



**City of Rochester**

City Clerk's Office

# **Certified Ordinance**

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**Rochester, N.Y., \_\_\_\_\_**  
**TO WHOM IT MAY CONCERN**

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **March 19, 2024** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **March 20, 2024** in accordance with the applicable provisions of law.

Ordinance No. 2024-66

**Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$19,500,000 Bonds of said City to finance the costs of improvements to specified City School District buildings**

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

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance \$19,500,000 of the costs of the City School District 2023-24 Capital Improvement Program, including the costs of the design, renovation and improvements of the City School District buildings indicated on the attached Schedule A (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$19,500,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$19,500,000 bonds of the City to finance said appropriation and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$19,500,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance,

and other proceedings and determinations related thereto. The principal of the Bonds authorized by this Ordinance exceeds by \$2,699,203 the principal of the Bonds being redeemed on behalf of the School District during the City's 2023-24 Fiscal Year. This exceedance in the amount of \$2,700,000 is authorized by a concurrent Resolution of this Council. The proceeds of the Bonds authorized herein shall not be applied to any School District facility in the current phase of the School District Facilities Modernization Program.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$19,500,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 12(a)(1) of the Law, is twenty five (25) years.

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

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

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

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

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

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

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

Schedule A  
2023-24 RCSD CAPITAL IMPROVEMENT PROGRAM

<b>School Name</b>	<b>Project Description</b>	<b>Budget</b>
School #5/John Williams School	Construct playground and relocate existing ballfield, masonry repointing, reroofing of bay window for room #101 and resurface existing City playground.	\$ 900,000
School #12/ Anna Murray-Douglass Academy	Replace chiller on third floor with rooftop air cooled unit, replace R-Center kitchen hood and upgrade fire rating of the cooking space and upgrade District/City shared space to support maker space program.	\$ 2,400,000
School #19/ Dr. Charles T. Lunsford	Provide planning and design consultant services to replace roof on school building, provide boiler burner upgrades, and replace the fire alarm system throughout the building.	\$ 300,000
School #23/ Francis Parker	Replace classroom doors and transoms, replace exterior doors and other interior doors and provide card readers and door lock devices on all classroom doors.	\$ 900,000



School Name	Project Description	Budget
School No. 33/ John James Audubon	Replace scoreboard in large gym. Complete Thomas Ryan R-Center renovations to include: building envelope improvements, gymnasium upgrades, Mechanical Electrical Plumbing systems upgrades, upgrades to the existing building management, fire and life safety systems, interior renovations, and site work improvements.	\$ 2,100,000
School No. 34/ Dr. Louis A. Cerulli	Replace Vinyl Asbestos Tile flooring in select classrooms, rebuild parapets on original building and complete masonry restorations on exterior façade.	\$ 800,000
School No. 39/ Andrew J. Townson	Install security screens on first and second floor windows.	\$ 500,000
School No. 42/ Abelard Reynolds	Complete gymnasium interior finishes on gymnasium exterior walls.	\$ 500,000
School No. 45/ Mary McLeod Bethune	Recoat fiberglass cornice and provide air cooled chiller.	\$ 1,700,000
School No. 46/ Charles Carroll	Replace battleship flooring in 6 classrooms on first floor and 8 classrooms on second floor, complete classroom upgrades, abate classroom ceilings on 2 <sup>nd</sup> floor, and install new ceiling and new technology. Renovate toilets in kindergarten classrooms and lower level.	\$ 2,500,000
Charlotte Campus	Auditorium renovations to include: repair water damage on ceiling and paint ceiling, install air conditioning, abate ACM panels on stage, replace seating on main floor and balcony. Provide screening for properties adjacent to football field. Construct security screening room at main entry.	\$ 2,100,000
James Monroe	Construct school based health clinic previously designed in the modernization program. Construct cosmetology classroom in 24B.	\$ 1,000,000

School Name	Project Description	Budget
School Without Walls Commencement	Replace rooftop air handler. Upgrade freight elevator.	\$ 600,000
Wilson Foundation Academy	Relocate interior vestibule glass wall to create secure vestibule. Modify control desk.	\$ 600,000
Various School Building Reorganizations	Provide design and renovations to support building reorganizations. Locations to be determined.	\$ 1,000,000
District Wide Door Security Alarm Initiative	Door Security Alarm project provides alarms and cameras at all building exits with rapid notifications.	\$ 1,600,000
<b>GRAND TOTAL 2023-24 RCSD CAPITAL IMPROVEMENT PROGRAM</b>		<b>\$19,500,000</b>

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Lightfoot, Lupien, Martin, Monroe, Patterson, Smith - 9.

Nays - None - 0.

Attest



City Clerk