

COMMON COUNCIL
of the
CITY OF SYRACUSE

(01/23)

REGULAR MEETING – JANUARY 23, 2023

1:00 P.M.

1. *Pledge of Allegiance to the Flag – (Led by the Hon. Helen Hudson, President of the Syracuse Common Council)*
2. *Invocation – (Led by Rev. Clare Pietra, Northside Community Church of the Nazarene)*
3. *Roll Call – (Present – 8; Councilor Allen – Absent)*
4. *Minutes – January 9, 2023 – (Adopted 8-0)*
5. *Petitions – (None)*
6. *Committee Reports – (None)*
7. *Communications – (From Joseph Alfieri with Syracuse University, a letter accepting Ordinance #727-2022, granting a revocable permission to Syracuse University)*

NEW BUSINESS

BY PRESIDENT HUDSON:

- 8-0** 8. *Resolution - Approving the Appointment of Various Persons as Commissioners of Deeds for 2023/2024.*

2-R

BY COUNCILOR CALDWELL:

- 7-0** 9. *Amend – Ord. #418 (07/12/2021), “Appropriate Funds - From the American Rescue Plan Act of 2021 (ARPA 2021) in an amount not to exceed \$1,037,072 and enter into an agreement with Syracuse Urban Partnership (SYRUP), for the 2021-2022 and 2022-2023 Summer Fellows Program for stipends for youth to attend programming with partner agency sub grantees, to provide enrichment programming for a total of 1804 youth between the ages of 10 and up, as detailed in Exhibit “A”. Amend to increase the appropriation by \$60,000 to cover the cost associated with services provided to an additional 86 children. Total amount not to exceed \$1,097,072.*

Caldwell
- Abstain

35

BY COUNCILOR CALDWELL; PRESIDENT HUDSON & ALL COUNCILORS:

- 8-0 10. Resolution - Memorializing the Governor of New York, the State Senate and State Assembly of New York to approve Assembly Bill A1029 and Senate Bill S211 to provide former incarcerated individuals with a path forward where they are not restricted by their past mistakes. 3-R

BY COUNCILOR GREENE:

- 8-0 11. Approve – Settlement – Progressive Insurance a/s/o Jesse O'Donnell v. City of Syracuse (C2022-22). Settlement, relative to a motor vehicle accident on May 3, 2022, in the amount of \$13,682.92, from Account #599305.01.93000. 36
- 8-0 12. Amend – Ord. #666 (11/22/2021), "Contract – With Cherry Road Technologies (CRT), to complete the four phases of the Payroll Modernization Program, for the period of 18 months, to be funded by a NYS Financial Review Board Grant in the amount of \$1,500,000 to upgrade payroll systems. Total cost not to exceed \$2,198,640, charged to the 2022/2023 Capital Budget." Amend to increase the cost by \$76,800 and extend the contract for four (4) months to expire April 30, 2023. Total cost not to exceed \$2,308,440, from Account #16800.01.540530. 37
- 8-0 13. Purchase w/c/b - From Visual Technologies, the replacement and installation of new microphones in the Common Council Chamber due to a series of malfunctions, effective upon approval. Details are outlined in the proposal. Total cost not to exceed \$65,000, charged to Account #540542.01.10100. 38
- 8-0 14. Transfer Funds - From the 2022/2023 Budget Account #90600.01.590601 (Medical Insurance) in the amount of \$90,000, to Account #540542.01.10100. (Common Council-Technical \$45,000) and Account #16800.01.540530 (IT-Factual & Informational \$45,000), detailed in Schedule "A". 39

BY COUNCILOR GETHERS:

- 8-0 15. Advertise Public Hearing - Relative to the "Residents Input", as it relates to DPW proposal to provide standardized sanitation carts to City residents as a requirement for trash disposal, an outline of the proposal is attached. (Public Hearing to be held on Wednesday, February 1, 2023, at 5:30 P.M.) 40
- 8-0 16. Agreement – With Syracuse University, to provide a minimum of 25 monthly parking spaces and a maximum of 125 monthly parking permits in the Washington Street Garage, for their faculty, staff and students, for the period of five (5) years to commence on February 1, 2023, with two (2) one-year renewal options with the approval of the Mayor and the Common Council. The monthly rate and term per permit for the new agreement will be the market rate, as established by the Common Council, plus applicable sale tax. 41

17. Confirm – Re-appointment of Corey Driscoll Dunham to the Onondaga County Resource Recovery Agency Board of Directors (OCRRA), for a term ending December 31, 2024. **8-0 42**
18. Confirm – Re-appointment of Joseph T. Driscoll to the Onondaga County Resource Recovery Agency Board of Directors (OCRRA), for a term ending December 31, 2025. **8-0 43**
19. Confirm – Re-appointment of Stephanie Pasquale to the Onondaga County Resource Recovery Agency Board of Directors (OCRRA), for a term ending December 31, 2025. **8-0 44**
20. Purchase w/c/b - From Verdin Company, a new Carillon to be installed in the tower at City Hall, to expand the functionality of the equipment, on behalf of Department of Public Works. Total cost not to exceed \$12,195, from Accounts #01.16210.520620. **8-0 45**
- T 21. Local Law - Of the City of Syracuse to grant a permanent easement to Niagara Mohawk Power Corporation on the City's property at the Syracuse Hancock International Airport located at 1000 Col Eileen Collin Boulevard, for installation, operation and maintenance of an underground power line and a transformer and concrete pad for the Airport Glycol Recycling Facility at 7047 Thompson Road, North Syracuse (Easement Sketch 11-22-30555384) for \$1.00, as detailed in Exhibit "A". **T**

BY COUNCILOR HOGAN:

22. Amend – The Revised General Ordinances of the City of Syracuse, Chapter 27, "Business Certificate of Use", relative to Section 27:163 entitled "Definitions". Amend to add all definition necessary to include "Adult-Use Cannabis Retail Dispensary," "Adult-Use On-site Cannabis Consumption Establishment" and "Cannabinoid Hemp Retailer" (hereinafter collectively referred to as "business entities") with the definition of Business. **8-0 Gen. #2**
23. Application & Agreement – To and with the Restore NY Communities Initiative for funds in an amount not to exceed \$5,000,000, for building rehabilitation, demolition, and reconstruction of commercial, residential, and mixed-use properties that are vacant and/or underutilized in the City's westside neighborhoods. No local match required. **8-0 46**
24. Authorize - The City of Syracuse as Lead Agency for the demolition of the former Syracuse Developmental Center located at 800-802 South Wilbur Avenue, pursuant to the State Environmental Quality Review Act (SEQRA). The City is proposing to demolish and remediate the existing structure. **8-0 47**

- 8-0** 25. *Authorize – The City to execute an incentive proposal agreement with New York State and Urban Development Corporation, d/b/a Empire State Development, (ESD) for pre-development site work for the former Syracuse Development Center located at 800-802 South Wilbur Avenue. The project will be full reimbursed by an ESD grant in an amount not to exceed \$29,000,000. This funding will be used to complete the demolition, remediation, and infrastructure investment along the access roads to the site. A \$250 application fee is required and will be charged to an account determined by the Commissioner of Finance.* **48**

BY COUNCILOR MAJOK:

- 8-0** 26. *Application & Agreement – To and with NYS Division of Criminal Justice Services (DCJS), for a Crime Prevention Through Environment Design (CPTED) grant in an amount not to exceed \$4,000,000, to enable a multi-department CPTED initiative to address housing, green space, cleanliness and infrastructure in gun violence hotspots identified by the Syracuse Police Department. No local match required.* **49**
- 8-0** 27. *Approve – An in-kind donation, of retired body armor and retired ballistic helmet, to Ukraine Friends, a U.S. based non-profit organization dedicate to delivering critical help in Ukraine by providing humanitarian aid. They will facilitate the donation to the National Police of Ukraine, a description of the items donated is detailed in the legislation. These items are no longer serviceable by the Police Department.* **50**

BY COUNCILOR ALLEN:

- 8-0** 28. *Resolution - To appoint Denise Welch, to the Land Bank Citizens Advisory Board to fill the vacant seat of Jessica Elliott as the 4th Council District representative for the term ending May 31, 2024.* **4-R**

Syracuse Common Council
Adjourned at 1:09 PM

Ordinance No.

2023

ORDINANCE AMENDING ORDINANCE NO. 418-2021 AUTHORIZING THE APPROPRIATION OF \$1,037,072 OF THE AMERICAN RESCUE PLAN ACT OF 2021 (ARPA) FUNDS RECEIVED BY THE CITY OF SYRACUSE TO BE USED FOR A GRANT TO PROVIDE STIPENDS FOR YOUTH TO ATTEND PROGRAMMING WITH VARIOUS ENTITIES WHO WILL BE PROVIDING ENRICHMENT PROGRAMMING FOR YOUTH AS PART OF THE SYRACUSE URBAN PARTNERSHIP'S 2021-2022 AND 2022-2023 SUMMER FELLOWS PROGRAM AND AUTHORIZE AN AGREEMENT WITH THE SYRACUSE URBAN PARTNERSHIP (SYRUP) TO ADMINISTER THE ARPA FUNDS FOR THE CITY OF SYRACUSE

BE IT ORDAINED, that Ordinance No. 418-2021 is hereby amended to read as follows:

BE IT ORDAINED, that this Common Council hereby appropriates the sum of \$1,097,072* of the American Rescue Plan Act of 2021 (ARPA) funds received by the City of Syracuse to an account to be determined by the Commissioner of Finance; said funds are to be used for a grant to provide stipends for youth to attend programming with the various entities listed in spreadsheet attached hereto as Exhibit "A", who will be providing enrichment programming for a total of 1890** youth between the ages of 10 and up as part of the 2021-2022 and 2022-2023 Summer Fellows Program, in the manner provided by law; and

BE IT FURTHER ORDAINED, that the Mayor be and he hereby is authorized to execute an agreement with the Syracuse Urban Partnership (SYRUP) to administer the \$1,097,072* in ARPA funds on behalf of the City of Syracuse to provide stipends for youth to attend programming with the various entities listed in spreadsheet attached hereto as Exhibit "A", who will be providing

enrichment programming for a total of 1890** youth between the ages of 10 and up as part of the 2021-2022 and 2022-2023 Summer Fellows Program; and

BE IT FURTHER ORDAINED, that the agreement shall be subject to the approval of the Corporation Counsel as to terms, form and execution.

BE IT FURTHER ORDAINED, that upon execution of the aforementioned agreement, the ARPA funds will be expended, subject to the approval of the Commissioner of Finance.

_____ = new material

* previously read \$1,037,072

** previously read 1804

2021 Summer Fellows Program

<u>Organization</u>	<u># Youth Ages 10-13</u>	<u>Ages 14 and up</u>	<u># weeks</u>	<u>Per youth stipend</u>	<u>Total</u>
Dunbar	51 (27) x \$299=\$8,073	(24) x \$599=\$14,376	6 week program	(51) x 300=\$15,300	\$37,749
Hillside	20 (20) x \$299=\$5,980		4 week program	(20) x 200=\$4,000	\$9,980
Syracuse Community Conn	25 (18) x \$299=\$5,382	(7) x \$599=\$4,193	6 week program	(25) x 100=\$2,500	\$12,075
PSLA Fire Rescue Program	24 (12) x \$299=\$3,588	(12) x \$599=\$7,188	6 week program	(24) x 300=\$7,200	\$17,976
Kirk Park Colts	15	(15) x \$599=\$8,985	6 week program	(15) x 300=\$4,500	\$13,485
Once Upon A Star	22	(22) x \$599=\$13,178	4 week program	(22) x 200=\$4,400	\$17,578
Pass Da Rock	15	(15) x \$599=\$8,985	4 week program	(15) x 200=\$3,000	\$11,985
190 Elite	80 (30) x \$299=\$8,970	(50) x \$599=\$29,950	4 week program	(80) x 200=\$16,000	\$54,920
Street Addiction	35 (20) x \$299=\$5,980	(15) x \$599=\$8,985	4 week program	(35) x 200=\$7,000	\$21,965
La Casita Cultural Center	20 (10) x \$299=\$2,990	(10) x \$599=\$5,990	6 week program	(20) x 300=\$6,000	\$14,980
Building Men Program	60 (60) x \$299=\$17,940		6 week program	(60) x 300=\$18,000	\$35,940
North Side Learning Center	32 (20) x \$299=\$5,980	(12) x \$599=\$7,188	7 week program	(32) x 300=\$9,600	\$22,768
Pretty Girls Rock	27 (16) x \$299=\$4,784	(11) x \$599=\$6,589	4 week program	(27) x 200=\$5,400	\$16,773
Fight for Hearts	5	(5) x \$599=\$2,995	6 week program	(5) x 300=\$1,500	\$4,495
Fellowship Christain Athletes	25 (25) x \$299=\$7,475		6 week program	(25) x 300=\$7,500	\$14,975
People Church	15	(15) x \$599=\$8,985	4 week program	(15) x 200=\$3,000	\$11,985
Apostolic Church	15	(15) x \$599=\$8,985	4 week program	(15) x 200=\$3,000	\$11,985
Tucker Baptist Church	15	(15) x \$599=\$8,985	4 week program	(15) x 200=\$3,000	\$11,985
I can radio	3	(3) x \$599=\$1,797	4 week program	(3) x 200=\$600	\$2,397
BGCS/Who Can Smoke	10	(10) x \$599=\$5,990	4 week program	(10) x 200=\$2,000	\$7,990
Huntington Family Center	24 (4) x \$299=\$1,196	(20) x \$599=\$11,980	6 week program	(24) x 300=\$7,200	\$20,376
				Paid to Syrup	\$374,362
Score/CCSI	30	(30) x \$599=\$17,970	6 week program	(30) x 300=\$9,000	\$26,970
Rise	75 (25) x \$299=\$7,475	(50) x \$599=\$29,950	4-6 weeks program	(75) x 200=\$15,000	\$52,425
Good Life	60 (5) x \$299=\$1,495	(55) x \$599=\$32,945	4 week program	(60) x 200=\$12,000	\$46,440
Boys and Girls Club of Syr	150 (75) x \$299=\$22,425	(75) x \$599=\$44,925	4 week program	(150) x 200=\$30,000	\$97,350
Syracuse Academy of Science	30	(30) x \$599 = \$17,970	4 weeks program	(30) x 300 = \$9,000	\$26,970
LeMoynne College - Upward Bounc	20	(20) x \$599 = \$11,980	4 week program	Don't need supplies	\$11,980
				Paid to United Way	\$262,135
	903			TOTAL REQUEST	\$636,497



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Bureau of Research

CITY OF SYRACUSE, MAYOR BEN WALSH

January 6, 2022

Janet L. Burke
Director, Bureau of
Research

Ms. Patricia K. McBride
Office of the City Clerk
233 E. Washington Street, Room 231
Syracuse, N.Y. 13202

Dear Ms. McBride:

Please prepare legislation for an upcoming meeting of the Common Council to amend ordinance #418-2021 which approved the appropriation of funds for and to enter into an agreement with the Syracuse Urban Partnership (SYRUP) in an amount not to exceed \$1,037,072 from the American Rescue Plan Act (ARPA) of 2021-2022 fund balance.

