation and cleanup services at the Sites, the summary of which is attached. LaBella was selected based on the quality and scope of its proposal, experience with USEPA funded projects, the proposed project team, previous involvement in the Bull's Head Revitalization project and reasonableness of its estimated cost.

The term of the agreement is four years with the option to renew for up to one additional year upon the mutual written consent of the parties.

Respectfully submitted,

Malik D. Evans







**Consultant Selection Process Summary**

**Department:** Neighborhood and Business Development

**Project / Services sought:** Environmental investigation and cleanup at 42 York Street and environmental investigation at 835-855 West Main Street as part of the Bull's Head Brownfield Opportunity Area (BOA) revitalization project, under an Environmental Protection Agency (EPA) multipurpose grant.

**Consultant Selected:**

Firm Name	Address
LaBella Associates	300 State Street, Suite 201, Rochester, NY 14614

**Method of selection:**      X      Request for Proposal [*Complete 1-6*]  
   \_\_\_    Request for Qualifications [*Complete 1-6*]  
   \_\_\_    From the NY State Department of Transportation list of pre-approved regional engineering firms [*Complete 4-5*]

**1. Date RFP issued (and posted on City web site):** July 7, 2022

**2. The RFP was also sent directly, via e-mail to:**

Firm Name	Address
Barton and Loguidice	11 Centre Park, Suite 203, Rochester, NY 14614
Bergmann	280 East Broad Street, Suite 200, Rochester, NY 14604
Day Environmental	1563 Lyell Avenue, Rochester, NY 14606
Fisher Associates	180 Charlotte Street, Rochester, NY 14607
LaBella Associates	300 State Street, Suite 201, Rochester, NY 14614
LiRo Group	85 Allen Street, Suite 300, Rochester, NY
Lu Engineers	339 East Avenue, Suite 200 Rochester, NY 14604
Ramboll	333 West Washington Street, Syracuse, NY 13202
Stantec Consulting	61 Commercial Street, Suite 100, Rochester, NY 14614

**3. Proposals were received from:**

Firm Name	Address
Day Environmental	1563 Lyell Avenue, Rochester, NY 14606
LaBella Associates	300 State Street, Suite 201, Rochester, NY 14614
Lu Engineers	339 East Avenue, Suite 200 Rochester, NY 14604
Stantec Consulting	61 Commercial Street, Suite 100, Rochester, NY 14614

**4. Evaluation criteria:**

Four (4) proposals were received and reviewed. All proposing firms were found to be adequately qualified to complete the work requested in the RFP. LaBella Associates was selected for the project as per the following evaluation criteria metric:

Firm Name	Team Qualifications	Firm Experience	Technical Proposal	Workforce & MWBE Goals*	Total Score
<b>Max Points</b>	<b>50</b>	<b>8</b>	<b>40</b>	<b>Added Points</b>	
Day Environmental	45	7	32	14.1	97.4
LaBella Associates	46	7	31	17.0	102.0
Lu Engineers	43	6	31	16.1	96.8
Stantec Consulting	46	7	28	16.1	96.8

- \* For workforce goals, 10% of points subtotal added if the proposal meets/exceeds the City's workforce goals.

For MWBE goals, a consultant's score received added points based on one of the following, as applicable:

- Prime contractor is an MWBE firm: 10% of points subtotal added
- Consultant uses 10-20% MWBE subcontractors: 5% of points subtotal added
- Consultant uses more than 20% MWBE subcontractors: 10% of points subtotal added

**5. Review team included staff from:** Two (2) DES Division of Environmental Quality (DEQ) staff members and one member from Neighborhood and Business Development (NBD).

**6. Additional considerations/explanations:** N/A

**7. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals:**

MWBE Officer Initials: *SMD* Date: 9/13/2022

## INTRODUCTORY NO.

362

Ordinance No.

**Authorizing an agreement relating to environmental investigation and cleanup activities in the Bull's Head area**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with LaBella Associates D.P.C. for environmental investigation and cleanup services on City-owned properties in the Bull's Head area (Project). The term of the agreement shall be four years with the option to extend for one additional one-year period. The maximum compensation for the agreement shall be \$760,000, which shall be funded by the grant funds appropriated for the Project in Ordinance No. 2021-346.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.  
363**

Malik D. Evans  
Mayor

September 29, 2022 NBD 20

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2021-22 American Rescue Plan Act funding –  
Healthy Food Loan and Grant Program.

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation related to the receipt and use of American Rescue Plan Act (ARPA) funding to assist both for profit and non-profit businesses through the Healthy Food Loan and Grant Program. This legislation will:

- 1) Appropriate \$5,000,000 in ARPA funding to fund the Healthy Food Loan and Grant Program.
- 2) Authorize loan and grant agreements with businesses and non-profit organizations necessary to implement the program.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This program was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This program is an eligible use of ARPA funding per the following SLFRF Final Rule expenditure category as adopted by the United States Department of the Treasury: 2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety.

The City will use \$5 million in ARPA funds to invest in activities that increase healthy food access for low-income residents and/or in areas with limited healthy food retail. The challenges around food access and healthy eating in city neighborhoods are complex. Solutions will need to be creative and multi-pronged, and should build on local assets such as the Public Market and International Plaza, local farmers and food based entrepreneurs, existing local businesses, innovative non-profits, and other resources. The City proposes investing in activities across three distinct focus areas:

- **Invest in existing city-based businesses to expand healthy food access:** help existing city businesses add more healthy foods by providing grants, loans, and various forms of technical and logistical assistance, such as fostering connections between retailers and wholesalers at the Public Market, and connecting businesses with City and community resources with business planning, marketing, design and other assistance.
- **Attract new healthy food retail businesses to target areas:** develop an incentive package of financial and other supports that attract new supermarkets, green grocers, restaurants, or other healthy food business to areas of the city with limited food retail.



- **Implement innovative, alternative food retail models:** invest in non-profit models that expand healthy food access like "click and collect," mobile markets, social purpose grocers, subsidized farm shares for low-income residents and other innovative concepts. (See Attachment A for a description of these concepts.)

Financial assistance for new or existing businesses will be application based, with eligibility tied to healthy food and economic development benefits associated with each project. Grants and loans to implement innovative non-profit food access initiatives will be awarded through a competitive RFP process. Sustainability beyond the ARPA funding period will be a goal for all projects receiving funding through this initiative.

The City will research successes, failures, best practices, and lessons learned from other cities to inform more detailed program design within each of the three focus areas. The Rochester Food Policy Council will be engaged in this research and serve as a focus group to inform strategies pertaining to this initiative. (See Attachment B for a list of members comprising the Food Council and the City's Internal Team.)

The City may also reserve a small portion of the \$5 million to conduct a citywide assessment and plan related to healthy food access. Insufficient access to healthy food is a significant and complex challenge that will take much more than \$5 million to fully address, so a plan could help inform additional policies and strategies that the City should pursue. Such a plan would collect baseline data and knowledge about food and food access recommendations that – along with lessons learned from implementing this initiative could inform City policies, strategies, and activities to improve healthy food access going forward. The Rochester Food Policy Council would be a key partner in this process if the City moves forward with developing a plan.

Metrics upon the number of businesses assisted and jobs created will result in more detail as the programs are rolled out.

Respectfully submitted,



Malik D. Evans  
Mayor

## ATTACHMENT A

### Overview of Innovative Alternative Food Models

**Click and Collect:** The concept of enabling shoppers to purchase items online and pick them up at stores. This merges ecommerce and brick and mortar businesses to provide efficient access to products and services.

**Mobile Markets:** Mobile food markets bring food and grocery items directly to the community and its residents. This concept is different from traditional grocery shopping where consumers are required to commute to physical locations. The mobile market can provide fresh food to residents who may not have direct access to physical grocery stores.

**Social Purpose Grocers:** Organizations who have a goal of providing affordable and healthy food options to residents who often do not have access to them.

**Subsidized Farm Shares:** A subsidized share program is a way to make fresh, affordable, local produce available to residents who may have limited incomes and access to them.

**Attachment B**  
**Rochester (ROC) Food Policy Council**  
**(as of 9/12/2022)**

Rosa Luciano, Chair, ROC Food Policy Council  
Jasmine Chastine, Vice-Chair, ROC Food Policy Council; and Environmental Education Specialist, City of Rochester  
Elizabeth Henderson, Peacework Farm (first community supported agriculture farm in Rochester area)  
Mike Henry, Development Associate, Salvation Army of Greater Rochester  
Josie McClary, Monroe County, County Executive's Office  
Dr. Celia McIntosh, Neurology Nurse Practitioner, Rochester Regional Health  
Nathaniel Minch, Researcher, UB Healthy Communities and Food Systems Lab  
Laura Fox O'Sullivan, President, The Commissary; and Vice President, Rochester Downtown Development Corporation  
Ashley Smith, City Resident, began a Community Garden  
Luis Zarate, Community Schools Coordinator for Center for Youth, School 45

**Administrative Members**  
**(as of 9/12/2022)**

Mike Bulger, Healthy Communities Coordinator for the Healthi Kids Coalition, Common Ground Health  
Elizabeth Murphy, Associate Administrative Analyst, City of Rochester's Planning Office  
Julia Tedesco, President & CEO, Foodlink

**City of Rochester Internal Coordination Team**  
**(9/12/2022 – Current)**

Patrick Cunningham, Deputy Mayor  
Tamara Mayberry, Chief of Staff  
Dana Miller, Commissioner of NBD  
Barbara Pierce, Director of Communications  
Erik Frisch, Deputy Commissioner of NBD  
Thad Schofield, Director of Business Development  
James Farr, Director of Public Market  
Liliana Ruiz, Director of Special Projects and Educational Initiatives  
John Brach, Assistant to the Mayor  
Kevin Kelley, Manager of Planning  
Angela Rollins, Financial Empowerment Initiatives Coordinator  
Andrew Creary, Municipal Attorney  
Elizabeth Murphy, Associate Administrative Analyst

INTRODUCTORY NO.

363

Ordinance No.

**Appropriating American Rescue Plan Act funds and authorizing loan and grant agreements for the Healthy Food Loan and Grant program**

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

Section 1. The Council hereby authorizes the receipt and use of \$5,000,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement the Healthy Food Loan and Grant program (Program).

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such additional documentation as may be necessary to fund and carry out the Program.

Section 3. The Mayor is hereby authorized to enter into loan and grant agreements with beneficiaries and subrecipients to implement the Program. All such agreements shall be contingent on compliance with federal regulations and shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 4. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**NEIGHBORHOOD &  
BUSINESS DEVELOPMENT  
INTRODUCTORY NO.**

364

Malik D. Evans  
Mayor

September 29, 2022 NBD 32

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appointment – Rochester Preservation Board

Transmitted herewith for your approval is legislation confirming the appointment of one full-time member to the Rochester Preservation Board. She is filling a vacant seat for a term that will expire on May 31, 2024.

<u>Name</u>	<u>District Represented</u>
Allison C. Hinman	East (14607)

Resume is on file with the City Clerk.

Respectfully submitted,

Malik D. Evans  
Mayor



**INTRODUCTORY NO.**

364

Resolution No.

**Resolution approving appointment to the Rochester Preservation Board**

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

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

<b>Name</b>	<b>District Represented</b>	<b>Affiliation</b>
Allison C. Hinman	East	Susan B. Anthony House

Section 2. This resolution shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

**365**

**Malik D. Evans**  
Mayor

DES01

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: East Main Street Improvement Project  
(North Goodman Street to Culver Road)

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

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the East Main Street Improvement Project. This legislation will:

1. Appropriate \$434,546 in anticipated reimbursements from the New York State Marchiselli Aid Program to finance a portion of the construction and Resident Project Representation (RPR) services for the project; and,
2. Amend Section 4 of Ordinance No. 2020-357, as amended by Ordinance No. 2021-298, which established funding for an agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for Resident Project Representation (RPR) services related to this project, by reducing \$32,404.09 of street bonds authorized in Ordinance No. 2020-358, reducing \$75,000 of federal funding appropriated by Ordinance No. 2021-298, and replacing with \$2,440 of water bonds authorized in Ordinance No. 2020-359, \$52,608.09 Empire State Development funds appropriated by Ordinance No. 2020-357, \$810 of 2020-21 Cash Capital, and \$51,546 of the New York State Marchiselli Aid appropriated herein.

Funding is being redistributed between construction and RPR to provide for a more equitable split of the various aid sources.

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

Street improvements include, but is not limited to street reconstruction, new sidewalks and curb ramps, bicycle accommodations, driveway aprons, receiving basins, water main, water services, hydrants, lighting, signals, signage, pavement markings, tree plantings, and other streetscape improvements.

Construction started in early 2021 and is anticipated to be substantially complete in fall 2022.



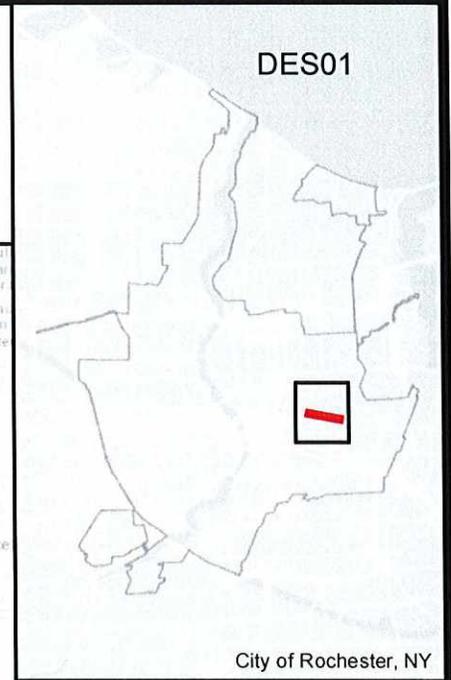
Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'M. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans  
Mayor

# EAST MAIN STREET RECONSTRUCTION

East Main Street - N Goodman St to Culver Rd



DES01

City of Rochester, NY



**EAST MAIN STREET**

**PROTECTED BIKE LANES  
EACH SIDE BEHIND CURB**



City of Rochester, NY  
Lovely A. Warren, Mayor

365

Ordinance No.

**Appropriating Marchiselli funds and amending prior ordinances relating to the East Main Street Improvement Project (North Goodman Street to Culver Road)**

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

Section 1. The Council hereby appropriates \$434,546 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund a portion of the construction and Resident Project Representation services for the East Main Street Improvement Project (North Goodman Street to Culver Road) (the Project).

Section 2. Section 4 of Ordinance No. 2020-357, as amended by Ordinance No. 2021-298, is hereby amended further to read as follows:

Section 4. The Mayor is hereby authorized to enter into a professional services agreement with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. to provide resident project representation services for the Project. The maximum compensation for the agreement shall be \$1,750,000, which shall be funded in the amounts of ~~\$675,980~~ \$600,980 from the FHWA reimbursements appropriated in Section 1 hereof of Ordinance No. 2020-357, ~~\$439,040~~ \$406,635.91 from the proceeds of City bonds authorized for the Project in 2020-358, ~~\$176,330~~ \$178,770 from the proceeds of City bonds authorized for water line and water service improvements related to the Project in Ordinance No. 2020-359, \$52,608.09 in Empire State Development funds appropriated in Ordinance No. 2020-357, \$51,546 of the Marchiselli Aid appropriated to the Project in an ordinance approved in October, 2022, \$10,050 in 2019-20 Cash Capital, \$810 in 2020-21 Cash Capital, \$122,000 in NYS Marchiselli Aid appropriated in Ordinance No. 2021-213 and \$326,600 in FHWA reimbursements appropriated in ~~an ordinance approved in September, 2024~~ Ordinance No. 2021-298. The term of the agreement shall continue to six months after final completion of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined



DES02

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: 2024 Preventive Maintenance Project  
State Street (Inner Loop to Lyell Avenue), Exchange  
Boulevard (Ford Street to Basin Street), Ford Street  
(South Plymouth Avenue to Ford Street Bridge)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the 2024 Preventive Maintenance Project. This legislation will:

1. Appropriate \$83,985 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of the engineering design and construction administration services for the project; and,
2. Amend Section 1 of Ordinance No. 2022-209, which established funding for an agreement with C & S Engineers, Inc. for engineering design and construction administration services by reducing \$83,985 of 2021-22 Cash Capital and replacing those funds with the NYS Marchiselli Aid appropriated herein.

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

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

It is anticipated that construction will begin in spring 2024 with substantial completion in fall 2024.