We request that the original contract be increased by \$60,000 to cover the costs associated with services provided to an additional 86 children in the Syracuse Urban Partnership Summer Fellows Program.

If you have any questions or need any additional information, please contact me at your convenience.

Sincerely,

Janet L. Burke
Director, Bureau of Research

Bureau of Research
233 E Washington St.
Room 419
Syracuse, N.Y. 13202

Office 315 448-8020
Fax 315 448-8008

www.syr.gov.net




OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

Timothy M. Rudd
Director

Julie Castellitto
Assistant Director

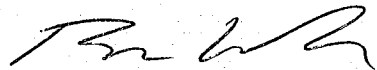
TO: Mayor Ben Walsh
FROM: Timothy M. Rudd, Director of Management & Budget 
DATE: January 9, 2023
SUBJECT: Amend Ordinance #418-2021 – Syracuse Urban Partnership (SYRUP)

On behalf of the Department of Research, I am requesting the City amend ordinance #418-2021 which approved the appropriation of funds for and to enter into an agreement with the Syracuse Urban Partnership (SYRUP) in an amount not to exceed \$1,037,072 from the American Rescue Plan Act (ARPA) of 2021-2022 fund balance.

The Department of Research requests that the original contract be increased by \$60,000 to cover the costs associated with services provided to an additional 86 children in the Syracuse Urban Partnership Summer Fellows Program.

Please indicate your concurrence by signing below and returning this memo to me so that I may forward a copy to the Common Council along with the legislation request for the next Common Council Meeting.

Thank you for your attention regarding this matter.



Mayor Ben Walsh
City of Syracuse, New York

JAN 11 2023
Date

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

www.syr.gov

RESOLUTION MEMORIALIZING THE GOVERNOR, THE STATE SENATE AND THE STATE ASSEMBLY OF NEW YORK TO APPROVE ASSEMBLY BILL A1029 AND SENATE BILL S211 TO PROVIDE FORMER INCARCERATED INDIVIDUALS WITH A PATH FORWARD WHERE THEY ARE NOT RESTRICTED BY THEIR PAST MISTAKES

WHEREAS, it is documented that formerly incarcerated individuals have difficulty obtaining jobs and homes after serving their sentence; and

WHEREAS, these individuals are entitled to a “fresh start” on life after serving their prescribed sentences; and

WHEREAS, it is documented that returning these individuals to gainful employment would boost the New York State economy and add a pool of needed employees; and

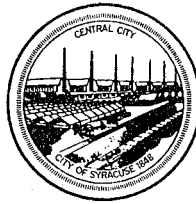
WHEREAS, Assembly Bill A1029 and Senate Bill S211 would amend the Criminal Procedure Law and several related NYS Laws to provide that certain criminal convictions would be sealed 3-7 years from the imposition of the sentence depending on the nature of the conviction;

NOW, THEREFORE

BE IT RESOLVED, that this Common Council hereby declares its support for the enactment of Assembly Bill A1029 and Senate Bill S211 by the New York State Legislature and Governor; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to transmit copies of this Resolution to the Governor Kathleen C. Hochul, New York State Assembly Members William B. Magnarelli and Pamela J. Hunter; New York State Senator Rachel May.

Common Council Office
314 City Hall
Syracuse, N.Y. 13202



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Council Office: (315) 448-8466
Fax: (315) 448-8423

CITY OF SYRACUSE COMMON COUNCIL

RASHEADA CALDWELL
Councilor-at-Large

January 17, 2023

Ms. Patricia K. McBride
City Clerk
231 City Hall
Syracuse, New York

Dear Ms. McBride:

Please prepare a Memorializing Resolution for the regularly scheduled Common Council meeting of Monday, January 23, 2023, urging the New York State Governor, State Senate, and State Assembly to pass Senate Bill (S211) and Assembly Bill (A1029) to provide former incarcerated individuals with a path forward where they are not restricted by their past mistakes.

Attached please find a draft resolution.

Thank you for your attention in this matter.

Sincerely,

Rasheada Caldwell
Councilor-at-Large

STATE OF NEW YORK

1029

2023-2024 Regular Sessions

IN ASSEMBLY

January 13, 2023

Introduced by M. of A. CRUZ, PRETLOW, GONZALEZ-ROJAS, MEEKS, BURGOS, MAMDANI, WALKER, JACKSON, SEAWRIGHT, SIMON, DICKENS, HYNDMAN, EPSTEIN, ANDERSON, KELLES, BURDICK, GALLAGHER, CARROLL, SEPTIMO, L. ROSENTHAL, ZINERMAN, REYES, HEVESI, DARLING, AUBRY, MITAYNES, WEPRIN, LAVINE, JOYNER, BICHOTTE HERMELYN, JEAN-PIERRE, KIM, HUNTER, CLARK, RIVERA, BRONSON, GIBBS, THIELE, DE LOS SANTOS, DAVILA, TAYLOR, COOK, VANEL, FAHY, TAPIA, CUNNINGHAM, GLICK, LUCAS, CHANDLER-WATERMAN, DINOWITZ, OTIS -- Multi-Sponsored by -- M. of A. RAMOS -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, the executive law and the correction law, in relation to automatic sealing of certain convictions

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The criminal procedure law is amended by adding a new
2 section 160.57 to read as follows:

3 § 160.57 Automatic sealing of convictions.

4 1. Convictions for certain traffic infractions and violations or any
5 crime defined in the laws of this state shall be sealed in accordance
6 with paragraph (c) of this subdivision as follows:

7 (a) Convictions for subdivision one of section eleven hundred ninety-
8 two of the vehicle and traffic law shall be sealed after three years.

9 (b) Criminal convictions for misdemeanors and felonies shall be sealed
10 upon satisfaction of the following conditions:

11 (i) at least three years have passed from the imposition of sentence
12 on the defendant's most recent misdemeanor conviction in this state and
13 at least seven years have passed since the imposition of sentence on the
14 defendant's most recent felony conviction in this state; in calculating
15 the time periods under this section, any period of time during which the
16 defendant was incarcerated on a determinate or indeterminate sentence
17 for a period of at least one year shall be excluded and such time period

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD01987-01-3

1 shall be extended by a period equal to the time served under such incar-
2 ceration with such period being calculated from the original sentencing
3 date, notwithstanding any modification or vacatur of the original judg-
4 ment, conviction, or sentence and the entry of the new judgment,
5 conviction, or sentence;

6 (ii) the defendant does not have a subsequent criminal charge pending
7 in this state;

8 (iii) the defendant is not currently under the supervision of any
9 probation or parole department for the eligible conviction; and

10 (iv) the conviction is not defined as a sex offense under section one
11 hundred sixty-eight-a of the correction law.

12 (c) Where a conviction is eligible for sealing pursuant to this
13 section before, on, or after the effective date of this section, the
14 division of criminal justice services shall immediately notify the
15 office of court administration, the court of conviction, and the heads
16 of all appropriate police and sheriff departments that the conviction is
17 sealed.

18 (d) Records of convictions sealed pursuant to this section including
19 photographs, photographic plates or proofs, palmprints, fingerprints or
20 retina scans shall not be accessed by or made available to any person or
21 public or private agency, or used by any entity covered by subdivision
22 three of this section except for:

23 (i) the defendant and such defendant's counsel;

24 (ii) any court, defense counsel or prosecutor for the purposes of a
25 pending criminal proceeding or proceedings brought in a criminal court
26 pursuant to article six-C of the correction law;

27 (iii) qualified agencies, as defined in subdivision nine of section
28 eight hundred thirty-five of the executive law, federal and state law
29 enforcement agencies, and interstate and international authorities as
30 defined in subdivision three of section two of the public authorities
31 law, when acting within the scope of their law enforcement duties;

32 (iv) the court, prosecutor, and defense counsel if the defendant
33 becomes a witness in a criminal proceeding, or the claimant and respond-
34 ent if the defendant becomes a witness in a civil proceeding;

35 (v) when an individual is a defendant in a criminal proceeding or
36 proceedings brought in a criminal court pursuant to article six-C of the
37 corrections law and the sealed records of conviction of a third party
38 are integral to their defense. In such instances, use of sealed records
39 of conviction shall be requested upon ex parte motion in any superior
40 court, or in any district court, city court or the criminal court of the
41 city of New York provided that such court is where the action is pend-
42 ing. The applicant must demonstrate to the satisfaction of the court
43 that the records will be used for the purpose of this subparagraph;

44 (vi) entities that are required by state or federal law to request and
45 receive a fingerprint-based check of criminal history information,
46 including the state education department office of school personnel
47 review and accountability for the purposes of sections three thousand
48 four-b, three thousand one-b, and three thousand thirty-five of the
49 education law, provided, however, that a person whose criminal history
50 information is retrieved pursuant to this paragraph shall be furnished
51 with a copy of such information, together with a copy of article twen-
52 ty-three-A of the correction law, and informed of his or her right to
53 seek correction of any incorrect information contained in such criminal
54 history information pursuant to regulations and procedures established
55 by the division of criminal justice services;

1 (vii) pursuant to applicable regulations promulgated by the commis-
2 sioner of the division of criminal justice services, specified entities
3 that are authorized by state or federal law to request and receive a
4 fingerprint-based check of criminal history information in relation to
5 the provision of care or services to children, as defined in subdivision
6 one of section three hundred seventy-one of the social services law, and
7 vulnerable persons, as defined in subdivision fifteen of section four
8 hundred eighty-eight of the social services law, provided, however, that
9 a person whose criminal history information is retrieved pursuant to
10 this paragraph shall be provided with a copy of such criminal history
11 information, together with a copy of article twenty-three-A of the
12 correction law, and informed of his or her right to seek correction of
13 any incorrect information contained in such criminal history information
14 pursuant to regulations and procedures established by the division of
15 criminal justice services;

16 (viii) any prospective employer of a police officer or peace officer
17 as those terms are defined in subdivisions thirty-three and thirty-four
18 of section 1.20 of this chapter, in relation to an application for
19 employment as a police officer, provided, however, that every person who
20 is an applicant shall be furnished with a copy of all records obtained
21 under this paragraph and afforded an opportunity to make an explanation
22 thereto;

23 (ix) any federal, state or local officer or agency with responsibility
24 for the issuance of licenses to possess a firearm, rifle or shotgun or
25 with responsibility for conducting background checks before transfer or
26 sale of a firearm or explosive, when the officer or agency is acting
27 pursuant to such responsibility. This includes the criminal justice
28 information services division of the federal bureau of investigation,
29 for the purposes of responding to queries to the national instant back-
30 ground check system regarding attempts to purchase or otherwise take
31 possession of firearms, rifles or shotguns, as defined in 18 U.S.C. §
32 921 (A) (3);

33 (x) for the purposes of civilian investigation or evaluation of a
34 civilian complaint or civil action concerning law enforcement or prose-
35 cution actions, upon ex parte motion in any superior court, or in any
36 district court, city court or the criminal court of the city of New York
37 provided that such court sealed the record; the applicant must demon-
38 strate to the satisfaction of the court that the records will be used
39 for the purposes of this subparagraph;

40 (xi) for information provided to an individual or entity pursuant to
41 paragraph (e) of subdivision four of section eight hundred thirty-seven
42 of the executive law or for bona fide research purposes provided all
43 identifying information is removed;

44 (xii) when an individual seeks to avail themselves of a public program
45 or benefit, including but not limited to an immigration benefit, for
46 which the sealed records of conviction of a third party are integral to
47 their application for such program or benefit. In such instances, the
48 individual or their attorney shall request the use of sealed records
49 pursuant to a form as prescribed in subdivision twenty-three of section
50 eight hundred thirty-seven of the executive law;

51 (xiii) for the purpose of collection of restitution ordered pursuant
52 to section 60.27 of the penal law. In such instances, use of sealed
53 records shall be requested upon ex parte motion in any superior court,
54 or in any district court, city court or criminal court of the city of
55 New York provided that such court is where the action is pending. The

1 applicant must demonstrate to the satisfaction of the court that the
2 records will be used for the purpose of this subparagraph;

3 (xiv) transportation network companies that are required or authorized
4 by state law to request criminal history information pursuant to section
5 sixteen hundred ninety-nine of the vehicle and traffic law; and

6 (xv) the state education department office of the professions, for the
7 purposes of:

8 (1) investigating professional misconduct as defined by subparagraph
9 (i) of paragraph (a) of subdivision five of section sixty-five hundred
10 nine of the education law or for consideration of restoration of a
11 professional license pursuant to section sixty-five hundred eleven of
12 the education law, provided that the office of the professions certifies
13 to the division of criminal justice services that it is investigating an
14 individual licensed to practice a profession pursuant to article one
15 hundred thirty of the education law for professional misconduct as
16 defined by paragraph (a) of subdivision five of section sixty-five
17 hundred nine of the education law or considering restoration of a
18 professional license pursuant to section sixty-five hundred eleven of
19 the education law, as appropriate, and that a person whose criminal
20 history information is retrieved pursuant to this paragraph shall be
21 furnished with a copy of such information, together with a copy of arti-
22 cle twenty-three-A of the correction law, and informed of his or her
23 right to seek correction of any incorrect information contained in such
24 criminal history information pursuant to regulations and procedures
25 established by the division of criminal justice services;

26 (2) issuing licenses for admission to practice specific professions
27 defined in sections sixty-five hundred thirty, sixty-five hundred
28 fifty-four, sixty-six hundred four, sixty-six hundred thirty-two,
29 sixty-seven hundred thirty-four, sixty-eight hundred five, sixty-nine
30 hundred five, sixty-nine hundred fifty-five, seven thousand four, seven-
31 ty-one hundred four, seventy-four hundred four, seventy-six hundred
32 three, seventy-eight hundred four, seventy-nine hundred four, eighty-two
33 hundred six, eighty-two hundred fourteen, eighty-four hundred two,
34 eighty-five hundred four, eighty-five hundred five, and eighty-eight
35 hundred four of the education law, provided that the office of the
36 professions certifies to the division of criminal justice services that
37 it is evaluating an individual for a license to practice one of the
38 enumerated professions and that a person whose criminal history informa-
39 tion is retrieved pursuant to this paragraph shall be furnished with a
40 copy of such information, together with a copy of article twenty-three-A
41 of the correction law, and informed of his or her right to seek
42 correction of any incorrect information contained in such criminal
43 history information pursuant to regulations and procedures established
44 by the division of criminal justice services.

45 (e) Where the sealing required by this paragraph has not taken place,
46 or where supporting court records cannot be located or have been
47 destroyed, and a defendant or their attorney submits notification of
48 such fact to the division of criminal justice services, as prescribed in
49 subdivision twenty-three of section eight hundred thirty-seven of the
50 executive law, within thirty days of such notice to the division, the
51 conviction shall be sealed as set forth in this subdivision.

52 2. Where a conviction is eligible for sealing pursuant to this section
53 before, on, or after the effective date of this section, the commission-
54 er of the division of criminal justice services shall immediately notify
55 the office of court administration, the court of conviction and the
56 heads of all appropriate police departments, prosecutors' offices and

1 law enforcement agencies that the conviction is sealed. Upon receipt of
2 such notification, records of or relating to such conviction shall be
3 immediately sealed pursuant to this section.

4 (a) Any such entity that possesses information, records, documents or
5 papers related to the eligible conviction shall seal them as follows:

6 (i) Every photograph of such defendant and photographic plates or
7 proof, and all palmprints, fingerprints and retina scans taken or made
8 of such individual pursuant to the provisions of this article in regard
9 to the eligible conviction, and all duplicates, reproductions, and
10 copies thereof, except a digital fingerprint that is on file with the
11 division of criminal justice services for a conviction that has not been
12 sealed pursuant to this section shall be marked as sealed by the divi-
13 sion of criminal justice services and by any police department,
14 prosecutor's office or law enforcement agency having any such photo-
15 graph, photographic plate or proof, palmprint, fingerprints or retina
16 scan in its possession or under its control by conspicuously indicating
17 on the face of the record or at the beginning of the digitized file of
18 the record that the record has been designated as sealed. Where finger-
19 prints subject to the provisions of this section have been received by
20 the division of criminal justice services and have been filed by the
21 division as digital images, such images may remain unsealed, provided
22 that a fingerprint card of the individual is on file with the division
23 which was not sealed pursuant to this section.

24 (ii) Every official record and paper and duplicates and copies there-
25 of, including, but not limited to, judgments and orders of a court but
26 not including published court decisions or opinions or records and
27 briefs on appeal, relating to the conviction, on file with the agency
28 shall be marked as sealed by conspicuously indicating on the face of the
29 record or at the beginning of the digitized file of the record that the
30 record has been designated as sealed.

31 (b) Third-party agencies shall seal information and all records, docu-
32 ments and papers relating to the eligible conviction as follows:

33 (i) Every police department, prosecutor's office or law enforcement
34 agency, including the division of criminal justice services, which tran-
35 smitted or otherwise forwarded to any agency of the United States or of
36 any other state or jurisdiction outside of this state copies of any such
37 photographs, photographic plates or proofs, palmprints, fingerprints or
38 retina scans, shall forthwith formally inform such agency in writing
39 that the matter has been sealed and request in writing that all such
40 copies be marked as sealed by conspicuously indicating on the face of
41 the record or at the beginning of the digitized file of the record that
42 the record has been designated as sealed.

43 (ii) Every official record and paper and duplicates and copies there-
44 of, including, but not limited to, judgments and orders of a court but
45 not including published court decisions or opinions or records and
46 briefs on appeal, relating to the conviction, on file with the agency
47 shall be marked as sealed by conspicuously indicating on the face of the
48 record or at the beginning of the digitized file of the record that the
49 record has been designated as sealed.

50 3. (a) Nothing in this section requires the sealing or destruction of
51 DNA information maintained in the New York state DNA database of such
52 individual pursuant to the provisions of the executive law in regard to
53 the eligible conviction.

54 (b) Nothing in this section requires the sealing or destruction of
55 records maintained by the department of motor vehicles, and nothing in
56 this section shall be construed to contravene the vehicle and traffic

1 law, the federal driver's privacy protection act (18 U.S.C 2721 et.
2 seq.), the REAL ID Act of 2005 (Public Law 109-13; 49 U.S.C. 30301
3 note), section 7209 of the Intelligence Reform and Terrorism Prevention
4 Act of 1986 (49 U.S.C. 31311), or regulations promulgated pursuant to
5 any such chapter or act.

6 (c) The division of criminal justice services is authorized to
7 disclose a conviction that is sealed pursuant to this section to enti-
8 ties that are required by federal law, or by rules and regulations
9 promulgated by a self-regulatory organization created under federal law,
10 to consider sealed convictions. Such entities must certify to the divi-
11 sion that they are required by federal law, or by rules and regulations
12 promulgated by a self-regulatory organization that has been created
13 under federal law, to make an inquiry about or consider records sealed
14 pursuant to this section for purposes of employment, licensing, or
15 clearance. To the extent permitted by federal law, a record sealed
16 pursuant to this section may not be considered a conviction that would
17 prohibit the employment, licensing or clearance of the defendant.

18 (d) Nothing in this section shall prohibit entities required by feder-
19 al law, or by rules and regulations promulgated by a self-regulatory
20 organization that has been created under federal law, from making an
21 inquiry about or considering an applicant's criminal history for
22 purposes of employment, licensing, or clearance from inquiring into
23 convictions sealed pursuant to this section.

24 (e) In any civil action, an official record of a conviction that has
25 been sealed pursuant to this section may not be introduced as evidence
26 of negligence against a person or entity that provided employment,
27 contract labor or services, volunteer work, licensing, tenancy, a home
28 purchase, a mortgage, an education, a loan, or insurance if such record
29 was sealed and was not provided to the person or entity by or on behalf
30 of a governmental entity in accordance with this section in response to
31 such person's or entity's authorized and timely request for conviction
32 history information.

33 (f) A person or entity described in this subdivision, acting reason-
34 ably and in good faith, may not have a duty to investigate the fact of a
35 prior conviction that has been sealed pursuant to this section.

36 4. No defendant shall be required or permitted to waive eligibility
37 for sealing pursuant to this section as part of a plea of guilty,
38 sentence or any agreement related to a conviction for a violation of the
39 laws of this state. Any such waiver is void and unenforceable.

40 5. Sealing as set forth in subdivision two of this section is without
41 prejudice to a defendant or their attorney seeking further relief pursu-
42 ant to article four hundred forty of this chapter. Nothing in this
43 section is intended or shall be interpreted to diminish or abrogate any
44 rights or remedies otherwise available to the defendant.

45 6. All records for a conviction subject to sealing under this section
46 where the conviction was entered on or before the effective date of this
47 section shall receive the appropriate relief promptly and, in any event,
48 no later than two years after such effective date.

49 7. A conviction which is sealed pursuant to this section is included
50 within the definition of a conviction for the purposes of any criminal
51 proceeding in which the fact of a prior conviction would enhance a
52 penalty or is an element of the offense charged.

53 8. Any defendant claiming to be aggrieved by a violation of this
54 section shall have a cause of action in any court of appropriate juris-
55 isdiction for damages, including punitive damages, and such other remedies
56 as may be appropriate. The provisions of this article shall also be

1 enforceable by the division of human rights pursuant to the powers and
2 procedures set forth in article fifteen of the executive law.

3 § 2. Section 845-d of the executive law is amended by adding a new
4 subdivision 4 to read as follows:

5 4. Nothing in this section shall authorize the division to provide
6 criminal history information that is sealed pursuant to section 160.57
7 of the criminal procedure law to any entity other than those explicitly
8 authorized by that section to receive or access such information.

9 § 3. Section 837 of the executive law is amended by adding three new
10 subdivisions 24, 25 and 26 to read as follows:

11 24. Promulgate a standardized form for use by individuals to notify
12 the division of criminal justice services of convictions subject to
13 sealing under section 160.57 of the criminal procedure law, but for
14 which the division has not taken the requisite action for related
15 records.

16 25. Promulgate a certification process whereby individuals seeking use
17 of sealed records pursuant to subparagraph (xii) of paragraph (d) of
18 subdivision one of section 160.57 of the criminal procedure law may
19 request and access records.

20 26. Adopt, amend and rescind such regulations as may be necessary to
21 effectuate the provisions of subparagraph (vii) of paragraph (d) of
22 subdivision one of section 160.57 of the criminal procedure law to
23 determine entities authorized to receive sealed records for purposes of
24 occupations that involve regular and substantial unsupervised or unre-
25 stricted physical contact with children as defined in subdivision one of
26 section three hundred seventy-one of the social services law, and
27 vulnerable persons, as defined in subdivision fifteen of section four
28 hundred eighty-eight of the social services law.

29 § 4. Subdivision 16 of section 296 of the executive law, as amended by
30 section 2 of subpart 0 of part II of chapter 55 of the laws of 2019, is
31 amended to read as follows:

32 16. It shall be an unlawful discriminatory practice, unless specif-
33 ically required or permitted by statute, for any person, agency, bureau,
34 corporation or association, including the state and any political subdivi-
35 sion thereof, to make any inquiry about, whether in any form of appli-
36 cation or otherwise, or to act upon adversely to the individual
37 involved, any arrest or criminal accusation of such individual not then
38 pending against that individual which was followed by a termination of
39 that criminal action or proceeding in favor of such individual, as
40 defined in subdivision two of section 160.50 of the criminal procedure
41 law, or by an order adjourning the criminal action in contemplation of
42 dismissal, pursuant to section 170.55, 170.56, 210.46, 210.47, or 215.10
43 of the criminal procedure law, or by a youthful offender adjudication,
44 as defined in subdivision one of section 720.35 of the criminal proce-
45 dure law, or by a conviction for a violation sealed pursuant to section
46 160.55 of the criminal procedure law or by a conviction which is sealed
47 pursuant to section 160.59 or 160.58 of the criminal procedure law, or
48 by a conviction which is sealed pursuant to section 160.57 of the crimi-
49 nal procedure law, except where such conviction record is accessed
50 pursuant to subparagraph (vi), (vii), or (xv) of paragraph (d) of subdivi-
51 vision one of section 160.57 of the criminal procedure law, in
52 connection with the licensing, housing, employment, including volunteer
53 positions, or providing of credit or insurance to such individual;
54 provided, further, that no person shall be required to divulge informa-
55 tion pertaining to any arrest or criminal accusation of such individual
56 not then pending against that individual which was followed by a termi-

1 nation of that criminal action or proceeding in favor of such individ-
 2 ual, as defined in subdivision two of section 160.50 of the criminal
 3 procedure law, or by an order adjourning the criminal action in contem-
 4 plation of dismissal, pursuant to section 170.55 or 170.56, 210.46,
 5 210.47 or 215.10 of the criminal procedure law, or by a youthful offen-
 6 der adjudication, as defined in subdivision one of section 720.35 of the
 7 criminal procedure law, or by a conviction for a violation sealed pursu-
 8 ant to section 160.55 of the criminal procedure law, or by a conviction
 9 which is sealed pursuant to section 160.58 or 160.59 of the criminal
 10 procedure law, or by a conviction which is sealed pursuant to section
 11 160.57 of the criminal procedure law, except where such conviction
 12 record is accessed pursuant to subparagraph (vi), (vii), or (xv) of
 13 paragraph (d) of subdivision one of section 160.57 of the criminal
 14 procedure law. An individual required or requested to provide informa-
 15 tion in violation of this subdivision may respond as if the arrest,
 16 criminal accusation, or disposition of such arrest or criminal accusa-
 17 tion did not occur. The provisions of this subdivision shall not apply
 18 to the licensing activities of governmental bodies in relation to the
 19 regulation of guns, firearms and other deadly weapons or in relation to
 20 an application for employment as a police officer or peace officer as
 21 those terms are defined in subdivisions thirty-three and thirty-four of
 22 section 1.20 of the criminal procedure law; provided further that the
 23 provisions of this subdivision shall not apply to an application for
 24 employment or membership in any law enforcement agency with respect to
 25 any arrest or criminal accusation which was followed by a youthful
 26 offender adjudication, as defined in subdivision one of section 720.35
 27 of the criminal procedure law, or by a conviction for a violation sealed
 28 pursuant to section 160.55 of the criminal procedure law, or by a
 29 conviction which is sealed pursuant to section 160.58 or 160.59 of the
 30 criminal procedure law, or by a conviction which is sealed pursuant to
 31 section 160.57 of the criminal procedure law. For purposes of this
 32 subdivision, an action which has been adjourned in contemplation of
 33 dismissal, pursuant to section 170.55 or 170.56, 210.46, 210.47 or
 34 215.10 of the criminal procedure law, shall not be considered a pending
 35 action, unless the order to adjourn in contemplation of dismissal is
 36 revoked and the case is restored to the calendar for further prose-
 37 cution.

38 § 5. Section 9 of the correction law, as added by section 2 of part 00
 39 of chapter 56 of the laws of 2010, the section heading as amended by
 40 chapter 322 of the laws of 2021, is amended to read as follows:

41 § 9. Access to information of incarcerated individuals via the inter-
 42 net. Notwithstanding any provision of law to the contrary, any informa-
 43 tion relating to the conviction of a person [~~, except for a person~~
 44 ~~convicted of an offense that would make such person ineligible for merit~~
 45 ~~time under section eight hundred three of this chapter or an offense for~~
 46 ~~which registration as a sex offender is required as set forth in subdi-~~
 47 ~~vision two or three of section one hundred sixty eight a of this chap-~~
 48 ~~ter,~~] that is posted on a website maintained by or for the department,
 49 under article six of the public officers law, may be posted on such
 50 website for a period not to exceed [~~five~~] three years after the expira-
 51 tion of such person's sentence of imprisonment and at the conclusion of
 52 any period of parole or post-release supervision [~~, provided, however,~~
 53 ~~that in the case of a person who has been committed to the department on~~
 54 ~~more than one occasion, the department may post conviction information~~
 55 ~~relating to any prior commitment on such website for a period not to~~
 56 ~~exceed five years after the expiration of such person's sentence of~~

1 ~~imprisonment and any period of parole or post release supervision aris-~~
2 ~~ing from the most recent commitment to the department].~~

3 § 6. Severability. If any provision of this act or the application
4 thereof to any person, corporation or circumstances is held invalid,
5 such invalidity shall not affect other provisions or applications of the
6 act which can be given effect without the invalid provision or applica-
7 tion, and to this end the provisions of this act are declared to be
8 severable.

9 § 7. This act shall take effect on the one hundred twentieth day after
10 it shall have become a law.

STATE OF NEW YORK

211

2023-2024 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sens. MYRIE, BAILEY, BRESLIN, BRISPORT, BROUK, CLEARE, COMRIE, COONEY, GIANARIS, GOUNARDES, HINCHEY, HOYLMAN, JACKSON, KAVANAGH, KENNEDY, LIU, MAY, MAYER, RAMOS, SALAZAR, SANDERS, SEPULVEDA, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the criminal procedure law, the executive law and the correction law, in relation to automatic sealing of certain convictions

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The criminal procedure law is amended by adding a new
2 section 160.57 to read as follows:

3 § 160.57 Automatic sealing of convictions.

4 1. Convictions for certain traffic infractions and violations or any
5 crime defined in the laws of this state shall be sealed in accordance
6 with paragraph (c) of this subdivision as follows:

7 (a) Convictions for subdivision one of section eleven hundred ninety-
8 two of the vehicle and traffic law shall be sealed after three years.