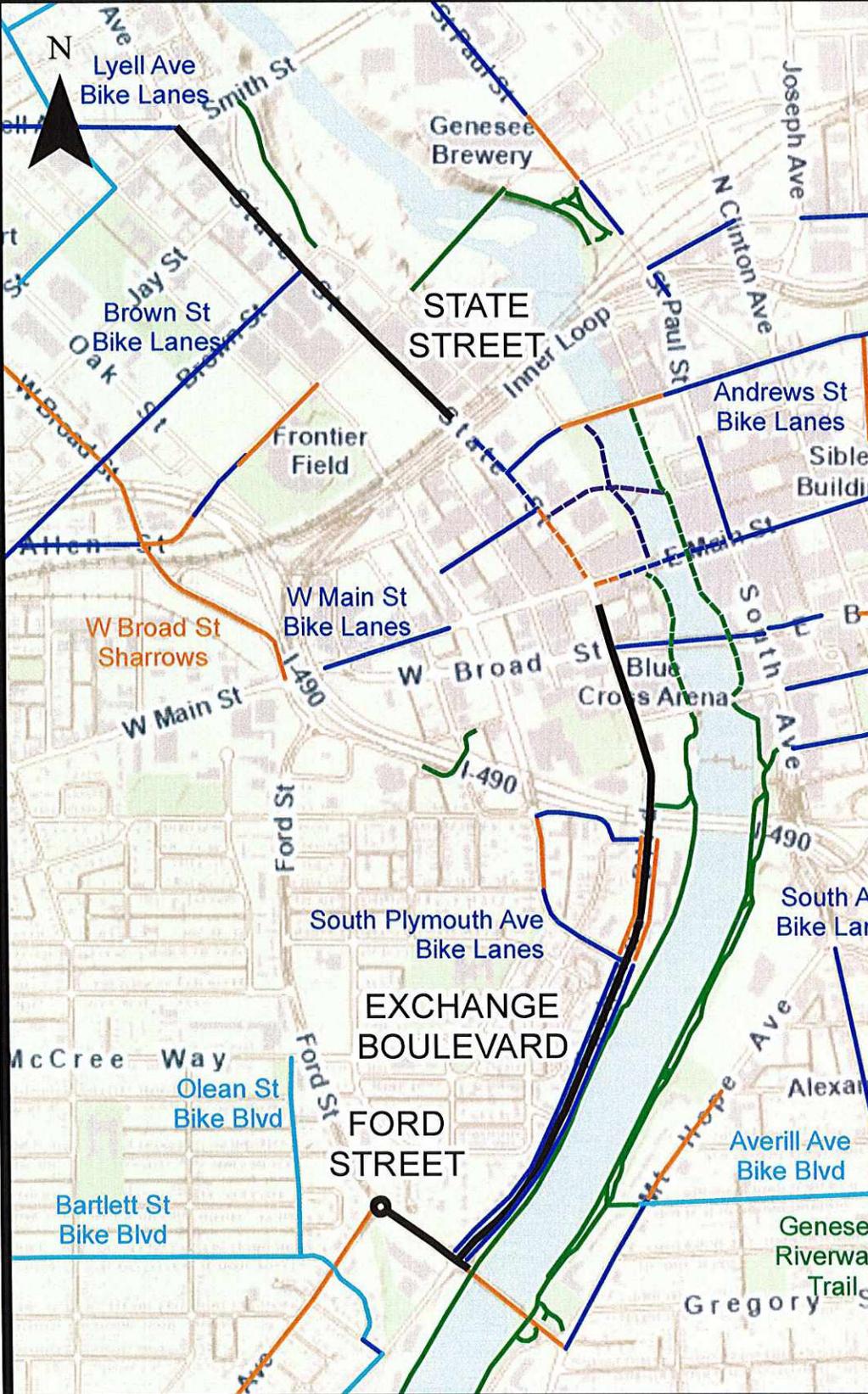
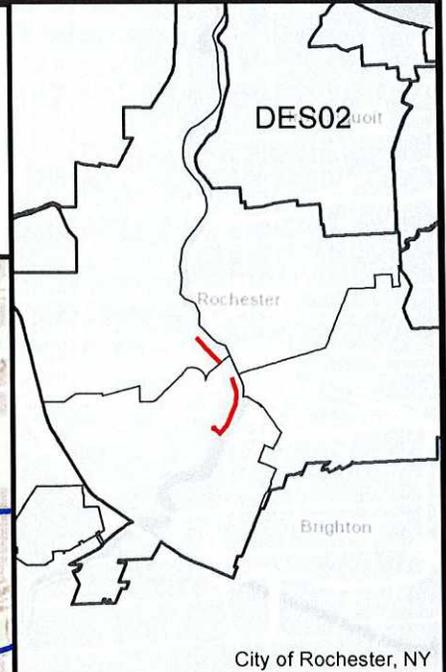
Respectfully submitted,

Malik D. Evans  
Mayor



# 2024 PREVENTIVE MAINTENANCE PROJECT

State Street - Inner Loop to Lyell Ave  
 Exchange Boulevard - Ford St to Basin St  
 Ford Street - S Plymouth Ave to Exchange Blvd



**Legend**

- Existing Trail (Multi-Use)
- Existing Cycle Track
- Existing Bike Lanes
- Existing Shared Use Lanes
- Existing Bicycle Boulevard
- - - Charles Carrol Project Multi-Use Trail
- - - Future Trail Connection
- - - Future Bike Lanes
- - - Future Shared Use Lanes
- Project Location



City of Rochester, NY  
 Malik D. Evans, Mayor  
 Rochester City Council

366

Ordinance No.

**Appropriating Marchiselli funds and amending Ordinance No. 2022-209 relating to the 2024 Preventive Maintenance Project**

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

Section 1. The Council hereby appropriates \$83,985 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund a portion of the engineering design and construction administration services for the 2024 Preventive Maintenance project for State Street (Inner Loop to Lyell Avenue), Exchange Boulevard (Ford Street to Basin Street), Ford Street (South Plymouth Avenue to Ford Street Bridge) (the Project).

Section 2. Section 1 of Ordinance No. 2022-209, authorizing an agreement related to the Project, is hereby amended further to read as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with C & S Engineers, Inc. for engineering design and construction administration services related to the 2024 Preventive Maintenance project for State Street (Inner Loop to Lyell Avenue), Exchange Boulevard (Ford Street to Basin Street), Ford Street (South Plymouth Avenue to Ford Street Bridge) (Project). The maximum compensation for the agreement shall be \$559,900, which shall be funded in the amounts of \$447,920 from Federal Highway Administration funds appropriated for the Project in Ordinance No. 2022-105, \$83,985 in Marchiselli Aid appropriated to the Project in an ordinance approved in October, 2022 and ~~\$144,980~~ \$27,995 from 2021-22 Cash Capital. The term of the agreement shall extend until six months after final acceptance of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined



DES03

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Genesee Street Reconstruction Project  
(Elmwood Avenue to Brooks Avenue)

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation related to the Genesee Street Reconstruction Project. This legislation will:

1. Appropriate \$105,150 in anticipated reimbursements from the New York State (NYS) Marchiselli Aid Program to finance a portion of engineering design and construction administration services for the project; and,
2. Amend Section 3 of Ordinance No. 2021-320, as amended by Ordinance No. 2022-106, which established funding for an agreement with Stantec Consulting Services Inc. to provide design, construction administration and right-of-way acquisition services for the Project, by reducing \$29,465 of 2020-21 Cash Capital and reducing \$75,685 of 2021-22 Cash Capital and replacing those funds with the New York State Marchiselli Aid appropriated herein.

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

The project will include, but is not limited to pavement reconstruction, curbs, sidewalks, curb ramps, catch basins, manhole frames and covers, water main, water services, water anodes, hydrants, telecommunications conduit, street lighting, signal upgrades, signage, tree plantings, and other various streetscape improvements. The addition of on-street bicycle facilities and curb bump-outs will be evaluated during preliminary design. These improvements will enhance traffic safety and efficiency, improve the surface drainage and riding quality of the roadway, improve accessibility, and enhance the streetscape.

It is anticipated that construction will begin in spring 2024 with substantial completion in fall 2025.

Respectfully submitted,

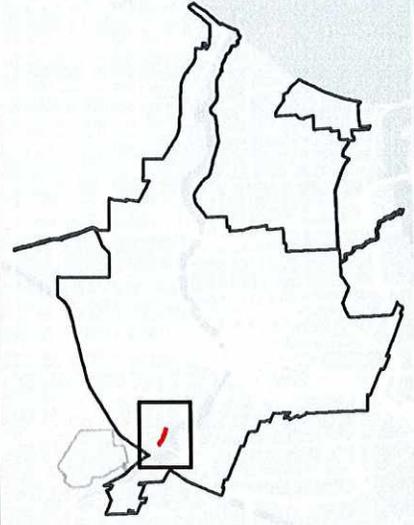
Malik D. Evans  
Mayor



# Genesee Street Reconstruction Project

Genesee Street - Elmwood Ave to Brooks Ave

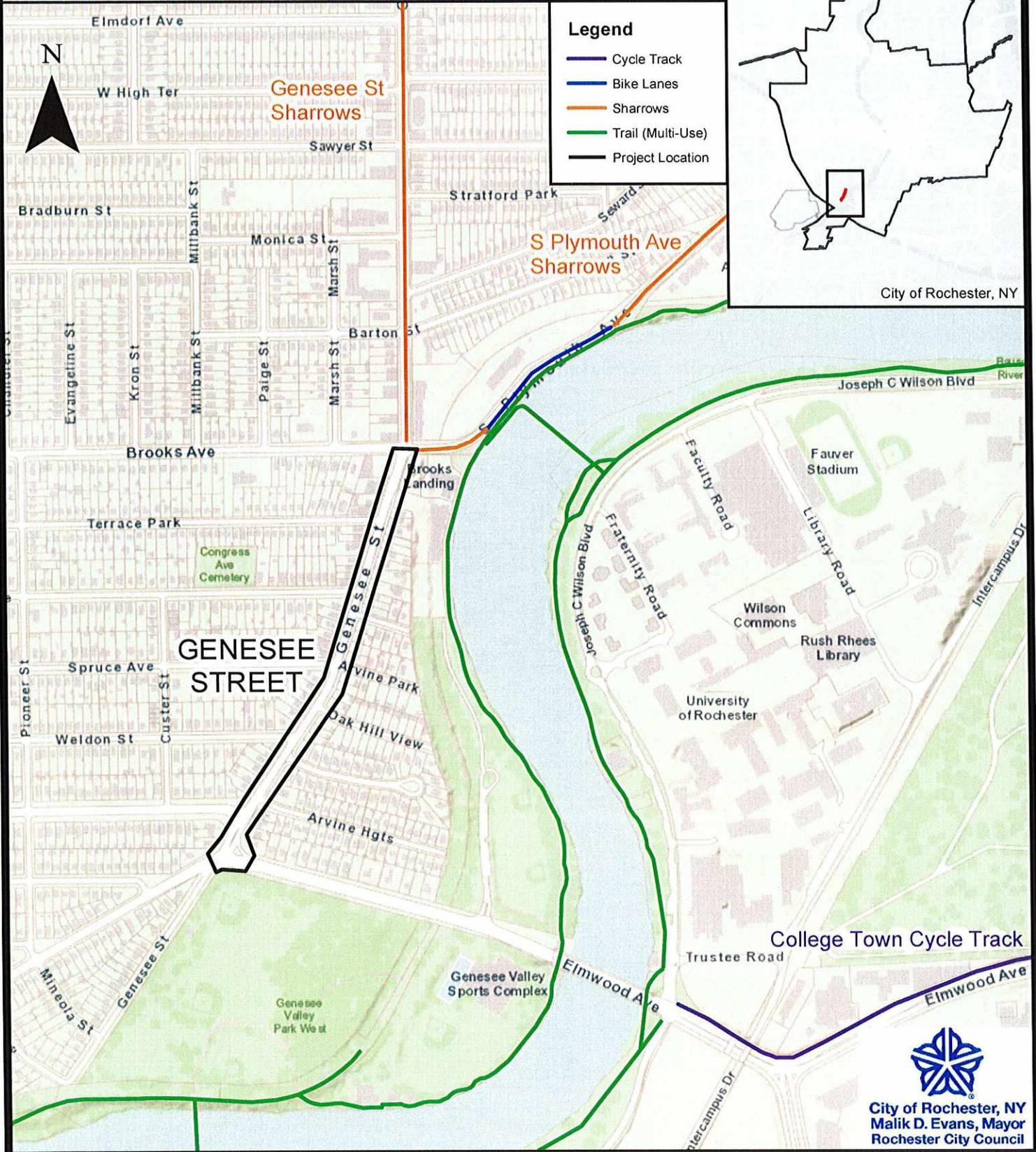
DES03



City of Rochester, NY

### Legend

- Cycle Track
- Bike Lanes
- Sharrows
- Trail (Multi-Use)
- Project Location



City of Rochester, NY  
Malik D. Evans, Mayor  
Rochester City Council

367

Ordinance No.

**Appropriating Marchiselli funds and amending prior ordinances relating to the Genesee Street Reconstruction Project**

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

Section 1. The Council hereby appropriates \$105,150 in anticipated reimbursements from the New York State Marchiselli Aid Program to fund a portion of the engineering design and construction administration services for the Genesee Street Reconstruction Project (Elmwood Avenue to Brooks Avenue (the Project)).

Section 2. Section 3 of Ordinance No. 2021-320, as amended by Ordinance No. 2022-106, is hereby amended further to read as follows:

Section 3. The Mayor is hereby authorized to enter into a professional services agreement with Stantec Consulting Services Inc. to provide design, construction administration and right-of-way acquisition services for the Project. The maximum compensation for the agreement shall be \$800,000, which shall be funded in the amounts of \$560,800 from FHWA reimbursements appropriated in Section 2 ~~herein~~ of Ordinance No. 2021-320, \$105,150 in Marchiselli Aid appropriated for the Project in an ordinance approved in October, 2022, ~~\$122,515~~ \$93,050 from 2020-21 Cash Capital and ~~\$146,685~~ \$41,000 from 2021-22 Cash Capital. The term of the agreement shall continue until six months after final acceptance of the Project.

Section 3. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined



DES04

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Carter Street R-Center Roof Replacements

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Comprehensive Plan 2034 Initiative Area:  
Sustaining Green & Active Systems

Transmitted herewith for your approval is legislation establishing \$92,000 as maximum compensation for an agreement with HBT Architects LLP, (Trevor Harrison, C.E.O., 2 Elton Street Rochester, New York) for architectural design services for the Carter Street R-Center Roof Replacement project. The cost of the agreement will be financed from the 2022-23 Cash Capital authorized for this purpose.

The project includes, but is not limited to, roof replacement, skylight repairs, metal roofing evaluation, and roof drainage inspection and repairs at the Carter Street R-Center, to three (3) roofs, which includes the gymnasium, recreation and entry building roofs. The existing roofs are over 25 years old, have chronic leaks, and are out of warranty. The new roofing systems will have a minimum 20-year warranty.

HBT Architects was selected for architectural and engineering design and construction administration services through a request for proposal process, which is described in the attached summary.

This proposed legislation has been developed by the Department of Environmental Services (DES) in collaboration with the Department of Recreation and Human Services (DRHS).

Design is anticipated to begin in early 2023. This legislation will result in the creation and/or retention of the equivalent of 1.0 full-time jobs.

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

Respectfully submitted,

Malik D. Evans  
Mayor



### Vendor / Consultant Selection Process Summary

**Department:** DES/ Bureau of Architecture and Engineering  
**Project / Service Sought:** Carter Street R-Center Roof Replacement  
**Consultant Selected:** HBT Architects  
**Method of Selection:** Request for Proposal (RFP)

1. Date RFP issued (and posted on City web site): June 13, 2022
2. The link to download the RFP was sent directly to: See attached list
3. Proposals were received from:

<u>Firm:</u>	<u>Address:</u>	<u>City/State/Zip:</u>
Clark Patterson Lee	100 South Clinton Av.	Rochester, NY 14604
EI Team	2060 Sheridan Dr.	Buffalo, NY 14223
HBT Architects	2 Elton St.	Rochester, NY 14607
Hunt Engineers	4 Commercial St.	Rochester, NY 14614
Lothrop Associates	333 Westchester Av.	White Plains, NY 10604
Popli Design Group	555 Penbrooke Dr.	Penfield, NY 14526
Richard A. Mauser Arch (RAMA)	91 Pinnacle Rd.	Rochester, NY 14620

#### 4. Evaluation criteria

<u>Criteria</u>	<u>Weighting</u>	<u>Points Possible</u>	<u>Average Points received by HBT Architects</u>
Firm Qualifications	10%	10	7
Technical Proposal	40%	40	29
Team Qualifications	50%	50	35
<b>TOTAL</b>	<b>100%</b>	<b>100</b>	<b>71</b>

#### Additional Evaluation Points:

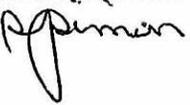
Located within City limits	10% of total = 10
NYS Certified M/WBE firm	10% of total = 0
MWBE subcontractors use (0-10%)	10% of total = 10
Minority Workforce goals met	10% of total = 10

**TOTAL RATING WITH BONUS = 101**

#### 5. Review team included staff from:

DES/Architecture and Engineering (3)

6. **Additional considerations/explanations:** HBT Architect's project proposal highlights the proposed project team's qualifications and relevant experience in roofing projects, along with understanding of the required programmatic requirements of the City.