9 (b) Criminal convictions for misdemeanors and felonies shall be sealed
10 upon satisfaction of the following conditions:

11 (i) at least three years have passed from the imposition of sentence
12 on the defendant's most recent misdemeanor conviction in this state and
13 at least seven years have passed since the imposition of sentence on the
14 defendant's most recent felony conviction in this state; in calculating
15 the time periods under this section, any period of time during which the
16 defendant was incarcerated on a determinate or indeterminate sentence
17 for a period of at least one year shall be excluded and such time period
18 shall be extended by a period equal to the time served under such incar-
19 ceration with such period being calculated from the original sentencing
20 date, notwithstanding any modification or vacatur of the original judg-

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD01987-01-3

1 ment, conviction, or sentence and the entry of the new judgment,
2 conviction, or sentence;

3 (ii) the defendant does not have a subsequent criminal charge pending
4 in this state;

5 (iii) the defendant is not currently under the supervision of any
6 probation or parole department for the eligible conviction; and

7 (iv) the conviction is not defined as a sex offense under section one
8 hundred sixty-eight-a of the correction law.

9 (c) Where a conviction is eligible for sealing pursuant to this
10 section before, on, or after the effective date of this section, the
11 division of criminal justice services shall immediately notify the
12 office of court administration, the court of conviction, and the heads
13 of all appropriate police and sheriff departments that the conviction is
14 sealed.

15 (d) Records of convictions sealed pursuant to this section including
16 photographs, photographic plates or proofs, palmprints, fingerprints or
17 retina scans shall not be accessed by or made available to any person or
18 public or private agency, or used by any entity covered by subdivision
19 three of this section except for:

20 (i) the defendant and such defendant's counsel;

21 (ii) any court, defense counsel or prosecutor for the purposes of a
22 pending criminal proceeding or proceedings brought in a criminal court
23 pursuant to article six-C of the correction law;

24 (iii) qualified agencies, as defined in subdivision nine of section
25 eight hundred thirty-five of the executive law, federal and state law
26 enforcement agencies, and interstate and international authorities as
27 defined in subdivision three of section two of the public authorities
28 law, when acting within the scope of their law enforcement duties;

29 (iv) the court, prosecutor, and defense counsel if the defendant
30 becomes a witness in a criminal proceeding, or the claimant and respond-
31 ent if the defendant becomes a witness in a civil proceeding;

32 (v) when an individual is a defendant in a criminal proceeding or
33 proceedings brought in a criminal court pursuant to article six-C of the
34 corrections law and the sealed records of conviction of a third party
35 are integral to their defense. In such instances, use of sealed records
36 of conviction shall be requested upon ex parte motion in any superior
37 court, or in any district court, city court or the criminal court of the
38 city of New York provided that such court is where the action is pend-
39 ing. The applicant must demonstrate to the satisfaction of the court
40 that the records will be used for the purpose of this subparagraph;

41 (vi) entities that are required by state or federal law to request and
42 receive a fingerprint-based check of criminal history information,
43 including the state education department office of school personnel
44 review and accountability for the purposes of sections three thousand
45 four-b, three thousand one-b, and three thousand thirty-five of the
46 education law, provided, however, that a person whose criminal history
47 information is retrieved pursuant to this paragraph shall be furnished
48 with a copy of such information, together with a copy of article twen-
49 ty-three-A of the correction law, and informed of his or her right to
50 seek correction of any incorrect information contained in such criminal
51 history information pursuant to regulations and procedures established
52 by the division of criminal justice services;

53 (vii) pursuant to applicable regulations promulgated by the commis-
54 sioner of the division of criminal justice services, specified entities
55 that are authorized by state or federal law to request and receive a
56 fingerprint-based check of criminal history information in relation to

1 the provision of care or services to children, as defined in subdivision
2 one of section three hundred seventy-one of the social services law, and
3 vulnerable persons, as defined in subdivision fifteen of section four
4 hundred eighty-eight of the social services law, provided, however, that
5 a person whose criminal history information is retrieved pursuant to
6 this paragraph shall be provided with a copy of such criminal history
7 information, together with a copy of article twenty-three-A of the
8 correction law, and informed of his or her right to seek correction of
9 any incorrect information contained in such criminal history information
10 pursuant to regulations and procedures established by the division of
11 criminal justice services;

12 (viii) any prospective employer of a police officer or peace officer
13 as those terms are defined in subdivisions thirty-three and thirty-four
14 of section 1.20 of this chapter, in relation to an application for
15 employment as a police officer, provided, however, that every person who
16 is an applicant shall be furnished with a copy of all records obtained
17 under this paragraph and afforded an opportunity to make an explanation
18 thereto;

19 (ix) any federal, state or local officer or agency with responsibility
20 for the issuance of licenses to possess a firearm, rifle or shotgun or
21 with responsibility for conducting background checks before transfer or
22 sale of a firearm or explosive, when the officer or agency is acting
23 pursuant to such responsibility. This includes the criminal justice
24 information services division of the federal bureau of investigation,
25 for the purposes of responding to queries to the national instant back-
26 ground check system regarding attempts to purchase or otherwise take
27 possession of firearms, rifles or shotguns, as defined in 18 U.S.C. §
28 921 (A) (3);

29 (x) for the purposes of civilian investigation or evaluation of a
30 civilian complaint or civil action concerning law enforcement or prose-
31 cution actions, upon ex parte motion in any superior court, or in any
32 district court, city court or the criminal court of the city of New York
33 provided that such court sealed the record; the applicant must demon-
34 strate to the satisfaction of the court that the records will be used
35 for the purposes of this subparagraph;

36 (xi) for information provided to an individual or entity pursuant to
37 paragraph (e) of subdivision four of section eight hundred thirty-seven
38 of the executive law or for bona fide research purposes provided all
39 identifying information is removed;

40 (xii) when an individual seeks to avail themselves of a public program
41 or benefit, including but not limited to an immigration benefit, for
42 which the sealed records of conviction of a third party are integral to
43 their application for such program or benefit. In such instances, the
44 individual or their attorney shall request the use of sealed records
45 pursuant to a form as prescribed in subdivision twenty-three of section
46 eight hundred thirty-seven of the executive law;

47 (xiii) for the purpose of collection of restitution ordered pursuant
48 to section 60.27 of the penal law. In such instances, use of sealed
49 records shall be requested upon ex parte motion in any superior court,
50 or in any district court, city court or criminal court of the city of
51 New York provided that such court is where the action is pending. The
52 applicant must demonstrate to the satisfaction of the court that the
53 records will be used for the purpose of this subparagraph;

54 (xiv) transportation network companies that are required or authorized
55 by state law to request criminal history information pursuant to section
56 sixteen hundred ninety-nine of the vehicle and traffic law; and

1 (xv) the state education department office of the professions, for the
2 purposes of:

3 (1) investigating professional misconduct as defined by subparagraph
4 (i) of paragraph (a) of subdivision five of section sixty-five hundred
5 nine of the education law or for consideration of restoration of a
6 professional license pursuant to section sixty-five hundred eleven of
7 the education law, provided that the office of the professions certifies
8 to the division of criminal justice services that it is investigating an
9 individual licensed to practice a profession pursuant to article one
10 hundred thirty of the education law for professional misconduct as
11 defined by paragraph (a) of subdivision five of section sixty-five
12 hundred nine of the education law or considering restoration of a
13 professional license pursuant to section sixty-five hundred eleven of
14 the education law, as appropriate, and that a person whose criminal
15 history information is retrieved pursuant to this paragraph shall be
16 furnished with a copy of such information, together with a copy of arti-
17 cle twenty-three-A of the correction law, and informed of his or her
18 right to seek correction of any incorrect information contained in such
19 criminal history information pursuant to regulations and procedures
20 established by the division of criminal justice services;

21 (2) issuing licenses for admission to practice specific professions
22 defined in sections sixty-five hundred thirty, sixty-five hundred
23 fifty-four, sixty-six hundred four, sixty-six hundred thirty-two,
24 sixty-seven hundred thirty-four, sixty-eight hundred five, sixty-nine
25 hundred five, sixty-nine hundred fifty-five, seven thousand four, seven-
26 ty-one hundred four, seventy-four hundred four, seventy-six hundred
27 three, seventy-eight hundred four, seventy-nine hundred four, eighty-two
28 hundred six, eighty-two hundred fourteen, eighty-four hundred two,
29 eighty-five hundred four, eighty-five hundred five, and eighty-eight
30 hundred four of the education law, provided that the office of the
31 professions certifies to the division of criminal justice services that
32 it is evaluating an individual for a license to practice one of the
33 enumerated professions and that a person whose criminal history informa-
34 tion is retrieved pursuant to this paragraph shall be furnished with a
35 copy of such information, together with a copy of article twenty-three-A
36 of the correction law, and informed of his or her right to seek
37 correction of any incorrect information contained in such criminal
38 history information pursuant to regulations and procedures established
39 by the division of criminal justice services.

40 (e) Where the sealing required by this paragraph has not taken place,
41 or where supporting court records cannot be located or have been
42 destroyed, and a defendant or their attorney submits notification of
43 such fact to the division of criminal justice services, as prescribed in
44 subdivision twenty-three of section eight hundred thirty-seven of the
45 executive law, within thirty days of such notice to the division, the
46 conviction shall be sealed as set forth in this subdivision.

47 2. Where a conviction is eligible for sealing pursuant to this section
48 before, on, or after the effective date of this section, the commission-
49 er of the division of criminal justice services shall immediately notify
50 the office of court administration, the court of conviction and the
51 heads of all appropriate police departments, prosecutors' offices and
52 law enforcement agencies that the conviction is sealed. Upon receipt of
53 such notification, records of or relating to such conviction shall be
54 immediately sealed pursuant to this section.

55 (a) Any such entity that possesses information, records, documents or
56 papers related to the eligible conviction shall seal them as follows:

1 (i) Every photograph of such defendant and photographic plates or
2 proof, and all palmprints, fingerprints and retina scans taken or made
3 of such individual pursuant to the provisions of this article in regard
4 to the eligible conviction, and all duplicates, reproductions, and
5 copies thereof, except a digital fingerprint that is on file with the
6 division of criminal justice services for a conviction that has not been
7 sealed pursuant to this section shall be marked as sealed by the divi-
8 sion of criminal justice services and by any police department,
9 prosecutor's office or law enforcement agency having any such photo-
10 graph, photographic plate or proof, palmprint, fingerprints or retina
11 scan in its possession or under its control by conspicuously indicating
12 on the face of the record or at the beginning of the digitized file of
13 the record that the record has been designated as sealed. Where finger-
14 prints subject to the provisions of this section have been received by
15 the division of criminal justice services and have been filed by the
16 division as digital images, such images may remain unsealed, provided
17 that a fingerprint card of the individual is on file with the division
18 which was not sealed pursuant to this section.

19 (ii) Every official record and paper and duplicates and copies there-
20 of, including, but not limited to, judgments and orders of a court but
21 not including published court decisions or opinions or records and
22 briefs on appeal, relating to the conviction, on file with the agency
23 shall be marked as sealed by conspicuously indicating on the face of the
24 record or at the beginning of the digitized file of the record that the
25 record has been designated as sealed.

26 (b) Third-party agencies shall seal information and all records, docu-
27 ments and papers relating to the eligible conviction as follows:

28 (i) Every police department, prosecutor's office or law enforcement
29 agency, including the division of criminal justice services, which tran-
30 smitted or otherwise forwarded to any agency of the United States or of
31 any other state or jurisdiction outside of this state copies of any such
32 photographs, photographic plates or proofs, palmprints, fingerprints or
33 retina scans, shall forthwith formally inform such agency in writing
34 that the matter has been sealed and request in writing that all such
35 copies be marked as sealed by conspicuously indicating on the face of
36 the record or at the beginning of the digitized file of the record that
37 the record has been designated as sealed.

38 (ii) Every official record and paper and duplicates and copies there-
39 of, including, but not limited to, judgments and orders of a court but
40 not including published court decisions or opinions or records and
41 briefs on appeal, relating to the conviction, on file with the agency
42 shall be marked as sealed by conspicuously indicating on the face of the
43 record or at the beginning of the digitized file of the record that the
44 record has been designated as sealed.

45 3. (a) Nothing in this section requires the sealing or destruction of
46 DNA information maintained in the New York state DNA database of such
47 individual pursuant to the provisions of the executive law in regard to
48 the eligible conviction.

49 (b) Nothing in this section requires the sealing or destruction of
50 records maintained by the department of motor vehicles, and nothing in
51 this section shall be construed to contravene the vehicle and traffic
52 law, the federal driver's privacy protection act (18 U.S.C 2721 et.
53 seq.), the REAL ID Act of 2005 (Public Law 109-13; 49 U.S.C. 30301
54 note), section 7209 of the Intelligence Reform and Terrorism Prevention
55 Act of 1986 (49 U.S.C. 31311), or regulations promulgated pursuant to
56 any such chapter or act.

1 (c) The division of criminal justice services is authorized to
2 disclose a conviction that is sealed pursuant to this section to enti-
3 ties that are required by federal law, or by rules and regulations
4 promulgated by a self-regulatory organization created under federal law,
5 to consider sealed convictions. Such entities must certify to the divi-
6 sion that they are required by federal law, or by rules and regulations
7 promulgated by a self-regulatory organization that has been created
8 under federal law, to make an inquiry about or consider records sealed
9 pursuant to this section for purposes of employment, licensing, or
10 clearance. To the extent permitted by federal law, a record sealed
11 pursuant to this section may not be considered a conviction that would
12 prohibit the employment, licensing or clearance of the defendant.

13 (d) Nothing in this section shall prohibit entities required by feder-
14 al law, or by rules and regulations promulgated by a self-regulatory
15 organization that has been created under federal law, from making an
16 inquiry about or considering an applicant's criminal history for
17 purposes of employment, licensing, or clearance from inquiring into
18 convictions sealed pursuant to this section.

19 (e) In any civil action, an official record of a conviction that has
20 been sealed pursuant to this section may not be introduced as evidence
21 of negligence against a person or entity that provided employment,
22 contract labor or services, volunteer work, licensing, tenancy, a home
23 purchase, a mortgage, an education, a loan, or insurance if such record
24 was sealed and was not provided to the person or entity by or on behalf
25 of a governmental entity in accordance with this section in response to
26 such person's or entity's authorized and timely request for conviction
27 history information.

28 (f) A person or entity described in this subdivision, acting reason-
29 ably and in good faith, may not have a duty to investigate the fact of a
30 prior conviction that has been sealed pursuant to this section.

31 4. No defendant shall be required or permitted to waive eligibility
32 for sealing pursuant to this section as part of a plea of guilty,
33 sentence or any agreement related to a conviction for a violation of the
34 laws of this state. Any such waiver is void and unenforceable.

35 5. Sealing as set forth in subdivision two of this section is without
36 prejudice to a defendant or their attorney seeking further relief pursu-
37 ant to article four hundred forty of this chapter. Nothing in this
38 section is intended or shall be interpreted to diminish or abrogate any
39 rights or remedies otherwise available to the defendant.

40 6. All records for a conviction subject to sealing under this section
41 where the conviction was entered on or before the effective date of this
42 section shall receive the appropriate relief promptly and, in any event,
43 no later than two years after such effective date.

44 7. A conviction which is sealed pursuant to this section is included
45 within the definition of a conviction for the purposes of any criminal
46 proceeding in which the fact of a prior conviction would enhance a
47 penalty or is an element of the offense charged.

48 8. Any defendant claiming to be aggrieved by a violation of this
49 section shall have a cause of action in any court of appropriate juris-
50 isdiction for damages, including punitive damages, and such other remedies
51 as may be appropriate. The provisions of this article shall also be
52 enforceable by the division of human rights pursuant to the powers and
53 procedures set forth in article fifteen of the executive law.

54 § 2. Section 845-d of the executive law is amended by adding a new
55 subdivision 4 to read as follows:

1 4. Nothing in this section shall authorize the division to provide
2 criminal history information that is sealed pursuant to section 160.57
3 of the criminal procedure law to any entity other than those explicitly
4 authorized by that section to receive or access such information.

5 § 3. Section 837 of the executive law is amended by adding three new
6 subdivisions 24, 25 and 26 to read as follows:

7 24. Promulgate a standardized form for use by individuals to notify
8 the division of criminal justice services of convictions subject to
9 sealing under section 160.57 of the criminal procedure law, but for
10 which the division has not taken the requisite action for related
11 records.

12 25. Promulgate a certification process whereby individuals seeking use
13 of sealed records pursuant to subparagraph (xii) of paragraph (d) of
14 subdivision one of section 160.57 of the criminal procedure law may
15 request and access records.

16 26. Adopt, amend and rescind such regulations as may be necessary to
17 effectuate the provisions of subparagraph (vii) of paragraph (d) of
18 subdivision one of section 160.57 of the criminal procedure law to
19 determine entities authorized to receive sealed records for purposes of
20 occupations that involve regular and substantial unsupervised or unre-
21 stricted physical contact with children as defined in subdivision one of
22 section three hundred seventy-one of the social services law, and
23 vulnerable persons, as defined in subdivision fifteen of section four
24 hundred eighty-eight of the social services law.

25 § 4. Subdivision 16 of section 296 of the executive law, as amended by
26 section 2 of subpart O of part II of chapter 55 of the laws of 2019, is
27 amended to read as follows:

28 16. It shall be an unlawful discriminatory practice, unless specif-
29 ically required or permitted by statute, for any person, agency, bureau,
30 corporation or association, including the state and any political subdivi-
31 sion thereof, to make any inquiry about, whether in any form of appli-
32 cation or otherwise, or to act upon adversely to the individual
33 involved, any arrest or criminal accusation of such individual not then
34 pending against that individual which was followed by a termination of
35 that criminal action or proceeding in favor of such individual, as
36 defined in subdivision two of section 160.50 of the criminal procedure
37 law, or by an order adjourning the criminal action in contemplation of
38 dismissal, pursuant to section 170.55, 170.56, 210.46, 210.47, or 215.10
39 of the criminal procedure law, or by a youthful offender adjudication,
40 as defined in subdivision one of section 720.35 of the criminal proce-
41 dure law, or by a conviction for a violation sealed pursuant to section
42 160.55 of the criminal procedure law or by a conviction which is sealed
43 pursuant to section 160.59 or 160.58 of the criminal procedure law, or
44 by a conviction which is sealed pursuant to section 160.57 of the crimi-
45 nal procedure law, except where such conviction record is accessed
46 pursuant to subparagraph (vi), (vii), or (xv) of paragraph (d) of subdivi-
47 vision one of section 160.57 of the criminal procedure law, in
48 connection with the licensing, housing, employment, including volunteer
49 positions, or providing of credit or insurance to such individual;
50 provided, further, that no person shall be required to divulge informa-
51 tion pertaining to any arrest or criminal accusation of such individual
52 not then pending against that individual which was followed by a termi-
53 nation of that criminal action or proceeding in favor of such individ-
54 ual, as defined in subdivision two of section 160.50 of the criminal
55 procedure law, or by an order adjourning the criminal action in contem-
56 plation of dismissal, pursuant to section 170.55 or 170.56, 210.46,

1 210.47 or 215.10 of the criminal procedure law, or by a youthful offen-
2 der adjudication, as defined in subdivision one of section 720.35 of the
3 criminal procedure law, or by a conviction for a violation sealed pursu-
4 ant to section 160.55 of the criminal procedure law, or by a conviction
5 which is sealed pursuant to section 160.58 or 160.59 of the criminal
6 procedure law, or by a conviction which is sealed pursuant to section
7 160.57 of the criminal procedure law, except where such conviction
8 record is accessed pursuant to subparagraph (vi), (vii), or (xv) of
9 paragraph (d) of subdivision one of section 160.57 of the criminal
10 procedure law. An individual required or requested to provide informa-
11 tion in violation of this subdivision may respond as if the arrest,
12 criminal accusation, or disposition of such arrest or criminal accusa-
13 tion did not occur. The provisions of this subdivision shall not apply
14 to the licensing activities of governmental bodies in relation to the
15 regulation of guns, firearms and other deadly weapons or in relation to
16 an application for employment as a police officer or peace officer as
17 those terms are defined in subdivisions thirty-three and thirty-four of
18 section 1.20 of the criminal procedure law; provided further that the
19 provisions of this subdivision shall not apply to an application for
20 employment or membership in any law enforcement agency with respect to
21 any arrest or criminal accusation which was followed by a youthful
22 offender adjudication, as defined in subdivision one of section 720.35
23 of the criminal procedure law, or by a conviction for a violation sealed
24 pursuant to section 160.55 of the criminal procedure law, or by a
25 conviction which is sealed pursuant to section 160.58 or 160.59 of the
26 criminal procedure law, or by a conviction which is sealed pursuant to
27 section 160.57 of the criminal procedure law. For purposes of this
28 subdivision, an action which has been adjourned in contemplation of
29 dismissal, pursuant to section 170.55 or 170.56, 210.46, 210.47 or
30 215.10 of the criminal procedure law, shall not be considered a pending
31 action, unless the order to adjourn in contemplation of dismissal is
32 revoked and the case is restored to the calendar for further prose-
33 cution.

34 § 5. Section 9 of the correction law, as added by section 2 of part 00
35 of chapter 56 of the laws of 2010, the section heading as amended by
36 chapter 322 of the laws of 2021, is amended to read as follows:

37 § 9. Access to information of incarcerated individuals via the inter-
38 net. Notwithstanding any provision of law to the contrary, any informa-
39 tion relating to the conviction of a person [~~except for a person~~
40 ~~convicted of an offense that would make such person ineligible for merit~~
41 ~~time under section eight hundred three of this chapter or an offense for~~
42 ~~which registration as a sex offender is required as set forth in subdi-~~
43 ~~vision two or three of section one hundred sixty eight a of this chap-~~
44 ~~ter,~~] that is posted on a website maintained by or for the department,
45 under article six of the public officers law, may be posted on such
46 website for a period not to exceed [~~five~~] three years after the expira-
47 tion of such person's sentence of imprisonment and at the conclusion of
48 any period of parole or post-release supervision [~~provided, however,~~
49 ~~that in the case of a person who has been committed to the department on~~
50 ~~more than one occasion, the department may post conviction information~~
51 ~~relating to any prior commitment on such website for a period not to~~
52 ~~exceed five years after the expiration of such person's sentence of~~
53 ~~imprisonment and any period of parole or post release supervision aris-~~
54 ~~ing from the most recent commitment to the department].~~

55 § 6. Severability. If any provision of this act or the application
56 thereof to any person, corporation or circumstances is held invalid,

1 such invalidity shall not affect other provisions or applications of the
2 act which can be given effect without the invalid provision or applica-
3 tion, and to this end the provisions of this act are declared to be
4 severable.

5 § 7. This act shall take effect on the one hundred twentieth day after
6 it shall have become a law.

Ordinance No.

2023

**ORDINANCE COMPROMISING CLAIM
AGAINST THE CITY OF SYRACUSE**

BE IT ORDAINED, subject to the approval of the Mayor, and pursuant to Section 5-1103(1) of the Charter of the City of Syracuse, as amended, this Common Council hereby approves the compromise and settlement of the following claim:

Progressive Insurance a/s/o Jesse O'Donnel v. City of Syracuse (C2022-22)
Settlement Amount - \$13,682.92

BE IT FURTHER ORDAINED, that the Corporation Counsel be and hereby is authorized to execute any and all documents necessary to settle the aforementioned matter; and

BE IT FURTHER ORDAINED, that the settlement amount shall be charged to the Judgment and Claims Account #599305.01.93000 or another appropriate account as designated by the Commissioner of Finance.



DEPARTMENT OF LAW
OFFICE OF THE CORPORATION COUNSEL
CITY OF SYRACUSE, MAYOR BEN WALSH

Susan R. Katzoff
Corporation Counsel

January 9, 2023

Joseph W. Barry III
First Assistant
Corporation Counsel

Ms. Patricia K. McBride, City Clerk
231 City Hall
Syracuse, New York 13202

Lee R. Terry
Senior Assistant
Corporation Counsel

Re: Progressive Insurance a/s/o Jesse O'Donnell v. City of Syracuse (C2022-22)

Todd M. Long
Senior Assistant
Corporation Counsel

Dear Ms. McBride:

- Catherine E. Carnrike
- Meghan E. Ryan
- Amanda R. Harrington
- John C. Black Jr.
- Ramona L. Rabeler
- Sarah M. Knickerbocker
- Danielle B. Pires
- Patrick J. Parkinson
- Danielle R. Smith
- Zachary A. Waksman
- John J. Connor
- Gregory P. Fair
- Darienn P. Balin
- Trevor McDaniel
- Meir Teitelbaum
- Meira N. Hertzberg
- Valerie T. Didamo

Please prepare legislation for the next meeting of the Common Council authorizing the City to pay a settlement in the amount of \$13,682.92 to the Plaintiff concerning the above-referenced Notice of Claim. This action involved a motor-vehicle accident on May 3, 2022 between the Plaintiff and a Department of Public Works employee, in which our employee hit the plaintiff from behind.

The payment will be charged to the Judgment and Claims Account No. account #599305.01.9300.

Thank you for your assistance.

Very truly yours,

Susan R. Katzoff
Corporation Counsel

Department of Law
Office of Corp. Counsel
233 E. Washington St.
City Hall, Room 300
Syracuse, N.Y. 13202

Office 315 448-8400
Fax 315 448-8381
Email law@syrgov.net

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CherryRoad[®]
technologies

CherryRoad Technologies Inc.
6 Upper Pond Road, 2nd Floor
Parsippany, NJ 07054
Phone: 973-402-7802
Fax: 973-402-7808
www.cherryroad.com



**Statement of Work
WFC Kronos - TeleStaff
Support Agreement
(Extension)**

Date: 12/8/2022

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Document Change Log

Date	Updated By	Description
2022-12-7	Glenn Zaleski	Telestaff & Kronos support combined
2022-12-15	Lisa Brookins	Reviewed and sent to SYR for approval

1.0 Introduction

This Statement of Work outlines the body of work, duration, and costs associated with providing both the TeleStaff and Kronos applications a support model which will allow the City to roll-out additional waves of users and provide the support needed to ensure the stabilization of the system. The continued services of an experienced and adequately trained TeleStaff/Kronos System Admin are critical to stabilizing the use and acceptance of both TeleStaff and Kronos (WFC).

2.0 Background

The TeleStaff Police solution has been deployed to the City of Syracuse Police Department for 6 months. Since Feb 2022. During this 7-month period the work related to TeleStaff system administration and support has been resourced as part of the TeleStaff & Kronos (WFC) Implementation SOW. The TeleStaff Fire Solution was deployed to the City of Syracuse Fire Department on Aug 29, 2022 and is currently in post go-live support until mid-September.

The Kronos (WFC) application implementation started in October of 2021 and was deployed in December 2022 with the Parks department deploying first on Dec 4, 2022, followed by Water on Dec 18, 2022, and DPW Jan 1, 2022.

Upon deployment, The City of Syracuse Finance Department was expecting to provide a resource to fill a System Admin role. However, they have been unable to secure a suitable resource.

This SOW proposes the provisioning of a TeleStaff/Kronos support team to fill this role in the interim until a suitable support model is developed by the City.

3.0 Scope of Work

Nature of the Work:

The Telestaff/Kronos support team will be responsible for, but not limited to, general production support to address situations where the solution is not configured, producing, or performing as it was expected to at Go Live. For example, this may be due to a user missing practice information, adding/removing users, or fixing functionality where acceptance testing did not catch the issue.

In addition to the production support work, the support team will address enhancement requests – such as custom reports or configuration changes or additions. However, all enhancement work/requests will be documented and presented for approval prior to any work being initiated.

Responsibilities:

- Service Request Management
 - Support (break/fix/admin)
 - Enhancements (changes to functionality)

- Change Request Management
 - Identify and communicate change requests (see enhancements)
 - Participate in the TeleStaff/Kronos Change Request Management Process
 - Complete scoping and cost estimates for CRs
 - Present CR scope and cost estimates for review and approval
 - Proceed with the completion of APPROVED CRs

- Communications
 - Create a list of current service requests – open and closed (since last reported)
 - Distribute list to representative at City of Syracuse
 - Frequency will be as per SYR requests – initially weekly, will extend depending on demand

Duration:

The proposed duration for this engagement is 4 months – **Jan 1st, 2023 to April 30, 2023**. Support hours are Monday to Friday 8am to 5pm Eastern, excluding any time need to migrate user waves to production.

4.0 Transition

The current implementation team will take on the role of the support team throughout the duration of this initiative. In the case where a resource may not be available, a replacement with the equivalent skillset will be substituted.

5.0 Cost

The quantifying for the effort associated with costing was derived in collaboration with the current TeleStaff/Kronos (WFC) team, based on his experience and effort expended though the implementation.

The costing is proposed using the following components:

- TeleStaff/Kronos (WFC) Support - fixed monthly fee
- Enhancements - variable fee

The hourly rate is 192.00

Fixed Costs:

TeleStaff/Kronos (WFC) Support (Fixed Fee)	Date	Hours	Payment Amt
TeleStaff/Kronos (WFC) Support	January	40	\$7,680.00
TeleStaff/Kronos (WFC) Support	February	40	\$7,680.00
TeleStaff/Kronos (WFC) Support	March	40	\$7,680.00
TeleStaff/Kronos (WFC) Support	April	40	\$7,680.00
Budget Total			\$30,720.00

Variable OPTIONAL Costs:

TeleStaff/Kronos (WFC) /Enhancements (Variable Bucket of Hours)	Date	Est. Hours	Hourly Rate	Est. Payment Amt
TeleStaff/Kronos (WFC) Enhancements	January	60	\$192.00	\$11,520.00
TeleStaff/Kronos (WFC) Enhancements	February	60	\$192.00	\$11,520.00
TeleStaff/Kronos (WFC) Enhancements	March	60	\$192.00	\$11,520.00
TeleStaff/Kronos (WFC) Enhancements	April	60	\$192.00	\$11,520.00
Budget Total				\$46,080.00

TOTAL Budget: \$76,800.00

NOTE: Payment Schedule/Budget assumes the application has been accepted as fit for use by the City as of December 2022, and as of January 13,2023, the implementation project has been closed and the City is moving into a support and stabilization period.