7. **MWBE Officer has reviewed the recommended firm's proposal for meeting MWBE and Workforce goals.** *MWBE Officer Initials:  Date: 8-17-22*

8. **Letters of invitation and the City's RFP website link were sent to:**

- |   |                                    |
|---|------------------------------------|
| Architectura, P.C.                                | Lothrop Associates LLP Architects  |
| Barkstrom & Lacroix Architects                    | Marques & Associates, P.C.         |
| Bergmann Associates                               | MRB Group                          |
| Bero Architecture, PLLC                           | MJ Dash, Inc.                      |
| C & S Engineers, Inc.                             | Pardi Partnership Architects, P.C. |
| CHA Consulting, Inc.                              | Passero Associates, P.C.           |
| Chaintreuil Jensen Stark Associates               | Peter L. Morse & Associates        |
| Clark, Patterson, Lee Associates                  | PLAN Architectural Studio, P.C.    |
| David Carli Architects                            | Popli Design Group                 |
| Dwyer Architectural LLC                           | Razak Associates                   |
| Edge Architecture, PLLC                           | RHEN-Design-Architecture, LLC      |
| EI Team, Inc.                                     | Richard A. Mauser Architects       |
| Fisher Associates                                 | SEI Design Group                   |
| HABZA Architecture                                | Smith & Associates Architects      |
| HBT Architects                                    | Stantec Consulting Services, Inc.  |
| Hunt Engineers, Architects & Land Surveyors, P.C. | SWBR                               |
| In-Site Architecture                              | T.Y. Lin International             |
| Integrative Design & Architecture                 | The LiRo Group                     |
| LaBella Associates, D.P.C.                        | Wendel Companies                   |

Consultant Invitation for Request for Proposal  
Project: Carter Street R-Center Roof Replacement – Project No. 23031

Jennifer Takatch, A.I.A.,  
Principal/Project Manager  
**Architectura, P.C.**  
17 Pitkin Street, Suite 100  
Rochester, NY 14607

Robert Barkstrom, R.A., A.I.A.  
**Barkstrom & Lacroix Architects**  
50 Chestnut Plaza  
Rochester, NY 14604

Andrew J. Raus, AICP,  
Vice President, Buildings, NY  
**Bergmann Associates**  
**architects//engineers//planners**  
280 East Broad Street, Suite 200  
Rochester, NY 14604

Jenifer Ahrens, R.A.  
**Bero Architecture, PLLC**  
32 Winthrop Street  
Rochester, NY 14607

Craig Jensen, Partner  
**Chaintreuil Jensen Stark Associates**  
54 South Union Street  
Rochester, NY 14607

Todd Liebert, A.I.A., NCARB, Chief Executive Officer  
**Clark, Patterson, Lee Associates**  
205 St. Paul Street, Suite 500  
Rochester, NY 14604

James Newton, Marketing Director  
**DeWolff Partnership Architects, LLP**  
Harro East Bldg.  
400 Andrews Street, Suite 410  
Rochester, NY 14604

Kimberly Dwyer  
**Dwyer Architectural LLC**  
17 Pitkin Street, Suite 200  
Rochester, NY 14607

Allen Rossignol, A.I.A.,  
LEED, AP, President and CEO  
**Edge Architecture, PLLC**  
277 Alexander Street, Suite 407  
Rochester, NY 14607

Daniel J. Habza, A.I.A.  
**HABZA Architecture**  
17 Arnold Park  
Rochester, NY 14607

Trevor M. Harrison,  
Managing Partner  
**hbt Architects**  
2 Elton Street  
Rochester, NY 14607

Ben Gustafson, P.E., Principal  
**Hunt Engineers, Architects & Land Surveyors, P.C.**  
4 Commercial Street, Suite 300  
Rochester, NY 14614

Mr. Noel Chavez, A.I.A.  
**Integrative Design & Architecture**  
250 South Avenue, Suite 100  
Rochester, NY 14614

Michael Konopka, A.I.A.,  
**Konopka Architecture, P.C.**  
1501 East Avenue, Suite 1  
Rochester, NY 14610

Michael A. Winderl, P.E., LEED AP,  
Principal-in-Charge  
**LaBella Associates, D.P.C.**  
300 State Street, Suite 201  
Rochester, NY 14614

Guy LoMonaco, President  
**LoMonaco Associates**  
129 Canterbury Road  
Rochester, NY 14607

Mr. Israel Marques  
**Marques & Associates, P.C.**  
930 East Avenue, Suite 1000  
Rochester, NY 14607

James J. Oberst, P.E.  
Executive Vice President/COO  
**MRB Group**  
145 Culver Road Armory, Suite 160  
Rochester, NY 14620

Scott Fiske, R.A., A.I.A.,  
Vice President  
**Pardi Partnership Architects, P.C.**  
25 Circle Street, Suite 101  
Rochester, NY 14607

Ms. Kim Perry, Marketing Manager  
**Passero Associates, P.C.**  
242 West Main Street, Suite 100  
Rochester, NY 14614

Peter Morse, President  
**Peter L. Morse & Associates**  
875 E. Main Street, Suite 300  
Rochester, NY 14605

Mark A. Pandolf, A.I.A., LEED,  
AP, Principal  
**PLAN Architectural Studio, P.C.**  
250 South Avenue, Suite 100  
Rochester, NY 14604

Roseanne Khaleel, R.A.  
President & CEO  
**RHEN Design Architecture, LLC**  
214 Croydon Road  
Rochester, NY 14610

Richard A. Mauser, R.A., President  
**Richard A. Mauser Architects**  
91 Pinnacle Road  
Rochester, NY 14620

Michael Ebertz, A.I.A.  
Principal-in-Charge  
**SEI Design Group**  
224 Mill Street  
Rochester, NY 14614

Kenneth Smith, A.I.A., President  
**Smith & Associates Architects**  
263 Central Avenue  
Rochester, NY 14605

David Beinetti, Principal  
**SWBR Architecture, Engineering &  
Landscape Architecture, P.C.**  
387 E. Main Street  
Rochester, NY 14604

Mr. James Krapf, P.E.  
**T.Y. Lin International**  
255 East Avenue  
Rochester, NY 14604

John Rigge, P.E., Vice President  
**Barton & Loguidice, D.P.C.**  
11 Center Park, Suite 203  
Rochester, NY 14614

Seth Kauper, P.E.  
**C & S Engineers, Inc.**  
150 State Street, Suite 120  
Rochester, NY 14620

William T. Ewell, Vice President  
**CHA Consulting, Inc.**  
16 W. Main Street, Suite 830  
Rochester, NY 14614

Bruce Wallmann, P.E.,  
Principal Associate  
**Erdman Anthony & Associates, Inc.**  
145 Culver Road, Suite 200  
Rochester, NY 14620

Scott Prior, P.E.  
**Lu Engineers**  
339 East Avenue, Suite 200  
Rochester, NY 14604

~~Brian Danker, P.E., P.E., LEED AP BD+C~~ ~~no longer using : Richard Price~~  
~~**M/E Engineering, P.C.**~~ ~~No Longer using this Firm is outside of City Limits~~  
~~300 Trolley Blvd.,~~ ~~Starting 7.1.19 use 300 Trolley Blvd., & NOT 150 N. Chestnut St., Roch., NY 14604~~  
~~Rochester, NY 14606~~

Anthony M. DiNardo, P.E.,  
Senior Project Engineer  
**O'Brien & Gere**  
Harro East Building  
400 Andrews Street, Suite 710  
Rochester, NY 14604

Helen Kashtan, Marketing Manager  
**Pathfinder Engineers & Architect, LLP**  
134 South Fitzhugh Street  
Rochester, NY 14608

Michael A. Venturo, LS, Principal  
**Prudent Engineering, LLP**  
The Powers Building  
16 W. Main Street, Suite 309  
Rochester, NY 14614

Jeffrey R. Perkins, P.E.  
**The LiRo Group**  
85 Allen Street  
Rochester, NY 14608

Joseph C. Ardieta, P.E.  
**Vanguard Engineering**  
241 Castlebar Road  
Rochester, NY 14610

Ms. Karlee Danek  
**Wendel Companies**  
85 Allen Street, Suite 200  
Rochester, NY 14608

Christine Vargas  
**Vargas Associates Inc.**  
40 Humboldt Street, Suite 101  
Rochester, NY 14609

David Carli  
**David Carli Architects**  
4578 Broadway St  
East Bethany, NY 14054

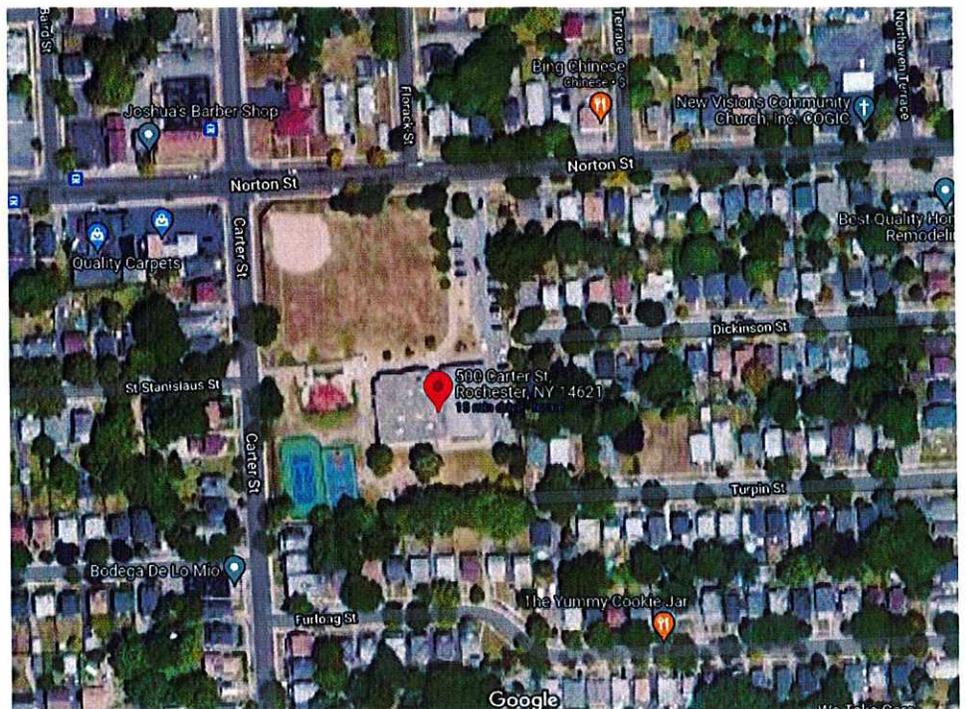
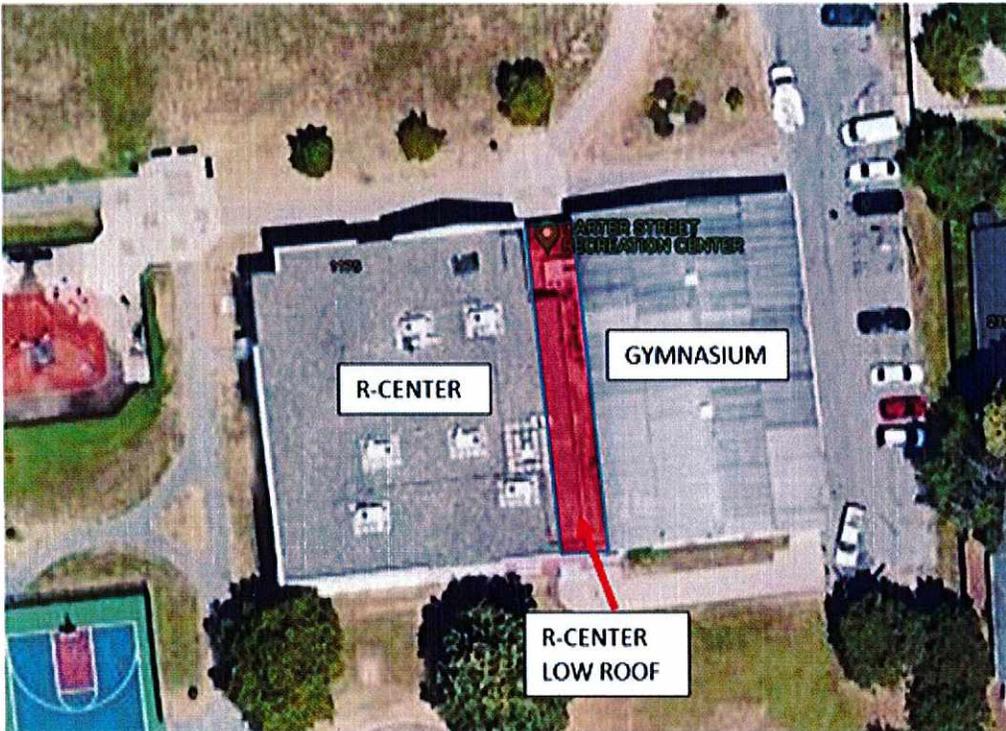
Diana Robinson  
**Diana Robinson Professional  
Engineer PC**  
407 Edgewood Ave  
Rochester, NY 14618

Ram Shrivastava, PE  
**Larsen Engineer PC**  
700 W Metro Park  
Rochester, NY 14623

Mohamed Razak  
**Razak Associates Architecture  
Engineering & Land Surveying**  
2060 Fairport Nine Mile Point Rd  
Penfield, NY 14526

Mr. Jeri Pickett, P.E., GGP LEED AP  
Senior Associate/Buildings Leader  
**Stantec Consulting Services, Inc.**  
61 Commercial Street  
Rochester, NY 14614

Carter Street R-Center  
500 Carter Street Rochester, NY 14621



368

Ordinance No.

**Authorizing an agreement relating to the Carter Street R-Center Roof Replacement 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 HBT Architects LLP for architectural design services for the Carter Street R-Center Roof Replacement project (Project). The term of the agreement shall extend until three months after completion of the two-year guarantee inspection of the Project. The maximum compensation for the agreement shall be \$92,000, which shall be funded by 2022-23 Cash Capital.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

369

Malik D. Evans  
Mayor

DES06

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Architectura, P.C. – Maplewood  
Nature Center Schematic Design

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Comprehensive Plan 2034 Initiative Area: Sustaining  
Green & Active Systems

Transmitted herewith for your approval is legislation establishing \$250,000 as maximum compensation for a professional services agreement with Architectura, P.C., (Jennifer F. Takatch, C.E.O., 17 Pitkin Street, Suite 100, Rochester, New York) for schematic, architectural and engineering design services for the Maplewood Nature Center project. The cost of the agreement will be financed with American Rescue Plan Act (ARPA) funds as appropriated in Ordinance No. 2022-81.

The structure currently housing the Maplewood Training Center was built in 1945 in upper Maplewood Park, which was designed by Frederick Law Olmsted and highlights the Genesee River. This building has been re-purposed a number of times and has previously been utilized as a recreation center and a police station. The City of Rochester offers a number of nature and environmental education programs, but lacks a facility equipped to provide specialized programming in a comprehensive manner. The renovation of this structure and enhancement of the adjacent parkland to serve as a Nature Center will provide an activated connection between the Genesee River and the surrounding neighborhoods and the city as a whole. A new playground adjacent to the proposed Nature Center is a separate, coordinated project.

Consultant will provide investigation and design services through schematic design and SEQRA review for the Maplewood Nature Center and associated site work to be located in upper Maplewood Park. Architectura, P.C. was selected for schematic design services through a request for proposal process, which is described in the attached summary.

This proposed legislation has been developed by the Department of Environmental Services (DES) in collaboration with the Department of Recreation and Human Services (DRHS).

Schematic architectural and engineering design services will begin in late 2022, with anticipated completion in 2023. The agreement will result in the creation and/or retention of the equivalent of 2.7 full-time jobs.

The term of the agreement shall extend until 6 months after submission of the schematic design documents.