6.0 Payment Schedule

The fixed cost payments of \$23,040.00 will be invoiced monthly beginning January 1, 2023. For the amounts presented in the Fixed Costs matrix in section 5.0. The billing will occur the last day of the month for the current month (i.e. January 31st for the month of January).

The variable costs will be invoiced monthly as per the approved enhancement requests and any approved additional support hours. Any support hours not used can be applied to enhancement work before any variable hours are used.

7.0 Approval to Proceed

	City of Syracuse	City of Syracuse		CherryRoad Technologies
Name:	Brad O'Connor	Kelsey May	Name:	Michael Rubilotta
Title:	Commissioner of Finance	Director of Digital Services	Title:	Vice President - Operations
Signatures:				
Date:			Date:	

DRAFT

ORDINANCE AMENDING ORDINANCE NO. 240-2021 AS LAST AMENDED BY ORDINANCE NO. 666-20022 AUTHORIZING CONTRACT WITH CHERRYROAD TECHNOLOGIES (CRT) TO COMPLETE THE FOUR PHASES OF THE CITY OF SYRACUSE PAYROLL MODERNIZATION PROGRAM

BE IT ORDAINED, that Ordinance No. 240-2021 as last amended by Ordinance No. 666-2022 is hereby amended to read as follows:

WHEREAS, Section 5-205-A of the Charter of the City of Syracuse, as amended, provides the Mayor shall "award contracts for professional services subject to the approval of the Common Council"; and

WHEREAS, the Mayor has approved the retention of CherryRoad Technologies (CRT), under the following terms:

- (1) CherryRoad Technologies (CRT) ("Cherry Road") shall provide the City's Office of Information Technology with the professional services required to complete the four phases of the City of Syracuse Payroll Modernization Program: (1) Telestaff Assessment & Implementation; (2) Telestaff Integration; (3) Kronos Implementation; and (4) AS400 Assessment.
- (2) The contract was originally for an eighteen (18) month period from the date of execution.
- (3) Ordinance No. 240-2021 authorized the City to pay CherryRoad a total amount not to exceed \$1,921,455 to complete the initial four phases of the Payroll Modernization Program. The total cost not to exceed is based on an estimated cost of: (1) Up to \$776,083 for the Telestaff Assessment & Implementation Phase; (2) Up to \$129,600 for the Telestaff Integration Phase; (3) Up to \$864,932 for the Kronos Implementation Phase; (4) Up to \$150,840 for the AS400 Assessment Phase; and
- (4) Ordinance No. 240-2021 was amended by Ordinance No. 694-2021, authorizing the agreement with CherryRoad to be amended to increase the total not to exceed amount by \$277,185 to reflect the increase in the actual cost for continued development and

configuration with supporting change management activities of the city's payroll modernization platforms including Telestaff for Public Safety and Kronos WorkForce Central shall not exceed \$133,345 and reflect the actual cost for AS400 Retirement Blueprint for all legacy applications, including time keeping, payroll, and human resources (data migration and retention strategy, cut-over strategy, requirements gathering of legacy applications for conversion to newer platforms, and action plan) a dependency of full-out electronic time keeping shall not exceed \$143,840. Funding for this increase was appropriated contemporaneously by Ordinance No. 693-2021.

- (5) Ordinance No. 240-2021 was further amended by Ordinance No. 666-2022, authorizing an extension of the agreement with CherryRoad through December 21, 2022 for TeleStaff to provide additional staff augmentation services on behalf of the Syracuse Police Department and Syracuse Fire Department at a cost not to exceed \$33,000. Funding for this increase was appropriated contemporaneously by Ordinance No. 665-2022.
- (6) The agreement with CherryRoad is hereby authorized to be amended so as to extend the term of the agreement for the period of January 1, 2023 through April 30, 2023 for continued development and configuration services with supporting change management activities of the City's payroll modernization platforms at an additional cost not to exceed \$76,800.
- (7) Total costs for all services authorized under Ordinance No. 240-2021 shall not exceed \$ 2,308,440.00.

; NOW, THEREFORE,

BE IT ORDAINED, that the Mayor, on behalf of the City of Syracuse, be and he hereby is authorized to execute such amended contract, as hereinabove stated, subject to the approval of the Corporation Counsel as to terms, form and execution; and

BE IT FURTHER ORDAINED, that all costs associated with this agreement shall be charged to the fiscal services expenditure Account # 599802.02.217000120.16805 or another appropriate account as designated by the Commissioner of Finance, with the exception of the actual costs noted in paragraphs (4) and (5) above which shall be paid from Account # 800069321.16805 or another appropriate account as designated by the Commissioner of Finance for the appropriations of \$277,185

and \$33,000 American Rescue Plan Act of 2021 (ARPA) funds authorized respectively by Ordinance No. 693-2021 and Ordinance No. 666-2022.



OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

12

Timothy M. Rudd
Director

January 9, 2023

Julie Castellitto
Assistant Director

Ms. Patricia K. McBride
City Clerk
231 City Hall
Syracuse, NY 13202

Re: Request to Legislation

Dear Ms. McBride,

On behalf of the Bureau of Information Technology, please prepare legislation to be introduced at the next Common Council Meeting to amend Ordinance No. 240-2021, as last amended by Ordinance No. 666-2022, to extend the agreement with CherryRoad Technologies to complete the Payroll Modernization Program. The agreement is amended to reflect the actual cost for continued development and configuration with supporting change management activities of the City's payroll modernization platforms. They are requesting a four (4) month extension, from January 1, 2023 to April 30, 2023 for the project to be completed.

The cost of this extension will not exceed \$76,800 for a new total contract amount of \$2,308,440, and will be charged to budget account number 16800.01.540530.

Thank you.

Sincerely,

Timothy M. Rudd
Director of Management & Budget

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

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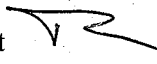


OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

Timothy M. Rudd
Director

Julie Castellitto
Assistant Director

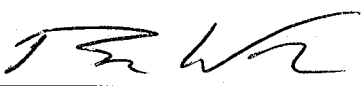
TO: Mayor Ben Walsh
FROM: Timothy M. Rudd, Director of Management and Budget 
DATE: January 9, 2023
SUBJECT: Amend Agreement – CherryRoad Technologies

On behalf of the Department of Information Technology, I am requesting the City of Syracuse amend Ordinance No. 240-2021, as last amended by Ordinance No. 666-2022, to extend the agreement with CherryRoad Technologies to complete the Payroll Modernization Program. The agreement is amended to reflect the actual cost for continued development and configuration with supporting change management activities of the City's payroll modernization platforms. They are requesting a four (4) month extension, from January 1, 2023 to April 30, 2023 for the project to be completed.

The cost of this extension will not exceed \$76,800 for a new total contract amount of \$2,308,440, and will be charged to budget account number 16800.01.540530.

Please indicate your concurrence by signing below and returning this memo to me so that I may forward a copy to the Common Council along with the legislation request for the next Common Council Meeting.

Thank you for your attention regarding this matter.



Mayor Ben Walsh
City of Syracuse, New York

JAN 18 2023
Date

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
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12

BUREAU OF INFORMATION TECHNOLOGY

CITY OF SYRACUSE, MAYOR BEN WALSH

Information Technology
233 E. Washington St.
City Hall, Room 415
Syracuse, N.Y. 13202

Kelsey May
Director of Digital
Services

Office 315 448 8250
Fax 315 448 8008

www.syr.gov.net

January 6, 2023

Mr. Timothy Rudd
Director of Budget
213 City Hall
Syracuse, NY 13202

RE: Request Mayoral Approval to amend Ordinance #694-2021 as last amended by Ord No. 666-2022 to extend contract with CherryRoad Technologies;

Dear Mr. Rudd:

The Department of Information Technology is requesting mayoral approval to amend Ordinance #694-2021 to extend the agreement with CherryRoad Technologies to complete the Payroll Modernization Program. The agreement is amended to reflect the actual cost for continued development and configuration with supporting change management activities of the City's payroll modernization platforms. We are requesting a four (4) month extension, from January 1, 2023 to April 30, 2023 for the project to be completed.

The cost of this extension will not exceed \$76,800, for a new total contract amount of \$2,308,440.00, and will be charged to budget account number 16800.01.540530.

Thank you.

Sincerely,

Kelsey May

X

Kelsey May
Director of Digital Services

CC: Frank Caliva, Chief Administrative Officer
CC: Patricia McBride, City Clerk

**GROWTH. DIVERSITY. OPPORTUNITY FOR
ALL.**

Ordinance No.

2023

**ORDINANCE AUTHORIZING PURCHASE,
WITHOUT ADVERTISING OR COMPETITIVE
BIDDING, OF MICROPHONES FOR THE
COMMON COUNCIL CHAMBERS FROM
VISUAL TECHNOLOGIES DURING THE
FISCAL YEAR 2022-2023**

BE IT ORDAINED, subject to the approval of the Mayor, that the Common Council hereby authorizes the purchase and installation of microphones from Visual Technologies for the Common Council Chambers during the fiscal year 2022/2023 at a cost not to exceed \$65,000.00 without competitive bidding or formal advertising by reason of the fact it is impracticable to bid said item and services due to the special nature of the equipment and services required; and

BE IT FURTHER ORDAINED, that the Director of Management and Budget is hereby authorized to purchase said microphones at a cost not to exceed \$65,000.00, charging the cost thereof to Budget Account #540542.01.10100 or another appropriate account as designated by the Commissioner of Finance; and

BE IT FURTHER ORDAINED, that this waiver is hereby authorized to be extended, where necessary, for a period not to exceed sixty (60) days after June 30, 2023 provided funding from the appropriations authorized by this Ordinance remains available.



13

OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

January 5, 2023

Timothy M. Rudd
Director

Ms. Patricia K. McBride
City Clerk
City Hall
Syracuse, New York

Julie Castellitto
Assistant Director

Re: Waiver of the Competitive Bid

Dear Ms. McBride:

On behalf of the Common Council Office, please prepare legislation to be introduced at the next Common Council Meeting authorizing a waiver of the competitive bid process to purchase and install microphones in the Common Council Chambers from Visual Technologies in an amount not to exceed \$65,000.

The Council Chambers microphones have been malfunctioning during several important committee meetings and new ones are needed.

The total cost of this purchase is not to exceed \$65,000 and will be charged to account #540542.01.10100.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy M. Rudd", is written over a horizontal line.

Timothy M. Rudd
Director of Budget

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

www.syr.gov.net



PROPOSAL - COMMON COUNCIL CHAMBERS - MICROPHONES
City of Syracuse

INTRODUCTION

Visual Technologies provides immersive audiovisual solutions for B2B, Hospitality, Educational and Nonprofit customers. We deliver exceptional results through our 3-D process: **Discover; Design; Deliver**. We first help clients Discover the right solution for their needs, then Design the right A/V package for their event or installation and Deliver a fully integrated and right-sized solution. Why? **Because your audience deserves the experience of a lifetime.**

We specialize in the design and integration of audio-visual equipment at a professional level, which includes service after the sale. Our sales and technical staff are professionally trained by our manufacturers to best integrate the proper products for your project. Our goal is to be your partner and be available to help you be successful in your business. Attached is the Estimate, terms of service and a scope of work for your full understanding of the A/V system.

LABOR

- Because of the nature of this project, this estimate is based on a time and materials. Included in this estimate is our best guess on the labor. If it takes significantly more or less time to complete the project you will be invoiced accordingly. You will be notified in advanced if there are any major issues that slow the installation process down for the project.
- Visual Technologies has determined that the labor estimate range for this project is: \$11,900 - \$12,245.
- Labor rate is based on two technicians for two and a half days on this prevailing wage project. This estimate is recording the high end of the complete install. Visual Technologies estimates a range for labor to help cover the cost of unknowns and changes as we work through the install, saving additional time and effort of change orders and approvals. Actual labor will be invoiced when the project is completed. Please note the Bundle of Labor on the estimate includes travel, shop time, programming, project management, freight and other possible items that may not reflect actual onsite labor.
- To help keep labor costs to a minimum please review the following recommendations:
 - Provide adequate parking in proximity of the install.
 - Have all owner furnished equipment (OFE) available in the room for before installation.
 - Have all owner work completed before installers arrive. Example: Power and network drops.
 - Be prepared to review project when installers arrive and check in on them periodically to answer any questions.
- Installation Includes: Engineering & Design Services, Project Management Services, In-Shop Fabrication, System Installation Labor, Programming & Software Development, User Training, Travel Expenses and Freight.

PAYMENT DETAILS

- For projects over \$5,000, a 50% deposit is due before equipment will be order. Balance of project will be invoiced upon completion and will be due, Net 10 Days. Once installation begins, if the project takes more than 30 days to complete Visual Technologies reserves the right to invoice in increments until the project is complete. All invoices are due in 10 days.
- Credit card payments will incur and additional 3% (pass-through) service charge.
- All projects paid in a timely manner earn an extended VTC warranty. The extended VTC warranty covers the manufacturer's warranty, plus the labor and mileage on any service calls within the first year. When applicable with in the first year, Visual Technologies will also provide loaner equipment (similar or the same model) while factory service is being performed on the purchased equipment.

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CLIENT RESPONSIBILITIES

- Provide on-site primary contact name and cell number.
- Provide parking in proximity of the construction site. Client will supply a designated spot to park during the delivery of materials and installation. VTC will be notified in advance of delivery of any requirements that are needed to park vehicles or for signing in appropriately.
- Be prepared to review projects when installers arrive and check in on them periodically to answer any questions.
- It is the client's responsibility for supplying power in the necessary rooms and appropriate areas to power the equipment. If needed, Visual Technologies will make suggestions on locations and type for power.
- Have all owner furnished equipment available in the room for installation.
- Have all owner work completed before installers arrive.
- Owner will provide additional ceiling tiles and materials to dress the screen install.
- It is the client's responsibility for supplying a "resident computer" in the room for general use including, web conferencing and interactive monitors. PC must be onsite and configured before the start of project installation. Software and configuration of AV equipment to be used with the PC will be done by a VTC technician with the help of an appropriate client IT personal, which should be available during the installation process.
- Client will be responsible for any network connectivity in the room.
- Client will be responsible for making sure the install room is also available when Visual Technologies is on site. VTC shall require access to all installation locations, facilities, and services in consecutive and uninterrupted work periods of not less than EIGHT hours, throughout the duration of installation, testing and training phases of this project.
- Visual Technologies will not be responsible for any equipment that was not supplied by VTC. All owner furnished equipment will be the owner's responsibility.

REMOVAL AND DISPOSAL OF OLD EQUIPMENT

- Visual Technologies will remove and dispose of any old or unneeded equipment if requested. Equipment gets sent to an electronic recycling plant and disposed of through proper channels. Cost \$50.

PROJECT SCHEDULE NOTES

- Visual Technologies shall perform audiovisual system installation, testing and training, during Normal Business Hours, Monday through Friday, from 8:00 AM until 4:30 PM.
- Visual Technologies shall require access to all installation locations, facilities, and services in consecutive and uninterrupted work periods of not less than EIGHT hours, throughout the duration of installation, testing and training phases of this project.
- Conditions beyond the control of Visual Technologies, which delay the start of the installation, cause a suspension of work already in progress, result in additional trips to the site or require overtime to maintain installation schedules may result in additional costs. Visual Technologies shall provide the Owner with a separate quotation for these costs, on a Time and Materials basis, in the form of a Change Order, if these delays occur.
- If Visual Technologies is delayed at any time in the progress of the work by changes ordered in system design or scope of work, theft, unusual delays in delivery, construction delays or other causes beyond Visual Technologies' control, the time for completion shall be extended by Change Order, for such reasonable time as the Visual Technologies Project Manager may deem appropriate. Such Change Orders may include charges to cover additional costs incurred by Visual Technologies due to such delays.
- It is presumed that permits are not required for work performed by Visual Technologies under this proposal. The costs for permits and inspection fees are not included within this proposal.

WARRANTY STATEMENT

- VTC warrants the installation to be free of defects in materials and workmanship for a period of ONE year, commencing upon receipt of beneficial use of the system, or upon completion of the installation, whichever occurs first.



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- If during the installation warranty period, the installed system fails to perform as specified, VTC shall provide all installation materials and labor necessary to correct the problem and restore the system to operation at no additional cost to the Owner.
- Equipment furnished and installed by VTC under this proposal shall be covered by the manufacturer's warranty against defects in parts and workmanship on a "return to factory" basis.
- Warranty repairs shall be performed subject to the manufacturer's terms and conditions.
- Throughout the installation warranty period, VTC shall provide unlimited priority on-site service and telephone support, during normal business hours - weekdays from 8:00am until 4:30pm.
- VTC shall respond to requests for on-site service during normal business hours. The initial response will be within 24 hours by telephone or Email to determine next steps and to schedule a service call.
- Consumables used during normal operation, including but not limited to lamps, bulbs, fuses, and batteries are specifically excluded from coverage under this warranty.
- Warranty does not include the following:
 - Damage due to abuse, lightning or acts of nature.
 - Damage or inability to use system components due to a loss or fluctuation of electrical power is specifically excluded from coverage under this warranty. Costs for repair and/or restoration of service caused by electrical fault shall be billed on a time and materials basis.
 - VTC shall not be responsible for projection display or camera image defects caused by environmental conditions including HVAC system airflow and/or vibration transmitted through the building structure. Should these conditions be determined to exist, VTC shall attempt to provide a solution to minimize display or image defects and shall submit change orders on a time and materials basis for this work.
 - If a non-VTC employee changes or alters installation/workmanship, our installation warranty will be voided.
 - Loss of use
 - Lost revenue or profits
- After the one-year VTC install warranty has expired, a two-hour service call will be charged for each call request.
- This installation warranty is non-transferable and will be void when the purchasing company has moved out of the VTC installed equipment location.

Client Responsibilities for warranty and service work

- A representative from your company who is familiar with the functionality of the room and problem reported must be available during VTC's service call. If no one is available and the technician is not able to duplicate the reported problem, a minimum of two hours labor will be charged.
- The company representative will be required to sign off on the service call once the technician has completed the request; an indication that they are satisfied with the service performed.
- If the issue should reoccur, contact VTC immediately. Please notify VTC of any equipment changes (i.e., portable computer was used instead of the resident computer).
- If a problem occurs, note the source equipment/materials, the name of the person encountering the issue, and the problem that was experienced.
- The person who had the issue may be asked to duplicate the process used when the problem occurred, using the same equipment (portable presentation device/notebook). Seeing the process used can help to diagnose the issue.

BENEFITS OF PARTNERING WITH VISUAL TECHNOLOGIES

- Any equipment purchased from Visual Technologies will be covered a year after install. We focus on your ongoing support to ensure that you remain reassured and comfortable with your investment.
- Visual Technologies has the largest warehouse of rental equipment in Upstate NY. In the case of an emergency, Visual Technologies has the capability of replacing existing equipment for any type of event.
- Most products sold by Visual Technologies are "Pro AV" products that offer extended warranties. Most consumer products do not offer this type of warranty.

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- We keep things simple by listening to you and matching your needs with our products and services. We always seek to take the complexity out of anything we do for you – whether it is the language we use or the solution we recommend.

CONFERENCING &
STREAMING



EVENT
PRODUCTION



DESIGN &
INTERACTION



AV EQUIPMENT
SALES & RENTAL



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SALES ESTIMATE

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 contact@visualtec.com · www.visualtec.com · order@visualtec.com

Date	Estimate
12/14/2022	128386

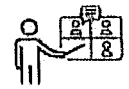
Estimate For		Ship To			
City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy		City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy			
Terms	FOB	Salesperson	Ship Via		
50% Down, 50% Completion		DB	VTC Install		
Item	MFG	Description	Qty	Cost	Total
		Michele McCarthy michelemccarthy@syrgov.net 315-448-8255 John Carter jcarter@syrgov.net 315-382-4961			
NOTE-NYSE	Extron	COMMON COUNCIL CHAMBERS - MICROPHONES - REVISION 3 Extron participates in NYS Contract Group 38806, Award 22844-E*. Please note "Extron NYS Contract #PC67450" on your purchase order to receive the contract pricing.			0.00
OFF	Client	OFF (Owner Furnished Equipment) System requires Owner to provide Windows 10 or better computer system with at least single display screen. Computer must be able to hardwire connect to ethernet SWITCH for connectivity to in house Campus network to allow for desired prompting and cueing of mics and to allow voting. VISUAL TECHNOLOGIES does not sell computers.		0.00	0.00
MXCWAPT-A	Shure	WIRELESS MICS - MAIN DIAS BENCH for Council Members (12) Access Point Transceiver for US only, System control for wireless conference units. Includes Dante & XLR I/O, requires POe. 0922	1	3,546.00	3,546.00
MXCW640	Shure	Wireless Conference Unit with 4.3" color touchscreen for voting, conf info, Chairman, listener and ambient modes, integ loud speaker, 10-pin mic connector, headphone jack w volume control. 0722	12	1,417.50	17,010.00

THIS PROPOSAL IS VALID FOR 30 DAYS. TO APPROVE THIS PROPOSAL, PLEASE REVIEW, SIGN AND INDICATE YOUR METHOD OF PAYMENT. PLEASE EMAIL ALL POs AND SIGNED ORDERS TO ORDER@VISUALTEC.COM. CREDIT CARD PAYMENTS WILL INCUR AN ADDITIONAL 3% (PASS-THROUGH) SERVICE CHARGE.

Purchase Order / Credit Card

Client Signature

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SALES ESTIMATE

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Date	Estimate
12/14/2022	128386

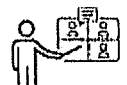
Estimate For		Ship To			
City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy		City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy			
Terms	FOB	Salesperson	Ship Via		
50% Down, 50% Completion		DB	VTC Install		
Item	MFG	Description	Qty	Cost	Total
MXC420DF/C	Shure	Cardloid Dual-Flex Gooseneck Microphone (20 in/50 cm) with flexible top and bottom sections, bi-color LED, 10-pin connector, and foam windscreen, for MXC, MXCW conference units; black 0722	12	196.25	2,355.00
MXCWNC5-US SB930	Shure	Networked Charging Station, 10BAY SB930, US IEC power cord 0722	2	1,063.50	2,127.00
	Shure	Rechargeable Li-Ion battery with Test button and LED charge status indicators; included with MXCW640 wireless conference unit. 0722	5	163.75	818.75
80-0134	Symetrix	AUDIO PROCESSING for OUTPUTS Radius NX 12x8 12 in, 8 out DSP, configurable USB audio, I/O expansion card slot, 64x64 redundant Dante 0522	1	2,820.00	2,820.00
80-0153	Symetrix	Coprocessor Dual Core AEC Coprocessor, up to 16 Channels (two references), or up to 8 channels (independent references)	1	725.00	725.00
80-0132	Symetrix	USB Audio Card	1	468.00	468.00
440-1005-061	Vaddio	USB 3.0 Active Optical Cable Type B to Type A - Plenum Rated. 26ft	1	245.00	245.00
SC10050	Signamax	16 Port Gig PoE+ Switch 0822	1	625.00	625.00
nX1502	Ashly	AMPLIFICATION Power Amplifier 2 x 150 Watts @ 2/4/8 Ohms or 25V/70V 0822	1	1,218.00	1,218.00
60-1562-02	EXTRON	CONTROL & AUTOMATION The Extron TLP Pro 725T is a 7" Tabletop TouchLink® Pro Touchpanel	1	1,322.00	1,322.00
60-1429-01	Extron Electron...	IPCP Pro 250 - IP Link Pro Control Processor 0822	1	793.00	793.00
Bundle - Cables...		Cables and Connectors, secure tie downs, cords, power strips /power distribution and surge protection to complete the job.			706.75
Bundle - Rack H...		Rack accessories needed to assemble 10 to 15 space rack with equipment. Includes labor for assembly.			363.00

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Purchase Order / Credit Card

Client Signature

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SALES ESTIMATE

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Date	Estimate
12/14/2022	128386

Estimate For	Ship To
City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy	City of Syracuse Common Council Chamber 233 E. Washington St. Suite 203 Syracuse, NY 13202 Michele McCarthy

Terms	FOB	Salesperson	Ship Via
50% Down, 50% Completion		DB	VTC Install

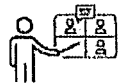
Item	MFG	Description	Qty	Cost	Total
Bundle - FDAY/...	Visual Technol...	Labor to complete this Prevailing Wage project. • Installation Includes: Engineering & Design Services, Project Management Services, In-Shop Fabrication, System Installation Labor, Programming & Software Development, User Training, Travel Expenses and Freight. Labor Range: \$11,900 - \$12,245.			12,245.00
		SELECTED OPTIONS - Library Table Zone - per mtg 12/15/22 OPTION 1: SELECTED: ALL WIRELESS Replacement of 8 old AKG microphones set up at Study table in foreground with All Shure Wireless base stations identical function to Dais Bench with voting / chairman control etc.			
MXCW640	Shure	Wireless Conference Unit with 4.3" color touchscreen for voting, conf info, Chairman, listener and ambient modes, integ loud speaker, 10-pin mic connector, headphone jack w volume control. 0722	9	1,417.50	12,757.50
MXC420DF/C	Shure	Cardioid Dual Flex Gooseneck Microphone (20 in/50 cm) with flexible top and bottom sections, bi-color LED, 10-pin connector, and foam windscreen, for MXC, MXCW conference units; black 0722	9	196.25	1,766.25
C 650E	Clock Audio	Professional Cardioid Condenser Hand Held Microphone. Designed for high quality speech and vocal applications. Audience Q&A Mic 0822	1	368.25	368.25
MISCSA	Innovox	OPTION 3 SELECTED: Replacing 20+ year old Chamber Audience Speaker System (4) ceiling speakers SL-2.1 RH-BLK Slim Profile Dual 4 Inch Surface Mount Loudspeakers - Black	4	417.15	1,668.60

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Terms	FOB	Salesperson	Ship Via
50% Down, 50% Completion		DB	VTC Install

Item	MFG	Description	Qty	Cost	Total
NOTE-PWR	client	Customer to provide power behind rack below dais Chairman's bench raised platform by electrician prior to install.		0.00	0.00
NOTE-PATHWAY	client	Customer to provide desired cable pathway between equipment rack located behind dais bench and high wall location where Wireless microphone receiver will be permanently wall mounted for optimum reception.		0.00	0.00

THIS PROPOSAL IS VALID FOR 30 DAYS. TO APPROVE THIS PROPOSAL, PLEASE REVIEW, SIGN AND INDICATE YOUR METHOD OF PAYMENT. PLEASE EMAIL ALL POs AND SIGNED ORDERS TO ORDER@VISUALTEC.COM. CREDIT CARD PAYMENTS WILL INCUR AN ADDITIONAL 3% (PASS-THROUGH) SERVICE CHARGE.

Subtotal \$63,948.10

Sales Tax (0.0%) \$0:00

Total \$63,948.10

Purchase Order / Credit Card

Client Signature

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Ordinance No.

2023

**ORDINANCE AUTHORIZING TRANSFER OF
FUNDS AND USE OF FUNDS IN FISCAL YEAR
2022/2023 FOR THE PURPOSES SET FORTH IN
ACCORDANCE WITH THE ATTACHED
SCHEDULE "A"**

BE IT ORDAINED, that this Common Council hereby authorizes the following transfer of funds within the 2021/2022 City Budget and the use of the funds transferred in 2022/2023 as set forth in Schedule "A," attached hereto and made a part of this Ordinance; and

BE IT FURTHER ORDAINED, that said funds will be used to for the purposes set forth in the attached Schedule "A," in the manner provided by law.

SCHEDULE "A"

TRANSFER FROM:

Account #	General Fund	Transfer Amount	FY22/23 Budget as authorized	FY 22/23 Budget as amended
90600.01.590601	Medical Insurance	\$90,000	\$46,556,000	\$46,466,000

TRANSFER TO:

Account #	General Fund	Transfer Amount	FY22/23 Budget as authorized	FY 22/23 Budget as amended
10100.01.540542	Common Council - Technical	\$45,000	\$20,000	\$65,000
16800.01.540530	IT – Factual & Informational	\$45,000	\$1,967,964	\$2,012,964



OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

A

January 6, 2023

Timothy M. Rudd
Director

Ms. Patricia McBride
City Clerk
230 City Hall
Syracuse, New York 13202

Julie Castellitto
Assistant Director

Re: Request for Legislation – 2022/2023 Fiscal Year Budget Transfers

Dear Ms. McBride:

Please prepare the necessary legislation to be introduced at the next Common Council meeting authorizing the following transfer of funds within the FYE June 30, 2023 City Budget.

<u>Account Number</u>	<u>General Fund</u>	<u>Budget Transfer</u>	<u>Budget 2022/2023</u>	<u>Budget as Amended</u>
Transfer from:				
90600.01.590601	Medical Insurance	\$90,000	\$46,556,000	\$46,466,000
Transfer to:				
10100.01.540542	Common Council – Technical	\$45,000	\$20,000	\$65,000
16800.01.540530	IT – Factual & Informational	\$45,000	\$1,967,964	\$2,012,964

Office of Management and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Thank you.

Sincerely,

Timothy Rudd
Director of Management and Budget

Office 315 448-8252
Fax 315 448-8116

www.syr.gov

4

Ordinance No.

2023

**ORDINANCE DIRECTING PUBLIC HEARING
RELATIVE TO THE DEPARTMENT OF PUBLIC
WORKS PROPOSED ROLLOUT OF NEW
SANITATION CARTS FOR CITY RESIDENTS**

BE IT ORDAINED, that pursuant to the Charter of the City of Syracuse--1960 and of any local law, act or acts amendatory thereof, this Common Council hereby fixes February 1, 2023, at 5:30 p.m. of that day as the time, for a public hearing to be held in the Common Council Chambers, Third Floor City Hall, 233 East Washington Street, Syracuse, New York 13202, in reference to the Department of Public Works proposed roll out of new standardized sanitation carts for city residents; and

BE IT FURTHER ORDAINED, that the City Clerk be and he hereby is directed to cause a copy of this ordinance to be published in the official newspapers of the City on or prior to January 26, 2023; and

BE IT FURTHER ORDAINED, that the public notice shall be in substance as follows:

NOTICE IS GIVEN that citizens attending the hearing have the right to provide written and oral comments. A description of the proposed plan is attached hereto as Exhibit "A".