Respectfully submitted,

Malik D. Evans



Mayor

### Vendor / Consultant Selection Process Summary

**Department:** Department of Environmental Services

**Project / Service Title:** Maplewood Nature Center

**Consultant Selected:** Architectura, P.C.

**Method of selection:** Request for Proposal [*Complete 1-7*]

1. **Date RFP / RFQ issued:** Monday, June 13, 2022
2. **The RFP / RFQ was also sent directly to:** see attached list of firms

**3. Proposals were received from**

Clark Patterson Lee (CPL)	Rochester, 14604
LaBella Associates, DPC	Rochester, 14614
Architectura, P.C.	Rochester, 14607
Hunt Engineers, Architects, Land Surveyors, & Landscape Architect D.P.C.	Rochester, 14614

**4. Evaluation criteria**

<u>Criteria</u>	<u>Weighting</u>	<u>Points possible</u>	<u>Points received by Architectura</u>
<i>Experience</i>	40%	40	31
<i>Approach</i>	50%	50	42
<i>Staff</i>	10%	<u>10</u>	<u>9</u>
SUBTOTAL		100	<b>82</b>

<u>Bonus Points</u>	<u>Points received by Architectura</u>
City business:	10
Prime is an MWBE:	10
Prime uses 10% - 20% MWBE subs	0
Prime uses 20%+ MWBE subs	10
Workforce goals for M & W met	<u>0</u>
BONUS POINTS SUBTOTAL	<b>BP =30</b>

Total = Points + BP = **112**

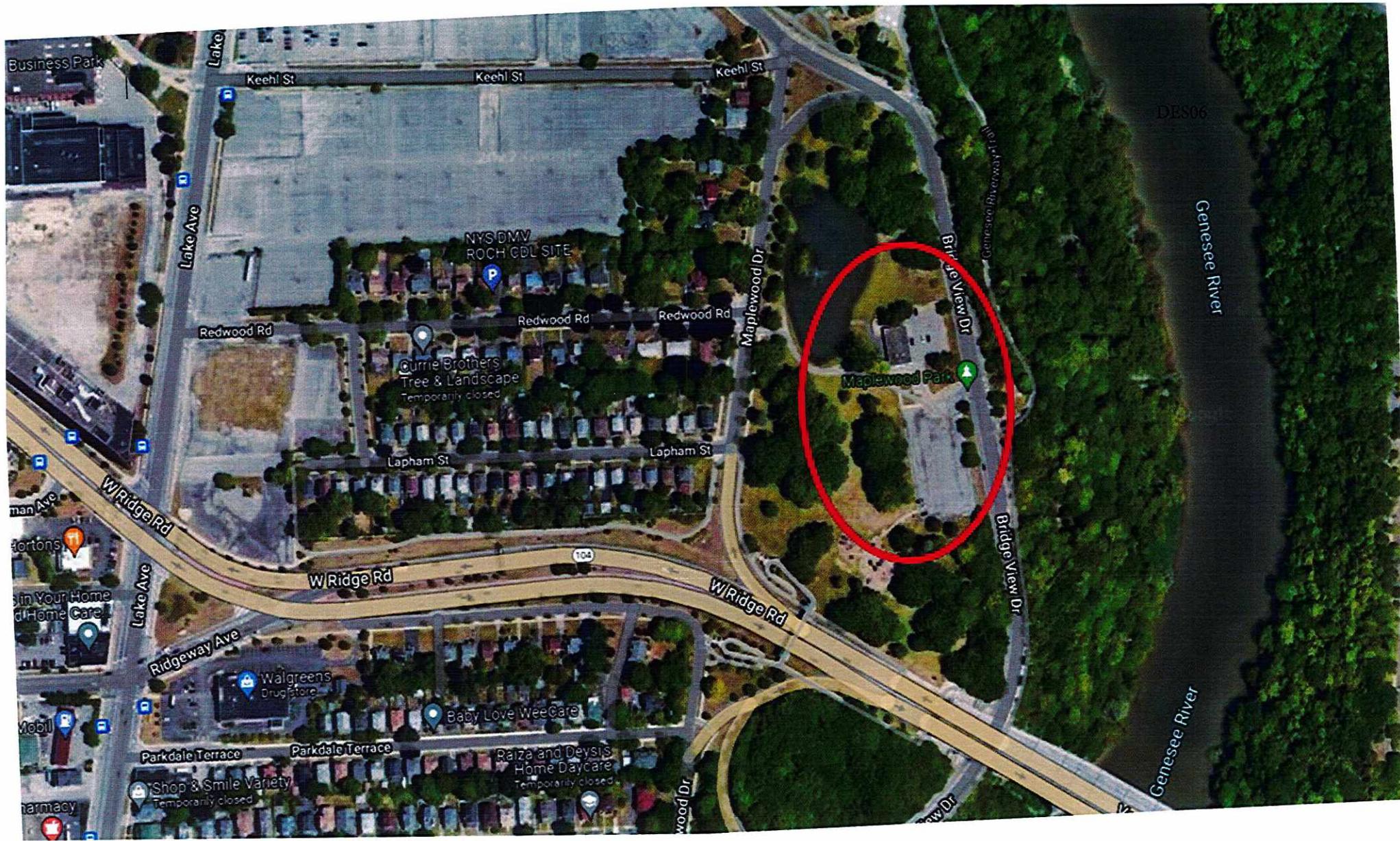
5. **Review team included staff from:** DES/Arch. & Eng. (3) DRHS (2)
6. **Additional considerations/explanations** N/A
7. **MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.** MWBE Officer Initials: *SMD* Date: *8/30/2022*

## Maplewood Nature Center

### List of Consultants Sent the RFP Notification

- Architectura, P.C.
- Atlantic Testing Laboratories, Limited
- Barkstrom & Lacroix Architects
- Barton & Logudice, D.P.C.
- Bergmann Architects, Engineers & Planners
- Bero Architecture, PLLC
- C & S Companies
- CHA Consulting, Inc.
- CJS Architects
- C.T. Male Associates
- Clark Patterson Lee
- C.V. Associates NY, PE, LS, PC
- Dwyer Architectural, LLC
- Garba Seid Architecture Design Studio PLLC
- GdB Geospatial
- Edge Architecture, PLLC
- EI Team
- Environmental Design and Research, P.C. (EDR)
- Erdman Anthony & Associates, Inc.
- Fisher Associates
- Greater Living Architecture
- Habza Architecture, P.C.
- HBT Architects
- Hanlon Architects
- Heather DeMoras Design Consultants
- Herrick-Saylor Engineers, P.C.
- Highland Planning LLC
- Hunt EAS
- IBC Engineering, P.C.
- Integrative Design & Architecture
- Jensen/BRV Engineering PLLC
- Kelly Jahn Interior Architecture and Design PLLC

- LaBella Associates, D.P.C.
- Laland Baptiste, LLC
- Larsen Engineers
- LeChase Construction Services
- Lighting Design Innovations, Inc.
- The LiRo Group
- Lothrop Associates, LLP Architects
- Lu Engineers Civil & Environmental
- M/E Engineering, P.C.
- MRB Group, Engineers, Architects, Surveyors, P.C.
- Marques & Associates, P.C.
- Meagher Engineering, PLLC
- O'Brien & Gere
- Pardi Partnership Architects, P.C.
- Passero Associates, P.C.
- Pathfinder Engineers & Architects, LLP
- Peter L. Morse & Associates Architects
- PLAN Architectural Studio, P.C.
- Pike Company (The)
- Popli Design Group
- Prudent Engineering, LLP
- Ravi Engineering and Land Surveying, P.C.
- Razak Associates
- RHEN Design Architecture, LLC
- RAM Architects
- SEI Design Group
- Smith & Associates Architects
- Stantec Consulting Services, Inc.
- SWBR Architecture, Engineering & Landscape Architecture, P.C.
- Sue Steele Landscape Architecture, PLLC
- T.Y. Lin International
- Turner Engineering
- Vanguard Engineering
- Vargas Associates
- Wendel Companies
- Young + Wright Architectural



369

Ordinance No.

**Authorizing an agreement relating to the Maplewood Nature Center 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 Architectura, P.C. for schematic architectural and engineering design services for the Maplewood Nature Center project (Project). The term of the agreement shall extend until six months after submission of the schematic design documents for the Project. The maximum compensation for the agreement shall be \$250,000, which shall be funded by the American Rescue Plan Act funds appropriated for the Project pursuant to Ordinance No. 2022-81.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

370

**Malik D. Evans**  
Mayor

DES07

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Center City Courtyard Project at  
99 W. Main Street  
Official Map Amendment – Scott Alley  
Abandonment

Council Priority: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Center City Courtyard Project at 99 W. Main Street. This legislation will amend the Official Map by abandoning Scott Alley.

The proposed abandoned right-of-way (ROW) will be utilized by incorporating it with adjacent properties to construct a 191,000 sq. ft., five-story, mixed use building with 102 below grade parking spaces. The northern portion of Scott Alley is granted by easement and the southern portion is owned in fee. Upon abandonment the ROW becomes a parcel. The easement portion of Scott Alley will revert to the developer and the southern portion of Scott Alley will require purchase by the developer, Help Roc I Housing Development Fund Corporation, from the City of Rochester.

The abandonment shall take effect upon the compliance by the applicant with the recommendations and conditions established by the City Planning Commission. The City Planning Commission, at its June 27, 2022 meeting recommended approval of Scott Alley abandonment by a vote of 6-0-0. Minutes of that meeting, along with the application, are attached. The abandonment of Scott Alley was endorsed by the Traffic Control Board on May 23, 2022.

A public hearing is required.

Respectfully submitted,

Malik D. Evans  
Mayor



DES07

81-97

S Plymouth Ave

W Broad St

99  
103

19-29

Scott Al

119-125

16

129-131  
10

Melvin Al

133  
139  
141

**Scott Alley to be Abandoned**

Rochester City School

S Washington St

**Melvin Alley to be Abandoned**

W Main St

Washington Building  
155-165

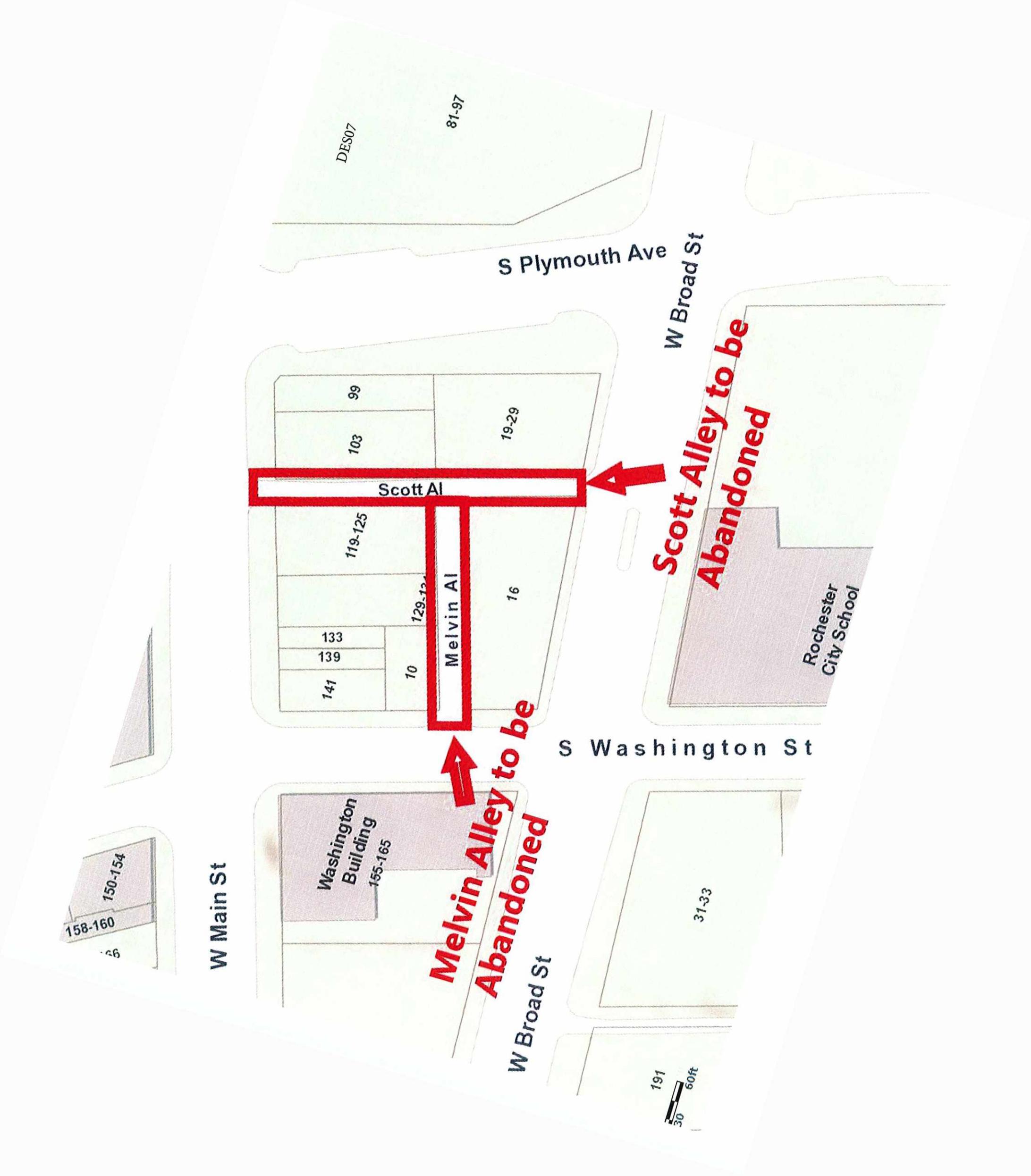
31-33

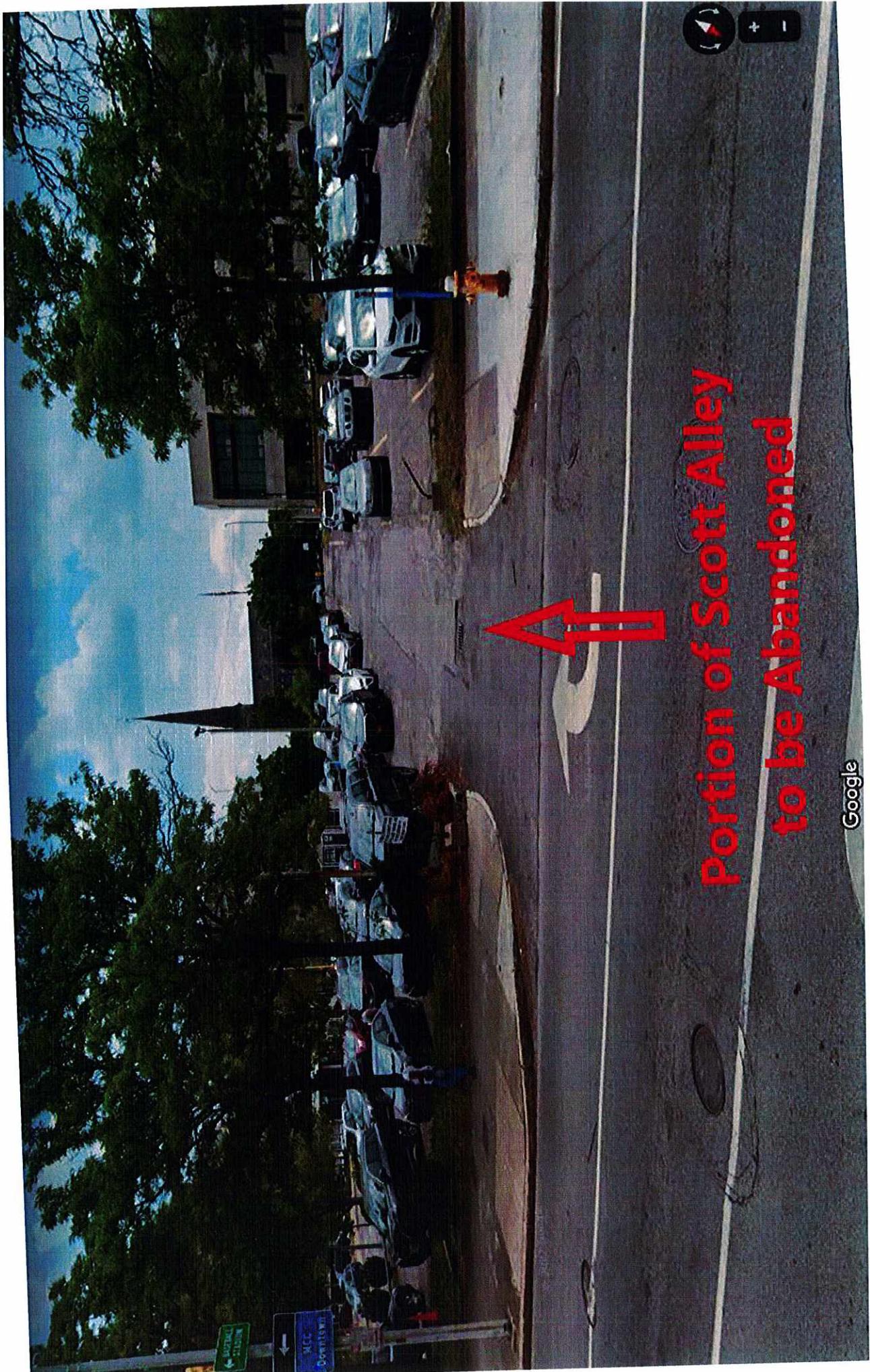
W Broad St

191  
30 60ft

158-160  
150-154

66





**Portion of Scott Alley  
to be Abandoned**

Google



DPF507

HOSPITAL 2.12 KM  
MCC 0.78 KM

**CITY PLANNING COMMISSION INFORMATIONAL MEETING  
MEETING MINUTES (06/28/22)  
ZONING MAP AMENDMENT**

**OMA-007-21-22  
Page 1**

**APPLICANT:** City of Rochester, City Engineer

**PURPOSE:** To amend the Official Map of the City of Rochester by abandoning Scott Alley, a 15' x 231.32' undeveloped right-of-way. This proposed abandonment is to facilitate a 5-story mixed-use (commercial/residential) development known as Center City Courtyard.

**APPLICANT AND/OR REPRESENTATIVE PRESENTATION:**

**Engineer, Applicant's Representative:**

I'm back I am still Josh Mcsaxin. So this is the additional development of the existing site Melvin Alley kind of T's into Scott Alley, Scott alley does continue to the north past West Main Street. But we are only abandoning the area in the vicinity of the project. Which is bordered between Broad street and West main street. Very similar to Melvin Alley we need to abandon for this future project. As well as some existing utilities in the right of way that need to get abandoned or rerouted as a part of the project. Any questions that you may have?

**QUESTIONS FROM COMMISSION MEMBERS AND APPLICANT'S RESPONSE:**

**Commissioner Watson:** Any questions? Questions? Thank your sir at this time we would like to ask would anyone like to speak in favor of this application please step forward? Anyone in favor of tis this project please step forward? If there's anyone in opposition, please step forward? Anyone in opposition? Seen none, this case is closed, may we have the next case please?

**PUBLIC TESTIMONY:** None.

**HEARING ENDS**

**CITY PLANNING COMMISSION  
RECOMMENDATION  
OFFICIAL MAP AMENDMENT**

**Re:** To amend the Official Map of the City of Rochester by abandoning Scott Alley, a 15' x 231.32' undeveloped right-of-way. This proposed abandonment is to facilitate a 5-story mixed-use (commercial/residential) development known as Center City Courtyard; an action requiring a City Planning Commission recommendation to the Rochester City Council.

**Case No:** OMA-007-21-22

**Resolution:**

**RESOLVED**, the City Planning Commission **RECOMMENDS** approval of a request to amend the Official Map of the City of Rochester by abandoning Scott Alley, a 15' x 231.32' undeveloped right-of-way to facilitate a 5-story mixed-use (commercial/residential) development known as Center City Courtyard; an action requiring a City Planning Commission recommendation to the Rochester City Council.

**Vote:** Motion Passes

**Action:** Recommend Approval

**Filing date:** June 28, 2022

**Record of Vote:** 6-0-0

**Record of Vote:**

B. Flower	Recommend Approval
K. Harding	Recommend Approval
E. Marlin (vice-chair)	Recommend Approval
M. Pichardo	Recommend Approval
S. Rebholz	Recommend Approval
D. Watson (chair)	Recommend Approval

370

Ordinance No.

**Amending the Official Map by abandoning a portion of the Scott Alley right-of-way**

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by changing and deleting therefrom the portion of the Scott Alley right-of-way extending from West Main Street to West Broad Street heretofore dedicated to street purposes and described as follows:

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

Beginning at the intersection of the south right-of-way line of West Main Street and the east right-of-way line of Scott Alley, said point being S 72°06'00" W, a distance of 75.73 feet from the west right-of-way line of South Plymouth Avenue as measured along the south right-of-way line of West Main Street; thence,

1. S 18°04'51" E, along the east right-of-way line of Scott Alley, a distance of 231.32 feet to its intersection with the north right-of-way line of West Broad Street; thence,
2. S 83°31'38" W, along the north right-of-way line of West Broad Street, a distance of 15.31 feet to its intersection with the west right-of-way line of Scott Alley; thence,
3. N 18°04'51" W, along the west right-of-way line of Scott Alley, a distance of 228.29 feet to its intersection with the south right-of-way line of West Main Street; thence,
4. N 72°06'00" E, along the south right-of-way line of West Main Street, a distance of 15.00 feet to the point of beginning.

The above described parcel contains 3,447 sq. ft. or 0.079 acres more or less.

All as shown on a map prepared by Passero Associates, dated March 22, 2022, entitled "Scott Alley Right-of-Way to be Abandoned."

Section 2. This amendment shall be contingent upon the City Engineer or her designee affirming the satisfaction of conditions necessary for advancing the public interest and maintaining the general welfare.

Section 3. This ordinance shall take effect immediately.



## City of Rochester

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

## PARKS & PUBLIC WORKS INTRODUCTORY NO.

Malik D. Evans  
Mayor

371

DES08

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Center City Courtyard Project at  
99 W. Main Street  
Official Map Amendment – Melvin Alley  
Abandonment

Council Priority: Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the Center City Courtyard Project at 99 W. Main Street. This legislation will amend the Official Map by abandoning Melvin Alley.

The proposed abandoned right-of-way (ROW) will be utilized by incorporating it with adjacent properties to construct a 191,000 sq. ft., five-story, mixed use building with 102 below grade parking spaces. Melvin Alley is granted by easement and considered an Easement Street. Upon abandonment the ROW becomes a parcel that will revert to the developer, Help Roc I Housing Development Fund Corporation.

The abandonment shall take effect upon the compliance by the applicant with the recommendations and conditions established by the City Planning Commission. The City Planning Commission, at its June 27, 2022 meeting recommended approval of Scott Alley abandonment by a vote of 6-0-0. Minutes of that meeting, along with the application, are attached. The abandonment of Scott Alley was endorsed by the Traffic Control Board on May 23, 2022.

A public hearing is required.

Respectfully submitted,

Malik D. Evans  
Mayor



158-160  
150-154  
66

W Main St

Washington Building  
155-165

**Melvin Alley to be Abandoned**

W Broad St

S Washington St

141  
139  
133  
10  
129-131  
119-125  
103  
99  
19-29  
16  
Melvin Al

Scott Al

**Scott Alley to be Abandoned**

W Broad St

S Plymouth Ave

DES08  
81-97

Rochester City School

31-33

191  
30 60ft



Google

Melvin Alley to  
be Abandoned



DES08



**CITY PLANNING COMMISSION INFORMATIONAL MEETING  
MEETING MINUTES (06/28/22)  
ZONING MAP AMENDMENT**

**OMA-006-21-22  
Page 1**

**APPLICANT:** City of Rochester, City Engineer Josh Mcsaxions,

**PURPOSE:** To amend the Official Map of the City of Rochester by abandoning Melvin Alley, a City street and to incorporate it with the Center City Courtyard project located at 99 W. Main Street.

**APPLICANT AND/OR REPRESENTATIVE PRESENTATION:**

**Engineer, Applicant's Representative:**

I'm back I am still Josh Mcsaxin. So this is the additional development of the existing site Melvin Alley kind of T's into Scott Alley, Scott alley does continue to the north past West Main Street. But we are only abandoning the area in the vicinity of the project. Which is bordered between Broad street and West main street. Very similar to Melvin Alley we need to abandon for this future project. As well as some existing utilities in the right of way that need to get abandoned or rerouted as a part of the project. Any questions that you may have?

**QUESTIONS FROM COMMISSION MEMBERS AND APPLICANT'S RESPONSE:**

**Commissioner Watson:** Any questions? Questions? Thank your sir at this time we would like to ask would anyone like to speak in favor of this application please step forward? Anyone in favor of tis this project please step forward? If there's anyone in opposition, please step forward? Anyone in opposition? Seen none, this case is closed, may we have the next case please?

**PUBLIC TESTIMONY:** None.

**HEARING ENDS**

**CITY PLANNING COMMISSION  
RECOMMENDATION  
OFFICIAL MAP AMENDMENT**

**Re:** To amend the Official Map of the City of Rochester by abandoning Melvin Alley, a 22' x 165.03' undeveloped right-of-way. This proposed abandonment is to facilitate a 5-story mixed-use (commercial/residential) development known as Center City Courtyard; an action requiring a City Planning Commission recommendation to the Rochester City Council.

**Case No:** OMA-006-21-22

**Resolution:**

**RESOLVED**, the City Planning Commission **RECOMMENDS** approval of a request to amend the Official Map of the City of Rochester by abandoning Melvin Alley, a 22' x 165.03' undeveloped right-of-way to facilitate a 5-story mixed-use (commercial/residential) development known as Center City Courtyard; an action requiring a City Planning Commission recommendation to the Rochester City Council.

**Vote:** Motion Passes

**Action:** Recommend Approval

**Filing date:** June 28, 2022

**Record of Vote:** 6-0-0

**Record of Vote:**

B. Flower	Recommend Approval
K. Harding	Recommend Approval
E. Marlin (vice-chair)	Recommend Approval
M. Pichardo	Recommend Approval
S. Rebholz	Recommend Approval
D. Watson (chair)	Recommend Approval

371

Ordinance No.

**Amending the Official Map by abandoning the Melvin Alley right-of-way**

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

Section 1. Chapter 76 of the Municipal Code, Official Map, as amended, is hereby further amended by changing and deleting therefrom the Melvin Alley right-of-way heretofore dedicated to street purposes and described as follows:

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

Beginning at the intersection of the east right-of-way line of South Washington Street and the south right-of-way line of Melvin Alley, said point being N 18°04'51" W, a distance of 52.49 feet from the north right-of-way line of West Broad Street as measured along the east right-of-way line of South Washington Street; thence,

1. N 72°18'05" E, along the south right-of-way line of Melvin Alley, a distance of 165.03 feet to its intersection with the west right-of-way line of Scott Alley; thence,
2. N 18°04'51" W, along the west right-of-way line of Scott Alley, a distance of 22.00 feet to its intersection with the north right-of-way line of Melvin Alley; thence,
3. S 72°18'05" W, along the north right-of-way line of Melvin Alley, a distance of 165.03 feet to a point on the east right-of-way line of South Washington Street; thence,
4. S 18°04'51" E, along the east right-of-way line of South Washington Street, a distance of 22.00 feet to the point of beginning.

The above described parcel contains 3,631 sq. ft. or 0.083 acres more or less.

All as shown on a map prepared by Passero Associates, dated March 22, 2022 entitled "Melvin Alley Right-of-Way to be Abandoned".

Section 2. This amendment shall be contingent upon the City Engineer or her designee affirming the satisfaction of conditions necessary for advancing the public interest and maintaining the general welfare.

Section 3. This ordinance shall take effect immediately.



372

DES09

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Rubicon Technologies, LLC for  
Solid Waste Software-as-a-Service Solution

Council Priority: Creating and Sustaining a Culture of  
Vibrancy

Comprehensive Plan 2034 Initiative Area: Reinforcing  
Strong Neighborhoods

Transmitted herewith for your approval is legislation establishing an agreement with Rubicon Technologies, LLC (Nate Morris, C.E.O., 100 West Main Street, Suite 610, Lexington, Kentucky) for a cloud-based solution offered as a Software-as-a-Service (SaaS) product; training and implementation support; ongoing managed services; and fleet optimization services.

The agreement will have a term of one (1) year with the provision for four (4) one-year extension periods, and will be funded from the 2022-23 Budget of the Department of Environmental Services for the first year in the amount of \$86,800, and subsequent budgets as follows: 2023-24 (\$195,510), 2024-25, 2025-26, and 2026-27 (\$95,760 each year), contingent on available funding and adoption of the latter budgets. The cost of the first year of the agreement reflects the implementation and training costs and the RubiconSmartCity driver application. The annual maximum compensation amounts for the four (4) one-year extension periods reflect the annual cost for the solution for 60 vehicles (\$95,760) plus fleet optimization services in 2023-24 (\$99,750).

Rubicon Technologies, LLC partnered with the Department of Environmental Services through a co-innovation pilot program that began on July 19, 2021 and concluded on October 19, 2021. During the pilot, Rubicon's team deployed the RubiconSmartCity Driver Application solution in ten of the City's recycling vehicles. City staff monitored recycling contamination issues; gathered service, routing, and vehicle data on its operations; and digitized those routes. The Department of Environmental Services is now beginning to modernize solid waste and recycling collection services

The technology will be used on the City's solid waste and recycling vehicle fleet to optimize scheduling and routing; provide a remote management tool; and improve customer service by providing real time service verification. The software solution will be installed in each vehicle to allow the driver to capture photographic evidence of issues relating to service. The technology will also be able to track vehicle location, route completion and will provide drivers with turn-by-turn directions. It is anticipated that the solution will be implemented within 60-90 days of contract signature. The implementation will be completed in a phased approach, with the initial deployment of the RubiconSmartCity driver application in 20 vehicles the first year, with more vehicles added throughout the life of the agreement, resulting in full deployment of the application in 60 vehicles.



Rubicon Technologies, LLC was selected through a request for proposal process as described in the attached summary. The agreement shall have a term of one (1) year with four (4) optional one year renewals.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'M. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans  
Mayor

**Vendor / Consultant Selection Process Summary**  
(attach to Council transmittal letter)

**Department – Department of Environmental Services**

**Project / Service sought: Solid Waste Technology Upgrade**

**Consultant Selected:** Rubicon Technologies, Inc.

**Method of selection:**         Request for Proposal        [Complete 1-6]  
    Request for Qualifications        [Complete 1-6]

**1. Date RFP issued:** July 1, 2022

**2. RFP also sent directly to:**

AMCS

485 Pinebush Road, Suite 302

ON N1T OA6 Cambridge

[eric.curatola@amcsgroup.com](mailto:eric.curatola@amcsgroup.com)

[andrew.ogorman@amcsgroup.com](mailto:andrew.ogorman@amcsgroup.com)

Cartegraph

3600 Digital Drive

Dubuque, IA 52003

[sales@cartegraph.com](mailto:sales@cartegraph.com)

DOP Software

915 S Pine St

Norfolk, NE 68701

[service@dopsoftware.com](mailto:service@dopsoftware.com)

Infor Public Sector

641 Avenue of the Americas

New York, NY 10011

[CustomerExperienceTeam@infor.com](mailto:CustomerExperienceTeam@infor.com)

Paradigm Software

113 Old Padonia Road, Suite 200

Cockeysville, Maryland 21030

[support@paradigmsoftware.com](mailto:support@paradigmsoftware.com)

Recycle ERP

4610 Progress Drive

Columbus, IN, 47201

[info@recycleerp.com](mailto:info@recycleerp.com)

Rehrig Pacific Company

4010 East 26<sup>th</sup> Street

Los Angeles, CA 90058

[KSMiller@rehrig.com](mailto:KSMiller@rehrig.com)

Routeware

16525 SW 72nd Ave

Portland, OR 97224

<https://routeware.com/>

[ggoncalves@routeware.com](mailto:ggoncalves@routeware.com)

[tlegrande@routeware.com](mailto:tlegrande@routeware.com)

Rubicon Technologies, Inc.  
100 West Main Street Suite 610  
Lexington, KY 40507  
[tim.manning@rubicon.com](mailto:tim.manning@rubicon.com)

DES09

Sprypoint  
401-45 Queen Street,  
Charlottetown, PE, C1A 4A4  
[info@sprypoint.com](mailto:info@sprypoint.com)

Trash Flow  
2933 Waterbury-Stowe Rd, Bldg #1  
Waterbury Center, VT 05677-7030  
[Sales@trashflow.com](mailto:Sales@trashflow.com)  
[tech@trashflow.com](mailto:tech@trashflow.com)  
[andrewh@trashflow.com](mailto:andrewh@trashflow.com)

Waste Logics  
70 Chorley New Road  
Bolton, BL1 4BY United Kingdom  
[info@wastelogics.com](mailto:info@wastelogics.com)

Waste Works  
Carolina Software, Inc.  
4006 Oleander Drive, Suite 102  
Wilmington, NC 28403  
[info@wasteworks.com](mailto:info@wasteworks.com)

**3. Proposals were received from**

<u>VENDOR</u>	<u>CITY / STATE</u>
AMCS	Cambridge, Ontario
Routeware	Portland, OR
Rubicon Technologies, Inc.	Lexington, KY

**4. Evaluation criteria**

<u>Criteria</u>	<u>Points possible</u>	<u>Points received by winning proposal</u>
Proposal	5	4.8
Software Function	15	13.8
Implementation Services	15	13.2
Hosted and Managed Services	15	13.2
Responsibility Assignment Matrix	5	3.4
Experience	15	14.4
Cost	10	7.6
Key Principal Commitment	5	4.0
<u>Demonstration</u>	<u>15</u>	<u>13.2</u>
Total	100.00	87.6
Workforce Utilization Bonus Points 10%		8.8
Total Score		96.4

**5. Review team included staff from:**

DES-Operations Director's Office (2), DES-Operations Solid Waste Collection (2), Department of Information Technology (1)

6. MWBE Officer has reviewed the recommended firm's proposal for MWBE and Workforce goals.

MWBE Officer Initials: SJS Date: 8/24/2022

372

Ordinance No.

**Authorizing an agreement to provide a Smart City application for the City's solid waste and recycling vehicles**

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

Section 1. The Mayor is hereby authorized to enter into an agreement with Rubicon Technologies, LLC to provide a cloud-based software-as-a-service solution, training and implementation support, ongoing managed services, and fleet optimization services to optimize the operation of the City' solid waste and recycling vehicles. The term of the agreement shall be one year with the option to extend for up to four additional 1-year periods.

Section 2. The maximum compensation for the initial term of the agreement shall be \$86,800, which shall be funded from the 2022-23 Budget of the Department of Environmental Services (DES). The maximum compensation for each of the subsequent optional 1-year extensions of the agreement shall be \$195,510 for the first extension and \$95,760 for each of up to three additional extensions, each of which shall be funded from a subsequent year's Budget of DES, contingent upon approval of said future years' budgets.

Section 3. This ordinance shall take effect immediately.



DES10

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act, Blue Cross Arena at the War Memorial Ice Plant Replacement

Council Priority: Jobs and Economic Development

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Blue Cross Arena at the War Memorial Ice Plant Replacement Project. This legislation will appropriate \$3,000,000 of American Rescue Plan Act (ARPA) funding to finance the project.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This project is an eligible use of ARPA funding under the Final Rule Expenditure 6.1 Provision of Government Services.

The Blue Cross Arena at the War Memorial was constructed in the 1950's with a major expansion in the 1990's and other expansion work in 2020. It is the home to the Rochester Americans AHL hockey team and hosts many other sports and public events throughout the year. The ice plant chiller system creates and maintains the ice sheet. The system was installed in the early 1990's and has far exceeded its operating life expectancy. Additionally, the antiquated system utilizes R 22 refrigerant which is now discontinued. The project includes design and installation of a modern replacement ice chiller plant utilizing an allowable refrigerant type.

A Request for Proposals (RFP) is anticipated to be issued in fall 2022 for professional engineering services. The project will result in the creation and/or retention of the equivalent of 32.6 full-time jobs.

Respectfully submitted,

Malik D. Evans  
Mayor





**Project Location - Aerial Map**

**Blue Cross Arena Ice Plant Replacement  
City of Rochester, New York**

**Appropriating American Rescue Plan Act funds for the Blue Cross Arena at the War Memorial Ice Plant Replacement project**

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

Section 1. The Council hereby appropriates the sum of \$3,000,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Blue Cross Arena at the War Memorial Ice Plant Replacement project (Project).

Section 2. The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund said Project as authorized in Section 1 herein. Any such agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

**Malik D. Evans**  
Mayor

374

DES11

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act, Humboldt R-Center Water Park Improvements Project

Comprehensive Plan 2034 Initiative Area: Sustaining Green and Active Systems

Transmitted herewith for your approval is legislation related to the Humboldt R-Center Water Park Improvements Project. This legislation will appropriate \$650,000 of American Rescue Plan Act (ARPA) funding to finance the construction and inspection of the project.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This project was included in the City of Rochester's Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This project is an eligible use of ARPA funding under the Final Rule Expenditure Category 6.1 Provision of Government Services.

The existing water park, installed in 2001, was the City's first water park. The water park is reaching the end of its service life and the aging infrastructure does not function properly and requires frequent repairs. The project will update the mechanical, electrical, plumbing, control, and surfacing systems.

The design of improvements is being completed by LaBella Associates, D.P.C. (Steven Metzger, CEO, 300 State Street, Rochester, NY), as approved by Ordinance No. 2021-301.

This proposed legislation was developed by the Department of Environmental Services in collaboration with the Department of Recreation and Human Services.

Construction is anticipated to begin in spring 2023 with completion in summer 2023. The project will result in the creation and/or retention of the equivalent of 7.1 full-time jobs.

Respectfully submitted,

Malik D. Evans  
Mayor





**Project Location**

**HUMBOLDT R-CENTER WATER PARK  
IMPROVEMENT PROJECT**  
Project Location Map



Map Not To Scale

374

Ordinance No.

**Appropriating American Rescue Plan Act funds for the Humboldt R-Center Water Park Improvements project**

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

Section 1. The Council hereby appropriates the sum of \$650,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Humboldt R-Center Water Park Improvements project (Project).

Section 2. The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund said Project as authorized in Section 1 herein. Any such agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

**375**

**Malik D. Evans**  
Mayor

DES12

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act, Rochester Fire Department Firehouse Priority Facility Improvements

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Planning for Action

Transmitted herewith for your approval is legislation related to the Rochester Fire Department Firehouse Priority Facility Improvements. This legislation will appropriate \$8.8 million of American Rescue Plan Act (ARPA) funding to finance building renovations, including gender neutral facilities, at select high priority firehouses.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act. This initiative was included in the City of Rochester Strategic Equity and Recovery Plan, shared with City Council on September 29, 2021. This project is an eligible use of ARPA funding under the Final Rule Expenditure Category 6.1 Provision of Government.

\$8,400,000 funding will be utilized to partially fund renovations and gender neutral accommodations at up to three critical, high priority facilities: Broad & Allen Firehouse, Goodman Firehouse, and if enough funding is available University Firehouse. Renovations will include, but are not limited to, addition of gender neutral facilities, building system repairs and replacements, and code compliance and site upgrades throughout.

Allocating the requested funding will allow comprehensive renovation of these facilities, including accommodations for the increasingly diverse workforce and measures to mitigate firefighter exposure risks to hazardous materials via facilities that adequately accommodate decontamination procedures.

\$400,000 will go to small repairs at various firehouse including but not limited to, site paving at multiple firehouses to maintain and improve truck access to the apparatus bays.

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

The project will result in the creation and/or retention of the equivalent of 91.3 full-time jobs.

Respectfully submitted,

Malik D. Evans



Mayor

# Rochester Fire Department Fire House Location Map



NOT TO SCALE

ST19: 4090 Lake Ave

DES12

ST10: 1477 Dewey Ave

ST02: 1207 North Clinton Ave

ST16: 704 Hudson Ave

ST03: 1051 Emerson St

ST09: 740 North Goodman St

ST05: 450 Lyell Ave

ST17: 185 North Chestnut St

ST12: 160 Wisconsin St

ST13: 272 Allen St

STT4: 977 University Ave

STT5: 57 Gardiner Ave

ST01: 315 Monroe Ave

ST07: 873 Genesee St

STT3: 1261 South Ave

390

104

390

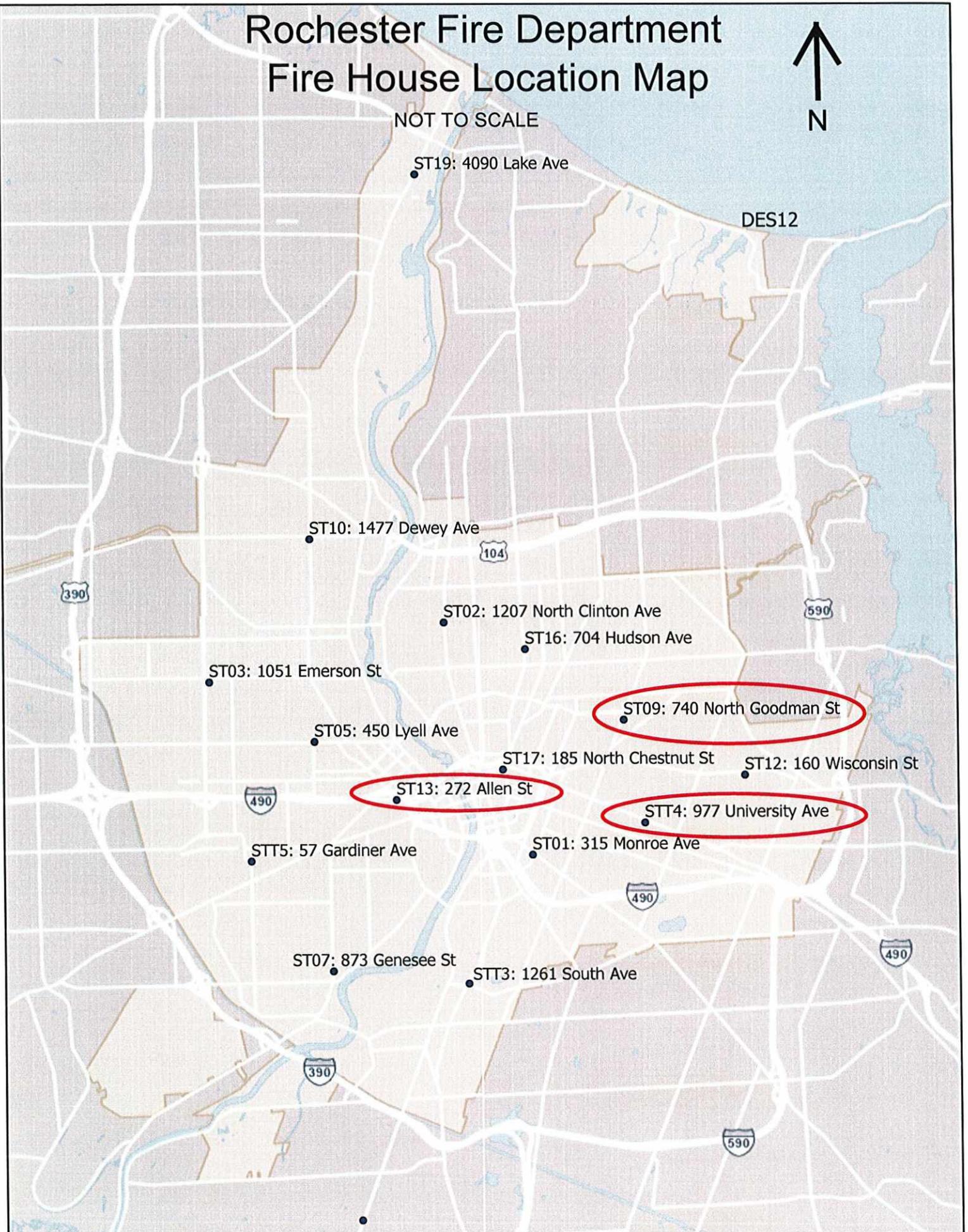
590

490

490

490

590



375

Ordinance No.

**Appropriating American Rescue Plan Act funds for the Firehouse Priority Facility Improvements**

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

Section 1. The Council hereby appropriates the sum of \$8,800,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund Rochester Fire Department Firehouse Priority Facility Improvements (Project).

Section 2. The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund said Improvements as authorized in Section 1 herein. Any such agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PARKS & PUBLIC WORKS  
INTRODUCTORY NO.**

376

**Malik D. Evans**  
Mayor

DES13

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act,  
2023 Lead Service Line Replacement Program  
3A, 3B & 3C

Council Priority: Deficit Reduction and Long  
Term Financial Stability

Comprehensive Plan 2034 Initiative Area:  
Reinforcing Strong Neighborhoods

Transmitted herewith for your approval is legislation related to the 2023 Lead Service Line Replacement Program 3A, 3B & 3C projects. The legislation will appropriate \$15,750,000 of American Rescue Plan Act (ARPA) funding to finance the design and construction of the projects. This project, is an eligible use of ARPA funding per the Final Rule Expenditure Category 5.12 Drinking water: Lead Remediation, including in Schools and Daycares.

The funds provided will be used to replace residential lead service lines in an effort to reduce the amount of lead in drinking water and will also restore the streets impacted by the work. It is estimated that over 2,552 outside services and 460 inside services will be replaced. The actual number of lead services to be replaced will be determined during the design phase of the project. The funds will also be used to Chip Seal streets where lead services will be replaced.

Work is expected to be performed during the summer and fall of 2023 with street restoration to take place during 2024. Project design, administration and construction inspection will be performed by consultants.

This project results in the creation and/or retention of the equivalent of 171 full-time jobs.

Respectfully submitted,

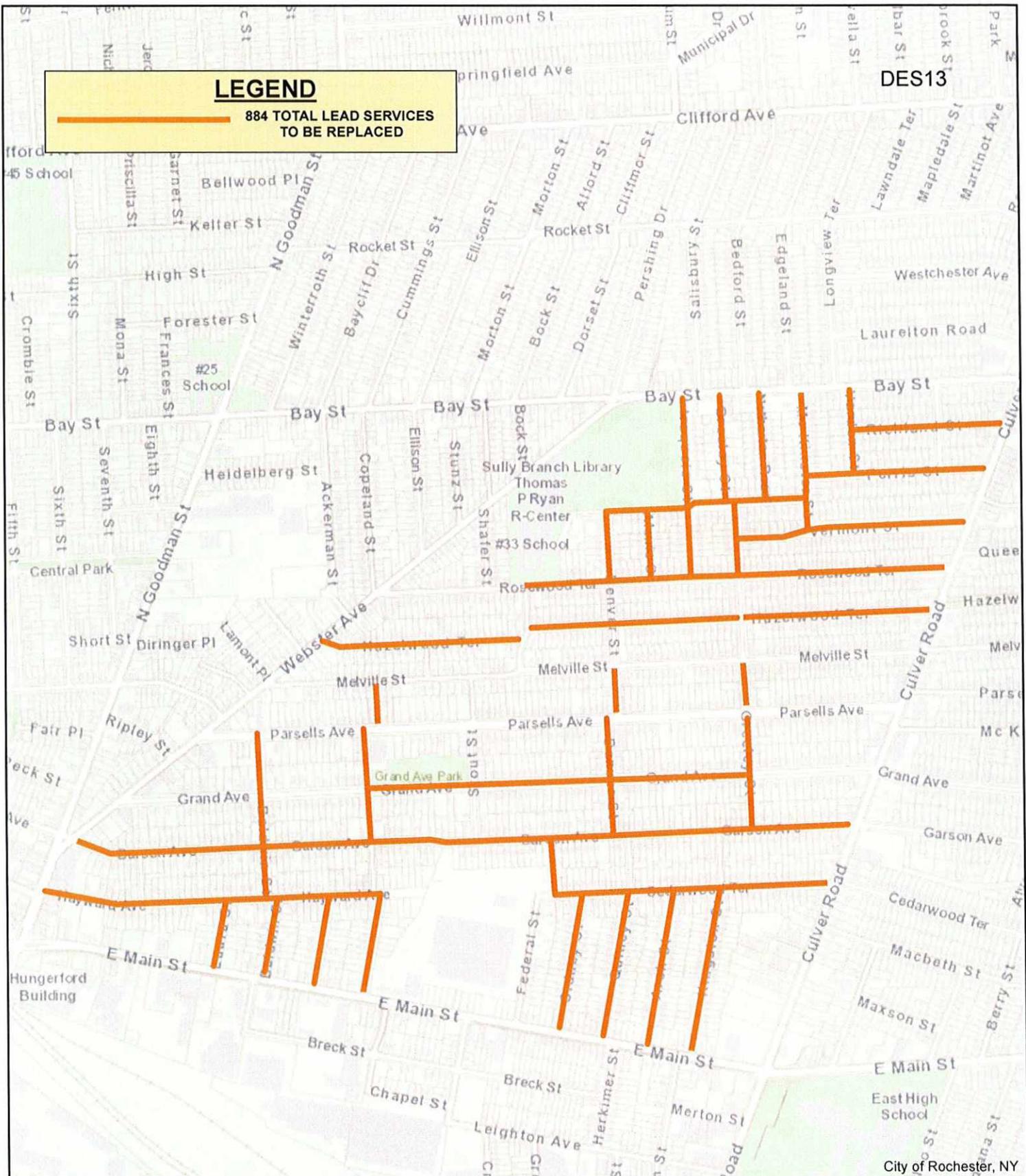
Malik D. Evans  
Mayor



DES13

**LEGEND**

 884 TOTAL LEAD SERVICES TO BE REPLACED

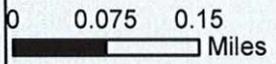


City of Rochester, NY



**PROPOSED 2023 LEAD SERVICE  
LINE REPLACEMENT PROJECT - 3A  
884 TOTAL LEAD SERVICES**

9/7/2022



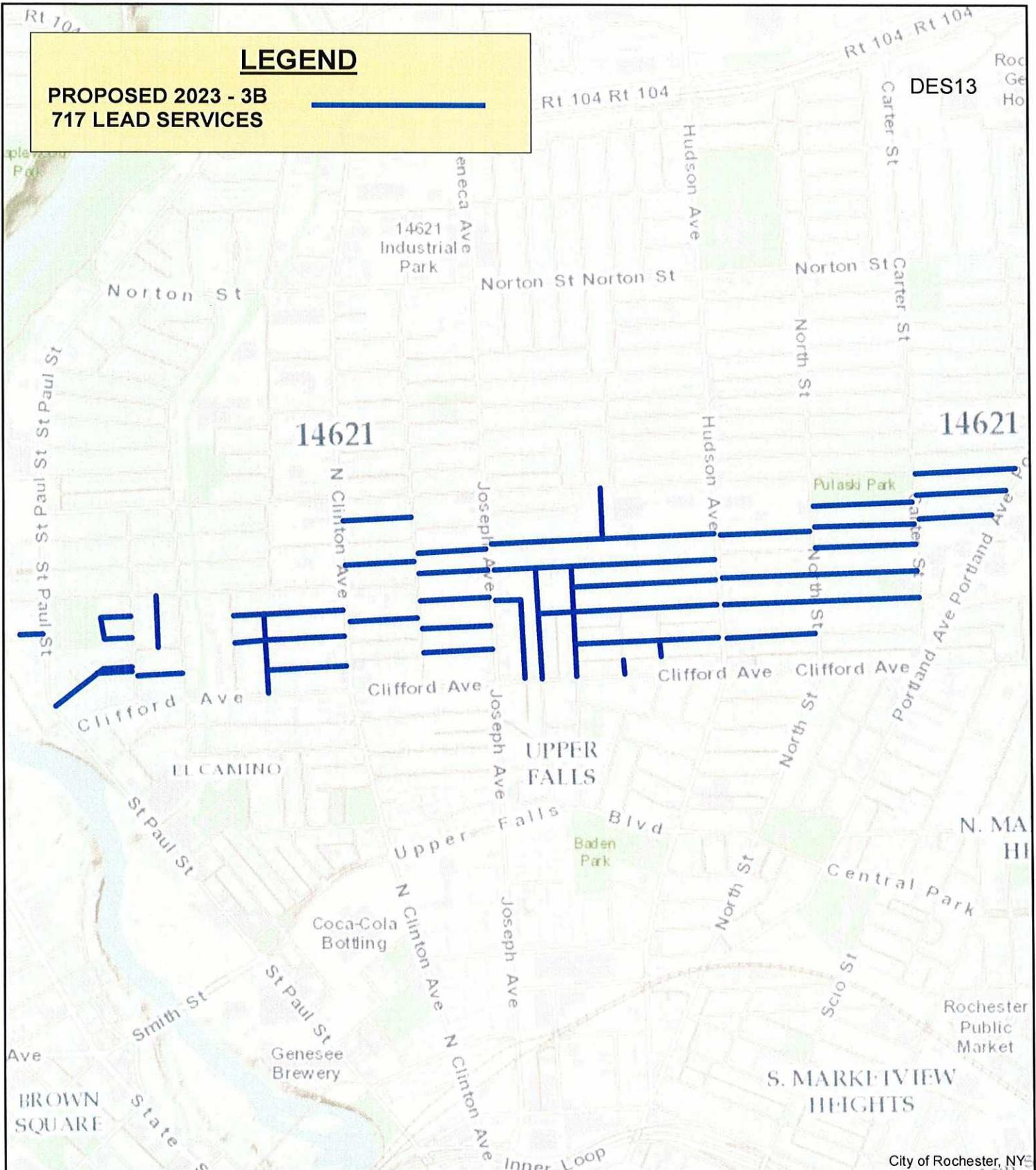
1" = 0.15 miles

**Water Bureau Contact Information**

Customer Service - (585)428-5990  
 Water Bureau Dispatch Office - (585)428-7500  
 Water Bureau Maps & Records - (585)428-7562

# LEGEND

PROPOSED 2023 - 3B  
717 LEAD SERVICES



City of Rochester, NY



## PROPOSED 2023 LEAD SERVICE LINE REPLACEMENT PROJECT - 3B

4/11/2022

0 0.125 0.25  
Miles

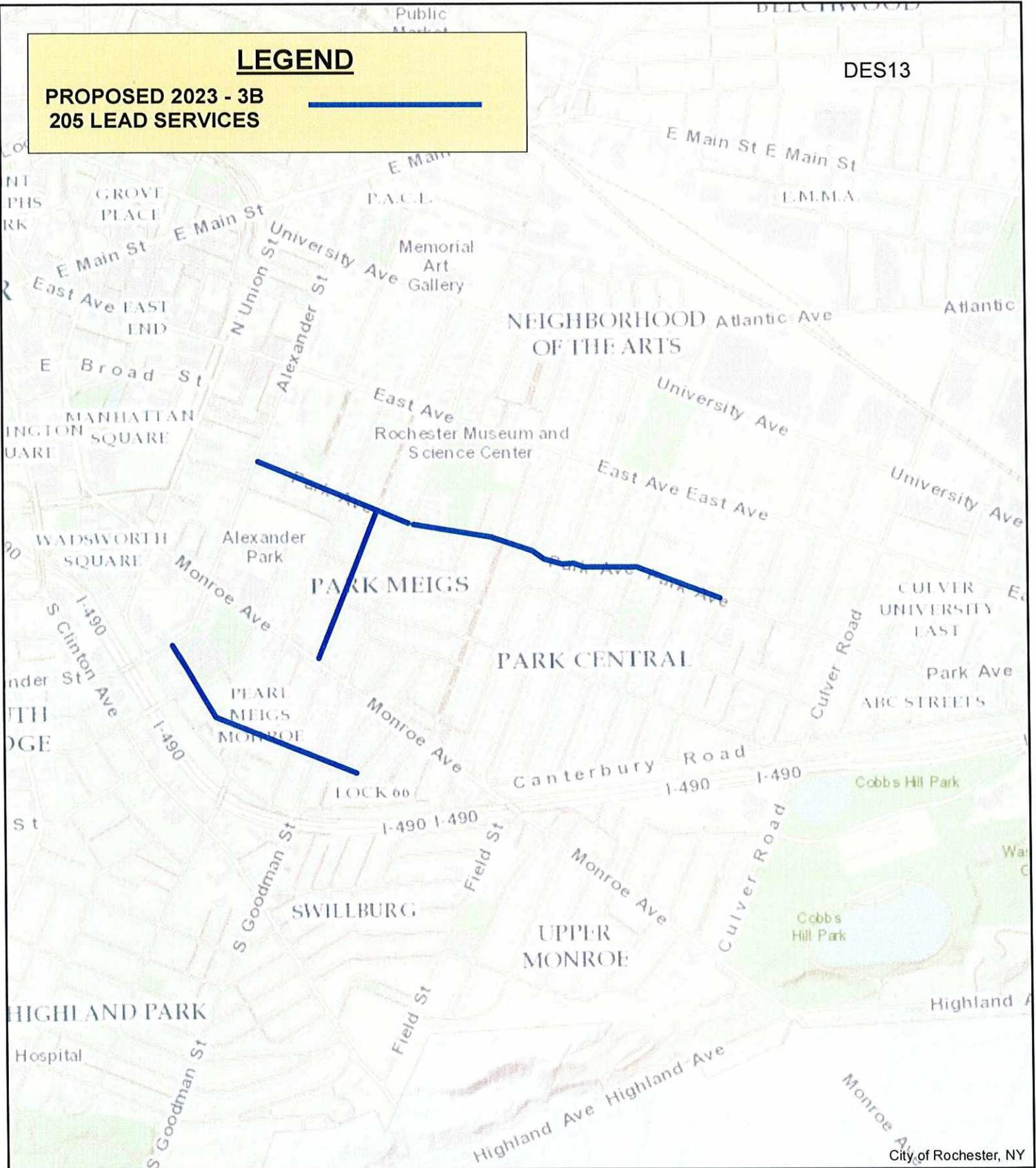
1" = 0.25 miles

### Water Bureau Contact Information

Customer Service - (585)428-5990  
Water Bureau Dispatch Office - (585)428-7500  
Water Bureau Maps & Records - (585)428-7562

# LEGEND

**PROPOSED 2023 - 3B  
205 LEAD SERVICES**

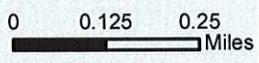


DES13



## PROPOSED 2023 LEAD SERVICE LINE REPLACEMENT PROJECT - 3B

4/7/2022

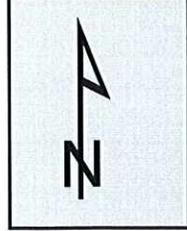
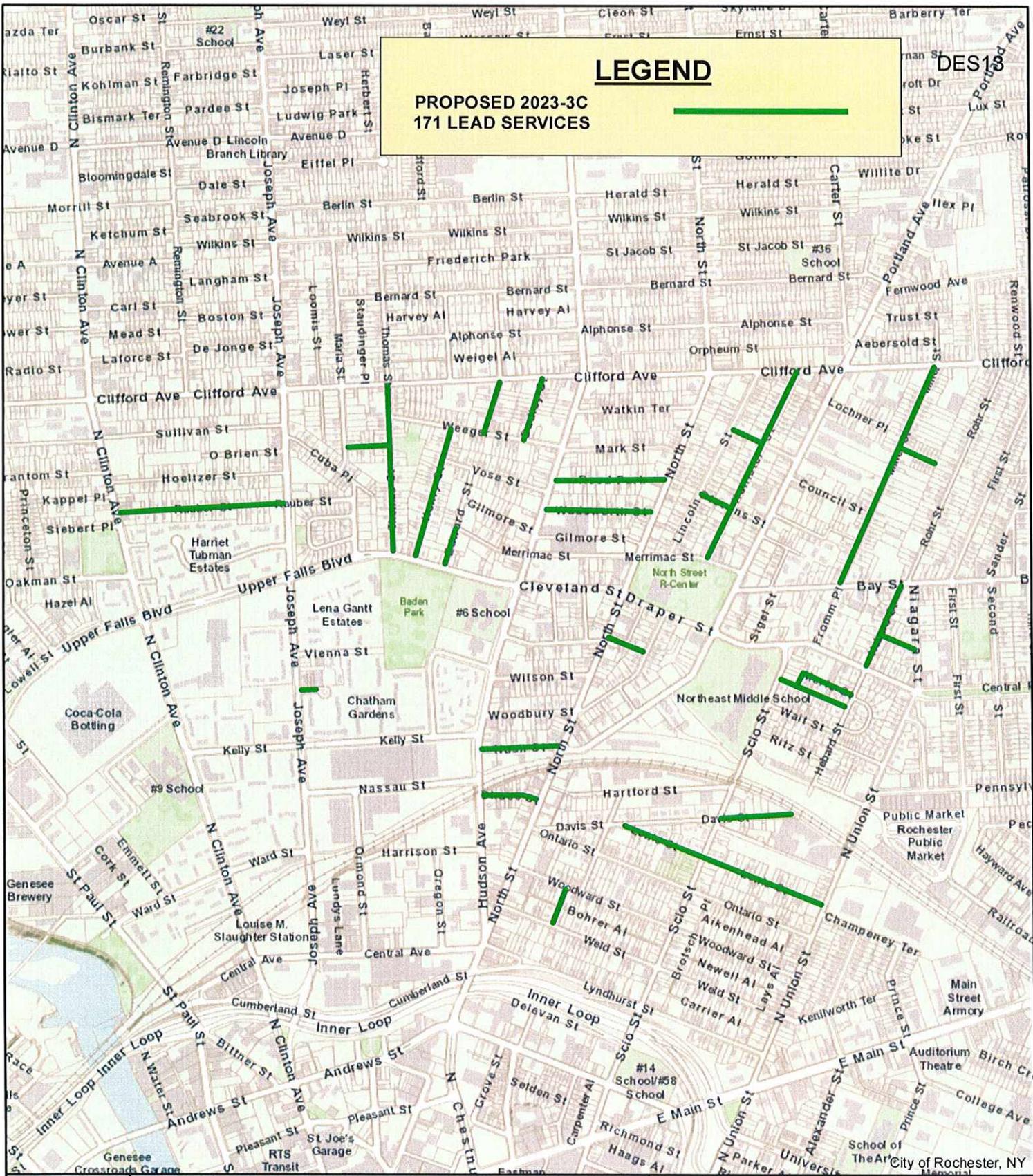


1" = 0.25 miles

### Water Bureau Contact Information

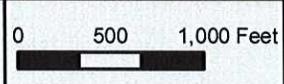
Customer Service - (585)428-5990  
Water Bureau Dispatch Office - (585)428-7500  
Water Bureau Maps & Records - (585)428-7562

**LEGEND**  
**PROPOSED 2023-3C  
 171 LEAD SERVICES**



**PROPOSED 2023 LEAD SERVICE  
 LINE REPLACEMENT PROJECT - 3C**

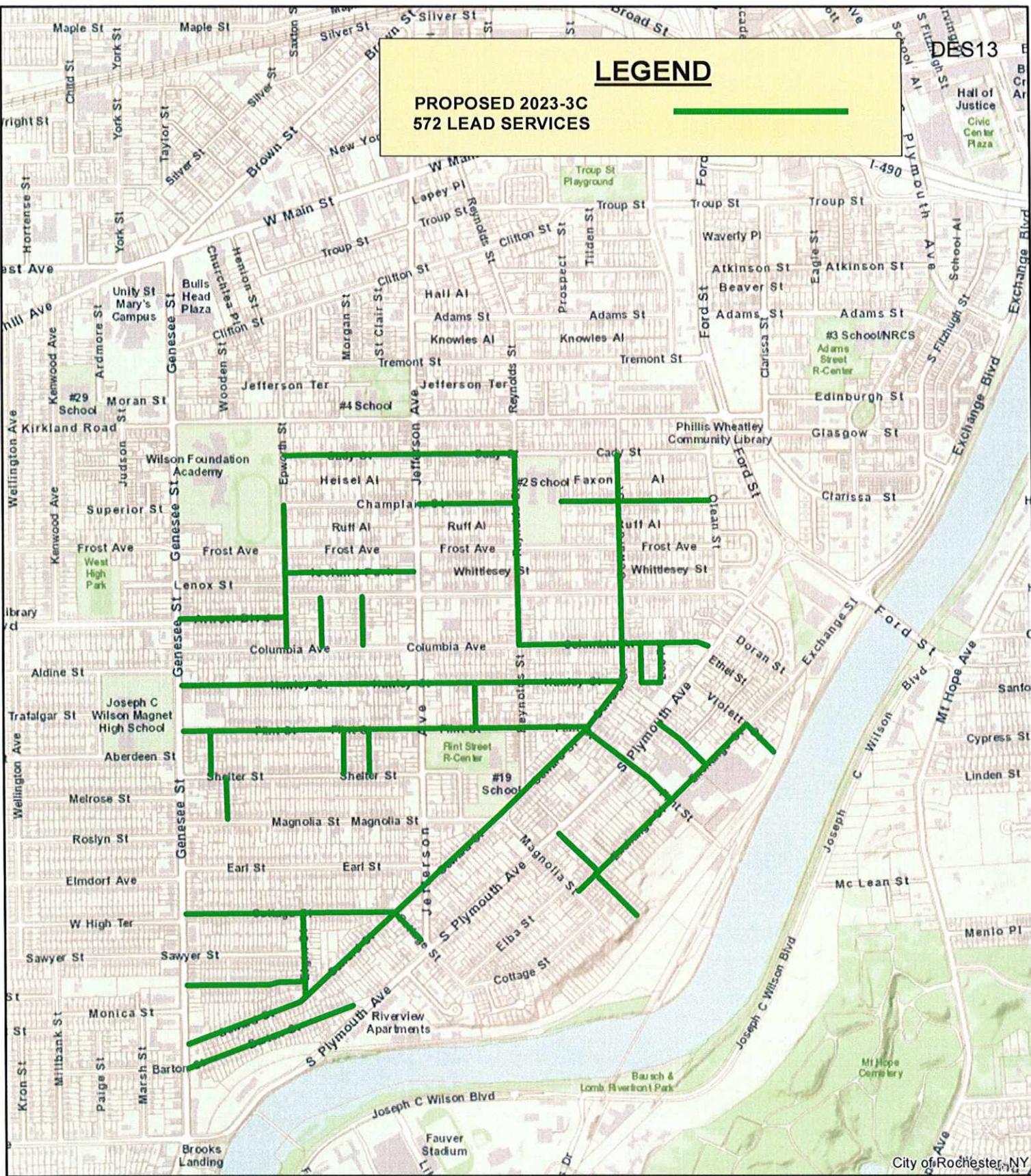
2/28/2022



1" = 1,000'

**Water Bureau Contact Information**

Customer Service - (585)428-5990  
 Water Bureau Dispatch Office - (585)428-7500  
 Water Bureau Maps & Records - (585)428-7562



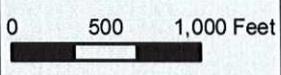
DES13

**LEGEND**  
**PROPOSED 2023-3C**  
**572 LEAD SERVICES**



**PROPOSED 2023 LEAD SERVICE  
 LINE REPLACEMENT PROJECT - 3C**

2/28/2022



1" = 1,000'

**Water Bureau Contact Information**

Customer Service - (585)428-5990  
 Water Bureau Dispatch Office - (585)428-7500  
 Water Bureau Maps & Records - (585)428-7562

City of Rochester, NY

376

Ordinance No.

**Appropriating American Rescue Plan Act funds for the 2023 Lead Service Line Replacement Program 3A, 3B and 3C**

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

Section 1. The Council hereby authorizes the receipt and use of \$15,750,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 to fund the design, construction and street restoration for the 2023 Lead Service Line Replacement Program 3A, 3B and 3C (Program), consisting of the replacement of approximately 2,552 outside and 460 inside lead water service lines.

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund and carry out the Program.

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

Section 4. This ordinance shall take effect immediately.



**377**

DES31

September 29, 2022

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation – American Rescue Plan Act, Office Space

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to the Rochester Police Department's Office of Business Intelligence office space expansion. This legislation will appropriate \$675,000 of American Rescue Plan Act (ARPA) funding to establish a dedicated office space in the Public Safety Building for the Office of Business Intelligence.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). This project is an eligible use of ARPA funding under the Final Rule Expenditure 6.1 Provision of Government Services.

This funding allocation also aligns with the City of Rochester's Comprehensive Plan under Public Health and Safety strategy 3a to increase the capabilities of RPD through collaboration, data analysis, technology, and new or improved resources, and Smart City Innovations strategy 4a to improve municipal technology to better serve the city, residents, stakeholders, and others.

RPD has restructured its civilian data and technology personnel to support, and implement more effectively, recommendations made by the RASE Commission and the City of Rochester's response to the Governor's Executive Order 203: Police Reform. Existing and future technical resources will be centralized in OBI.

These funds will be used for design and construction renovations of the former FACIT space and Vending/Eating area on the 2<sup>nd</sup> Floor of the Public Safety Building. The restructured OBI includes a combination of existing personnel and new positions. Current personnel are housed in multiple locations throughout the building, and new employees have no identified space. The centralized design will balance current needs and potential future growth.

This proposed legislation has been developed by the Department of Environmental Services in collaboration with the Rochester Police Department.

The project will result in the creation and/or retention of the equivalent of 7.3 full-time jobs.

Respectfully submitted,

Malik D. Evans  
Mayor



**Appropriating American Rescue Plan Act funds for the Office of Business Intelligence office space expansion project**

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

Section 1. The Council hereby appropriates the sum of \$675,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) to fund the Office of Business Intelligence Office Expansion project (Project).

Section 2. The Mayor is hereby authorized to execute any grant agreement or to provide such other documentation as may be necessary to fund said Project as authorized in Section 1 herein. Any such agreements and documents shall contain such additional terms and conditions as the Mayor deems appropriate.

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**PUBLIC SAFETY  
COMMITTEE  
INTRODUCTORY NO.  
378**

**Malik D. Evans**  
Mayor

September 29, 2022

POLICE 27

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Public Safety Psychology,  
PLLC, Pre-Employment Psychological Testing

Council Priority: Public Safety

Transmitted herewith for your approval is legislation establishing \$95,000 as maximum annual compensation for an agreement with Public Safety Psychology, PLLC, Albany, New York, to provide clinical services for pre-employment psychological testing of new hires for the Rochester Police Department (RPD) and the Emergency Communications Department (ECD). The annual cost of the agreement will be funded from the 2022-23 Budgets of RPD (\$60,000) and ECD (\$35,000), and subsequent budgets upon approval. The term of this agreement will be December 1, 2022 through November 30, 2023, with the option to renew for four, one-year terms.

Public Safety Psychology, a board-certified specialist in police and public safety psychology, will continue to provide pre-employment psychological evaluations for candidates who are in the process to be hired by RPD and ECD. Evaluations will include a variety of written tests, a background questionnaire, and a personal interview. Public Safety Psychology will then provide a written report detailing the suitability of the candidate.

The consultant was selected through a request for proposals process, as described in the attached summary.

Respectfully submitted,

Malik D. Evans  
Mayor



## Vendor / Consultant Selection Process Summary

**Department:** Rochester Police Department & Emergency Communications Department

**Project / Service sought:** Pre-Employment Psychological Testing

**Consultant Selected:** Public Safety Psychology, PLLC

**Method of selection:**  Request for Proposal [Complete 1-6]

Request for Qualifications [Complete 1-6]

From the NY State Department of Transportation list of pre-approved regional engineering firms [Complete 4-5]

**1. Date RFP / RFQ issued** (and posted on City website) June 14, 2022

**2. The RFP / RFQ was also sent directly to:**

Forensic Psychological Services of New York, PLLC, New York, NY

Dr. Gregory I. Mack, PH.D., Mahopac, NY

Public Safety Psychology PLLC, Albany, NY

University of Rochester Medical Center, Rochester, NY

**3. Proposals were received from**

FIRM

Public Safety Psychology PLLC

City/ST

Albany, NY

**4. Evaluation criteria**

The Request for Proposals was sent directly to four vendors and posted on the City's Website but Public Safety Psychology PLLC (PSP) was the only vendor to submit a proposal. With only one proposal submitted, and since PSP has been providing this service satisfactorily for RPD and ECD since 2012, a formal rating was not completed.

**5. Review team included staff from:**

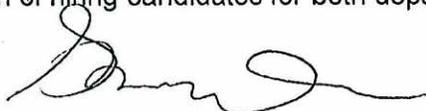
RPD/Administration – 3

ECD - 1

**6. Additional considerations/explanations** [if applicable; e.g. interviews; demonstrations]

Vendor is the only company to submit a proposal in response to the RFP. PSP has been providing excellent service to RPD and ECD for 10 years. This agreement will allow for the continuation of hiring candidates for both departments with no delays.

MWBE Officer:



9/26/2022

INTRODUCTORY NO.

378

Ordinance No.

**Authorizing an agreement relating to pre-employment psychological testing for new hires in the Police Department**

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 Public Safety Psychology, PLLC to provide clinical services for pre-employment psychological testing of new hires for the City of Rochester Police Department (Program). The term of the agreement shall be one year, with the option to extend for up to four additional periods of one year each. The maximum annual compensation for the agreement shall be \$95,000, which shall be funded in the amount of \$60,000 by the 2022-23 Budget of the Police Department (RPD) and by \$35,000 from the 2022-23 Budget of the Emergency Communications Department (ECD) for the first year, and from future budgets of RPD and ECD in subsequent years contingent upon approval of said future budgets.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**RECREATION & HUMAN  
SERVICES COMMITTEE  
INTRODUCTORY NO.**

**Malik D. Evans**  
Mayor

**379**

September 29, 2022 DRHS 21

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement - David Hochstein Memorial Music School Inc., ROCmusic Program

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

Comprehensive Plan 2034 Initiative Area: Fostering Prosperity & Opportunity

Transmitted herewith for your approval is legislation establishing \$25,000 as maximum compensation for an agreement with the David Hochstein Memorial Music School Inc. (The Hochstein School) (Hilary Field Respass, President and Executive Director, Rochester, NY) to provide music instructors for the ROCmusic program. The term of the agreement will be for the remainder of this fiscal year. The cost of the agreement will be funded from the 2022-23 Annual Action Plan STEAM Engine allocation, previously appropriated by City Council Ordinance No. 2022-229.

ROCmusic is an after-school and summer community-based music enrichment program that offers tuition-free music instruction, instruments, small-group lessons, and monthly concert performances. The program includes two tracks – traditional instrumental music instruction with a focus on string and brass instruments, and contemporary music instruction with a focus on piano, bass guitar, drums, and production. All students can also participate in electives such as African Drumming, Choir, Blues Band, Fiddling, recording skills, and sound reinforcement. In addition to instruction, the students have special access to guest artists and local cultural events, with transportation and meals arranged at no additional cost to the student or their families.

The program will serve up to 140 youth ages 6 and older at the David F. Gantt, The Honorable Willie Walker Lightfoot R-Center for Equity and Justice, Frederick Douglass and Edgerton R-Centers.

The ROCmusic program began in 2012 as a partnership between the City, Hochstein School, University of Rochester Eastman School of Music, Eastman Community Music School, Rochester Philharmonic Orchestra, and the Rochester City School District. The program has served 621 students since its inception. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,

Malik D. Evans  
Mayor



## NO RFP JUSTIFICATION STATEMENT

### Awarding a Professional Services Agreement Without a Request for Proposals

The Procurement of Professional Services Policy (Ord. No. 2012-318) requires an RFP to be issued under most circumstances. If it is determined that an RFP will not be issued, this form must be completed, signed by the Department Head, and kept on file (electronically or hard copy). It must also be submitted:

1. To City Council as an attachment to the transmittal letter for any PSA that exceeds \$10,000, and
2. To the contract record when entered in Munis.

Department: DRHS

Services(s): Payment to music instructors including Supplies and equipment for the ROCmusic Program

Vendor/Consultant selected: School)

David Hochstein Memorial School of Music (The Hochstein

**How was the vendor selected?** The Hochstein School is a long-term partner, community facilitator and active collaborative partner for the ROCmusic Program. The Hochstein School was selected based on qualifications and expertise.

#### Why was no RFP issued for this service?

- **Is there previous experience with the vendor? Describe why it is in the City's best interest to continue with them and not solicit others.**

The Hochstein School has been one of the key collaborative members and helped to create the ROCmusic Program. The Hochstein School has supported and advised for over 15 years. They have been instrumental in the success of ROCmusic over the years. They have a depth of knowledge of the world of music and what it takes to provide high quality music instruction to youth, a passion and commitment the program and the proven ability to perform the services outlined in the PSA. ROCmusic could not succeed without the countless number of volunteer hours provided by the teaching students.

- **Are there unique or emergency circumstances? Describe how an RFP process would jeopardize the success of the project.**

The ROCmusic program launches each school year beginning in September. An RFP process at this point in the year would jeopardize the success of paying instructors to deliver program and would make it impossible for the City to continue to provide the program to 140 students this school year. The Hochstein School is a staple of the ROCmusic program.

- **Is the service specialized and unique? Is the number of qualified providers limited? Describe the Department's experience with and knowledge of the market and why an RFP would not produce additional qualified consultants.**

This service is specialized and unique. Other qualified providers in the area might include Eastman School of Music, Rochester Philharmonic Orchestra, Gateways Music Festival or Rochester City School District which are already collaborative partners with the ROCmusic program and all partners have agreed that The Hochstein School take on this role.

- **Does the project include multi-year State or Federal funding? Explain why it is in the best interest of the project and the City to continue with the same consultant (e.g. where the design consultant on a project is retained for resident project representation services).**  
No, this project does not include multi-year State or federal funding.

**Compensation Amount: \$25,000**

How was this determined? Explain how it is a reasonable and best value for the City.  
This amount was determined by the receipt of \$25,000 in CDBG dollars. Activation funds must be utilized for compensation for music instruction and other costs associated with facilitating the ROCmusic Program.

**The MWBE Officer has reviewed the proposed Agreement for MWBE and Workforce goals.**

MWBE Officer Initials: SMD

Date: 9/20/2022



9.19.22

Signature: Department Head

Date

**Authorizing an agreement for the ROCmusic 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 David Hochstein Memorial Music School Inc. to provide music instructors for the ROCmusic program (Program). The term of the agreement shall extend until June 30, 2023. The maximum compensation for the agreement shall be \$25,000, which shall be funded from the 2022-23 Annual Action Plan STEAM Engine allocation as appropriated pursuant to Ordinance No. 2022-229.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**RECREATION & HUMAN  
SERVICES COMMITTEE  
INTRODUCTORY NO.**

Malik D. Evans  
Mayor

380

September 29, 2022 DRHS 22

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Rochester City Soccer League

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

Comprehensive Plan 2034 Initiative Area: Sustaining  
Green and Active Systems

Transmitted herewith for your approval is legislation establishing \$50,000 as maximum annual compensation for an agreement with the Rochester City Soccer League (Nicole Hercules, Henrietta, NY) for coordination of free, indoor and outdoor youth soccer leagues and training for all gender identities. The term of this agreement will be for one year, with the option to renew for two additional one-year periods. The cost of this agreement will be funded from the 2022-23 Budgets of the Department of Recreation and Human Services (DRHS) (\$25,000) and Undistributed Expenses (\$25,000), and subsequent renewals will be funded from the future budgets of DRHS, contingent upon approval.

The Rochester City Soccer League will facilitate and coordinate the delivery of a year-round comprehensive soccer program including Fall soccer training, Winter indoor soccer training, Winter Youth indoor & Spring/Summer Outdoor soccer leagues and a Sports Camp Soccer Clinic for youth ages 4 to 21 years old. The City of Rochester began partnering with the Rochester City Soccer League in 2016 initially serving 150 youth annually. The program has expanded to currently serve over 1,500 youth. This agreement was last authorized by City Council via Ordinance No. 2018-413.

The Rochester City Soccer League was selected for these services based our past and current collaborations. A full justification for not issuing a request for proposals is attached.

Respectfully submitted,

Malik D. Evans  
Mayor



**JUSTIFICATION STATEMENT**

**Awarding a Professional Services Agreement Without a Request for Proposals**

The Procurement of Professional Services Policy (Ord. No. 2012-318) requires an RFP to be issued under most circumstances. If it is determined that an RFP process will not benefit the City, this form must be completed, signed by the Department Head, and kept on file (electronically or hard copy). It must also be submitted:

1. To City Council as an attachment to the transmittal letter for any PSA that exceeds \$10,000, and
2. To the contract record when entered in Muris.

Department: DRHS

Service(s): Provide Year Round Soccer Leagues & Clinics

Vendor/Consultant selected: Rochester City Soccer League

How was the vendor selected? Based upon previous collaborations and agreements

**Why was no RFP issued for this service?**

The consultant has collaborated with DHRHS since 2016 and in that time have used their credentials, knowledge and expertise in youth and professional soccer to increase City youth participation in the sport, from roughly 150 youth to over 1,500 participants.

**Are there unique or emergency circumstances?**

Going through an RFP process would disrupt and discontinue the season for youth participants throughout the school year. An RFP would unnecessarily require that we cancel at least the fall and winter season leagues and trainings. This would mean that 1,500 youth would not be able to be active and participate in programming for the duration of time needed to prepare, post and award an RFP.

**Is there previous experience with the vendor?**

Yes the vendor has had Professional Service Agreements with DRHS and we are pleased with their services. They have strong, established relationships with our target populations and other professional organizations throughout Rochester and NY State.

**Is the service specialized and unique? Is the number of qualified providers limited? Describe the Department's experience with and knowledge of the market and why an RFP would not produce additional qualified consultants.**

The Rochester City Soccer League is affiliated with New York State Soccer Association, USA Soccer and NCAA Soccer. The consultant also has the knowledge, experience and expertise to provide sports related college advisement and academic resources.

**Does the project include multi-year State or Federal funding? Explain why it is in the best interest of the project and the City to continue with the same consultant (e.g. where the design consultant on a project is retained for resident project representation services).**

No

Compensation Amount: \$50,000

**How was this determined? Explain how it is a reasonable and best value for the City.**

This consultant has provided a more than reasonable cost estimate for supplies, equipment, and staffing, including coaches and referees, necessary for oversight, coordination, and implementation of the leagues.

MWBE: SMO

Signature: S. J. Green  
Department Head

Date: 9/20/2022  
9.19.22

Date

380

Ordinance No.

**Authorizing an agreement for the Rochester City Soccer League**

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 City Soccer League for the coordination of free, indoor and outdoor youth soccer leagues and training for City residents of all gender identities (Program). The term of the agreement shall be one year, with the option to extend for up to two additional periods of one year. The maximum annual compensation for the agreement shall be \$50,000, which shall be funded in the amount of \$25,000 by the Budget of the Department of Recreation and Human Services (DRHS) and \$25,000 by the Budget of Undistributed Expenses for the first year, and by \$50,000 from subsequent budgets of DRHS in the year of each optional extension contingent upon approval of said future budgets.

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

Section 3. This ordinance shall take effect immediately.



**City of Rochester**

City Hall Room 308A, 30 Church Street  
Rochester, New York 14614-1290  
www.cityofrochester.gov

**RECREATION & HUMAN  
SERVICES COMMITTEE  
INTRODUCTORY NO.**

**Malik D. Evans**  
Mayor

381

September 29, 2022 DRHS 23

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appropriation - American Rescue Plan Act,  
R-Center Health, Wellness and Social-Emotional  
Programming and Support

Council Priority: Public Safety

Comprehensive Plan 2034 Initiative Area: Reinforcing  
Strong Neighborhoods

Transmitted herewith for your approval is legislation appropriating the receipt and use of \$2,000,000 from the American Rescue Plan Act (ARPA) funding for R-Center Health, Wellness and Social-Emotional Programming and Support.

The City of Rochester received a \$202.1 million award from the Coronavirus State and Local Fiscal Recovery Fund established by the American Rescue Plan Act (ARPA). The R-Center Health, Wellness and Social-Emotional Programming and Support service is an eligible use of ARPA funding under the Public Health Expenditure Category- 1.12, Mental Health Services.

Youth and families within the city of Rochester have been struggling with how to navigate the many thoughts and feelings that accompany the trauma associated with the COVID pandemic, from the increase in violence, to the isolation experienced during key developmental years. The City of Rochester staff in the R-Centers, in particular, have seen how the youth and families they engage with on daily basis are struggling to process the traumatic events they may have encountered. The City has recognized the need for these youth and families to process their trauma in a healthy, productive way and in a setting in which they are comfortable. For these reasons, the City will utilize ARPA funding to partner with one or multiple agencies to act as sub recipient(s) or grantee(s) that can provide professional social-emotional, health and wellness supports and programming to the youth and families that attend R-Centers. Partner agencies will be identified through a request for proposals process anticipated to be released October 21, 2022.

Initial services will start in four R-Center locations: David F. Gantt, Thomas P. Ryan, Willie W. Lightfoot and Carter Street. The success of the program rests on its unique nature; where therapeutic services are imbedded into the daily operation of R-Center programming.

Respectfully submitted,

Malik D. Evans  
Mayor



381

Ordinance No.

**Appropriating American Rescue Plan Act funds for R-Center health, wellness, and social-emotional programming and support**

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

Section 1. The Council hereby authorizes the receipt and use of \$2,000,000 provided by the United States Treasury pursuant to the American Rescue Plan Act of 2021 (ARPA) and appropriates said amount to implement R-Center health, wellness, and social-emotional programming and support (Program).

Section 2. The Mayor is hereby further authorized to execute any grant agreement or to provide such additional documentation as may be necessary to fund and carry out the Program.

Section 3. This ordinance shall take effect immediately.



**RECREATION & HUMAN  
SERVICES COMMITTEE  
INTRODUCTORY NO.**

**382**

September 29, 2022 DRHS 35

TO THE COUNCIL

Ladies and Gentlemen:

Re: Grant Agreement - New York State Office of  
Children and Family Services, AmeriCorps

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

Comprehensive Plan 2034 Initiative Area: Fostering  
Prosperity and Opportunity

Transmitted herewith for your approval is legislation related to the grant from the New York State Office of Children and Family Services (NYS OCFS) the Flower City AmeriCorps program. This legislation will:

1. Authorize the receipt and use of a grant award for the Flower City AmeriCorps Program for a term of November 1, 2022 to January 31, 2024. This is the second year of a three-year grant, for which the City will receive a grant award of \$410,729.
2. Amend the 2022-23 Budget of the Department of Recreation and Human Services by \$21,400 to reflect a portion of the grant. This grant was anticipated and included in the 2022-23 Budget of the Department of Recreation and Human Services at funding levels consistent with the first grant period. This budget amendment reflects the second year grant award that includes a new staffing model due to the new Public Health Corps program as well as additional funds for member services including coaching and accommodations at host sites such as interpretation services. The remaining grant funds will be anticipated and included in future years' budgets, subject to approval by Council.

The goal of the Flower City AmeriCorps program is to inspire and prepare the next wave of human service professionals by providing the skills, information, and experience needed for success as they serve at local organizations working to mitigate poverty in our community. Thirty-One AmeriCorps members will be selected to provide one year of service through placement at various City departments including in DRHS and the Department of Environmental Services, as well as several community organizations. Members will engage approximately 800 individuals in youth development, health and wellness, economic opportunity, and community building programming. Oversight of the program will be performed by the equivalent of one and a half full-time DRHS staff.

AmeriCorps members are volunteers and, if serving full time (40 hours per week), will receive a \$16,502 annual "living allowance". Four members will receive a "living allowance" of \$17,000 for a year due to their additional work of being team leads. Upon successful completion of their fulltime service, members are also eligible for the Segal AmeriCorps Education Award provided by the federal government in the amount of \$6,495. AmeriCorps members serving half time (20 hours per week) will receive a \$8,500 annual "living allowance". Upon successful completion of their half time service, members are also eligible for the Segal AmeriCorps Education Award provided by the federal government in the amount of \$3,247.50.



This will be the eighth year of the Flower City AmeriCorps program, which was last authorized via City Council Ordinance No. 2021-308.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Malik D. Evans', with a long horizontal flourish extending to the right.

Malik D. Evans  
Mayor

**Authorizing a grant agreement and amending the 2022-23 Budget for the Flower City AmeriCorps 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 Office of Children and Family Services for the receipt and use of \$410,729 for the Flower City AmeriCorps program (Program). The term of the agreement shall be from November 1, 2022 through January 31, 2024.

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

Section 3. Ordinance No. 2022-157, the 2022-23 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations of the Budget of the Department of Recreation and Human Services by the amount of \$21,400, which amount is hereby appropriated for the Program.

Section 4. This ordinance shall take effect immediately.