**DEPARTMENT OF
PUBLIC WORKS**
CITY OF SYRACUSE

City of Syracuse Sanitation Cart Phased Rollout

Program Goals

- **Provide Better Service to Residents**
 - Improve reliability of trash pickup
 - Provide convenient, consistent and equitable collection to residents
 - Educate residents on what ordinance allows, disposing of excessive volumes and inappropriate materials
- **Create a Safer, Healthier Work Environment**
 - Sanitation leads City with 300 annual 'slip and falls' and 'strains' workers comp claims despite small size of staff (~4x the per employee claims as uniformed police)
 - The City predicts a sizeable drop in workers comp claims among other operations savings.
- **Invest in a Cleaner City**
 - Reduce litter
 - Non-standard containers and bagged waste without containers contribute to poor neighborhood conditions

What is Changing?

- Residents will receive a cart which they will be required to use for the City to pick up their trash.
- Carts will be provided free of charge.
- Carts will be standard size and design used by other local and national municipalities.
- Elderly residents or those with disabilities can still request assistance from the Department of Public Works.
- For a small number of topographically constrained properties, carts will not be feasible.

When Will I Receive a Cart?

- The rollout will happen in phases, with 20% of daily routes included in Phase I and the remainder of the city in Phase II.
- The City is taking a phased approach so it can monitor performance, communication to residents, operations and logistics in Phase 1 and make adjustments to ensure this is the best program possible when the carts roll out to entire city.
- Residents will receive notifications on what phase they are in, what to expect with the carts, how to use their cart once they get it, and resources to answer any further questions or concerns.

Additional Information


- The program requires two primary ordinance changes:

- The first is that residents are required to use the sanitation cart in order to have their trash picked up.
- The second is to limit residential trash service to properties up to 3 units. Properties that are 4 units or more are considered commercial by the City of Syracuse and New York State; under this program, these commercial properties would arrange for their own trash removal in the same method as larger apartment complexes and other businesses.
- It is important the City meets current deadlines without any further delays so it can learn lessons from the first phase and expand to the entire city before next winter hits.

CITY OF SYRACUSE

ROLLING OUT

A CITYWIDE TRANSITION TO SANITATION CARTS



PUBLIC WORKS COMMITTEE
SYRACUSE COMMON COUNCIL


January 11th, 2023

1

1

Agenda

1. Program Overview
2. Phase 1 Details
3. Ordinance Changes
4. Operational Savings



2

Program Goals

- **Provide Better Service to Residents**
 - Improve reliability of trash pickup
 - Provide convenient, consistent and equitable collection to residents
 - Educate residents on what ordinance allows, disposing of excessive volumes and inappropriate materials
- **Create a Safer, Healthier Work Environment**
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 - ~4x the per employee claims as uniformed police
- **Invest in a Cleaner City**
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 - Non-standard containers and bagged waste without containers contributes to poor neighborhood conditions

3

3

Since October the City has...



Drafted City Ordinance Changes



Cleaned Route and Address Data



Developed CityLine FAQ



Prepared for Fleet Conversions



Met with Crew Leaders to Select Routes



Confirmed Cart Distribution Logistics



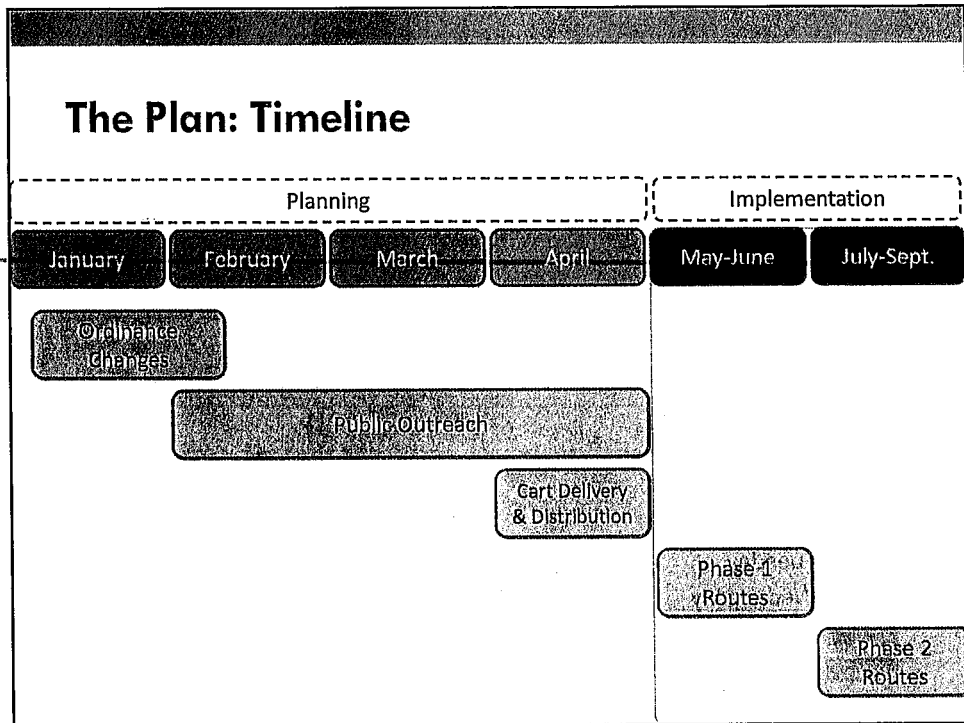
Developed Communications Plan



Quantified High-Level Operational Savings

4

4



5

Phase 1: Resident Communications

- 1 What is Changing?**
 - Press release and publicity announcing changes and Phase 1 routes
 - Project page on City website
- 2 Get Ready for Your Cart**
 - Print mailers to Phase 1 residents – “What to expect”
 - TNT meetings to raise public awareness and answer questions
- 3 Roll Out Your Cart**
 - Packet delivered with carts – “How to use your cart”
 - Update web project page with “How to Use” info
 - Print flyers for public spaces and community centers
 - TNT meetings after carts roll out to get feedback and answer FAQs
 - Equip Cityline, community ambassadors and TNTs with FAQs

6

6

Phase 1: Proposed Routes

- 15 total
- 3 per day
(1 per crew leader)
- Variety of neighborhoods

Monday
 Tuesday
 Wednesday
 Thursday
 Friday

7

Phase 1: Monitoring and Learning

- **Performance**
 - Placement of Carts
 - Speed of Operations
 - Quality of Life - Reduction in Litter
 - Contamination (Recycling/Solid Waste)
 - Impact on Illegal Setouts
 - Public Safety and Worker Safety
- **Communication**
 - Was our outreach strategy successful?
 - What can we do better for citywide rollout?
- **Operations & Logistics**
 - How did this impact other operations (i.e. Cityline)?
 - What changes do we need to bulky pickup, etc.?

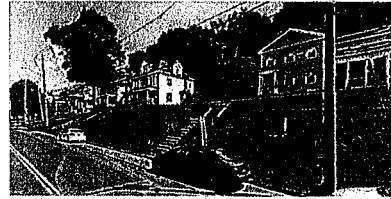
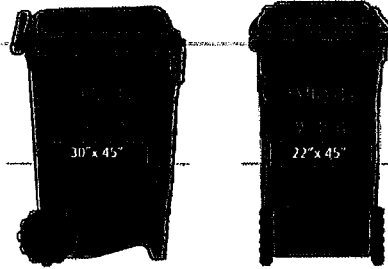
8

Sanitation Ordinance Change #1

Residents will be required to use a standardized sanitation carts

One size fits (almost) all

- Carts will be provided free of charge to residents
- Carts will be standard size and design used by local and national municipalities
- Elderly and disabled residents will still be able to request enhanced services
- A small number of topographically-constrained properties will not allow carts

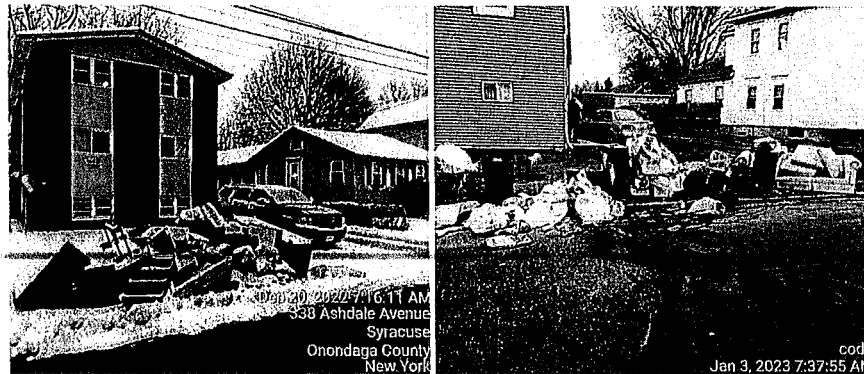


9

9

Sanitation Ordinance Change #2

Commercial landlords of properties with 4-10 rental units no longer receive subsidized municipal trash pickup



10

10

Comparisons to other Municipalities

Providing municipal trash pickup only to residential buildings as defined in the local tax code is consistent with Upstate peers and local suburbs

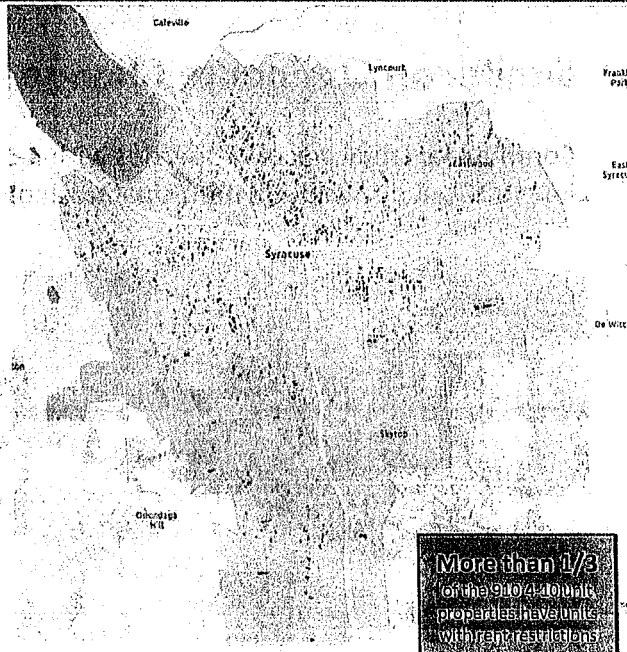
Rochester 3 units maximum	Albany 4 units maximum	Buffalo 4 units maximum
Camillus 4 units maximum	Dewitt 3 units maximum	Geddes 4 units maximum

11

11

Characteristics of 4-10 Unit Properties

- 1 Represent 3% of all City residential parcels
- 2 Property class most likely to be owned by a non-City resident
- 3 Property class with the highest average number of code violations
- 4 Census tract household income is not significantly different than 3 units or > 10 units



12

Operational Savings: Reduced disposal fees

Number of Units	Disposal Fees Per Building	Total Buildings	Disposal Fees
1	\$79.37	24,080	\$1,911,200
2	\$158.74	7,067	\$1,121,800
3	\$238.11	887	\$211,200
4	\$317.48	537	\$170,500
5	\$396.85	138	\$54,800
6	\$476.22	99	\$47,100
7	\$555.59	29	\$16,100
8	\$634.96	43	\$27,300
9	\$714.33	21	\$15,000
10	\$793.70	43	\$34,100
TOTAL CITY DISPOSAL FEES			\$3,609,000

\$365,000
 Anticipated Annual
 Cost Reduction
 to City

13

13

Operational Savings: Workers Comp

Category	Low	High
Citywide Workers Comp Claims	\$4,000,000	\$4,500,000
Sanitation Workers Comp (~50% of Total)	\$2,000,000	\$2,250,000
Potential Reduction from Semi-Automated Pick up	52%	77%
Potential Reduction in Workers Comp	\$1,040,000	\$1,732,500

*Source: SWANA – Solid Waste Association of North America, "Worker Safety in Solid Waste Collection"

14

14

Operational Savings: Summary

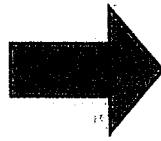
**One Time
Expenses**

**Annual
Ongoing Savings**

\$2.5M
Cart
Acquisition

+

\$0.1M
Equipment
Modifications



\$1.4-2.1M
reduced tipping fees &
workers comp savings

15

15

CITY OF SYRACUSE

Questions?



THANK YOU

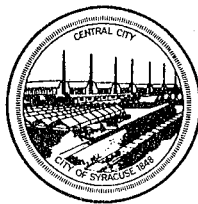
**PUBLIC WORKS COMMITTEE
SYRACUSE COMMON COUNCIL**

January 11th, 2023

16

16

Common Council Office
314 City Hall
Syracuse, N.Y. 13202



15
Council Office: (315) 448-8466
Fax: (315) 448-8423

CITY OF SYRACUSE COMMON COUNCIL

AMIR GETHERS
Councilor-at-Large

January 13, 2023

Ms. Patricia McBride
City Clerk
231 City Hall
Syracuse, New York

Dear Ms. McBride:

Please prepare legislation for the regularly scheduled Common Council Meeting of Monday, January 23, 2023 authorizing a Public Hearing seeking input from residents on the City's new sanitation cart roll out program.

The City's Department of Public Works (DPW) has proposed providing standardized sanitation carts to city residents as a requirement for trash disposal.

The Public Hearing will be held on Wednesday, February 1, 2023 at 5:30 p.m. in the Common Council Chambers, third Floor, City Hall.

Attached please find a more detailed description of the program.

Thank you for your assistance in this regard.

Sincerely,

Amir Gethers
Councilor At-Large

ORDINANCE AUTHORIZING A PARKING AGREEMENT WITH SYRACUSE UNIVERSITY FOR PARKING SPACES AT THE WASHINGTON STREET PARKING GARAGE ON BEHALF OF THEIR FACULTY, STAFF AND STUDENTS

WHEREAS, the Department of Public Works has requested that the Common Council approve a parking agreement with Syracuse University that would provide a minimum of twenty-five (25) monthly parking permits with a maximum of one hundred twenty-five (125) monthly parking permits in the Washington Street Garage; NOW, THEREFORE,

BE IT ORDAINED, subject to the approval of the Mayor, that the Mayor be and he is hereby authorized to enter into a parking agreement with Syracuse University on behalf of their faculty, staff and students for a minimum of twenty-five (25) with a maximum not to exceed one hundred twenty-five (125) monthly parking permits based on the availability of that number of spaces in the Washington Street Parking Garage for a five (5) year period commencing February 1, 2023, with the option for two (2) additional one-year renewal periods subject to the approval of the Mayor and Common Council approval; and

BE IT FURTHER ORDAINED, that the minimum of twenty-five (25) and maximum of one hundred twenty-five (125) parking permits shall be issued to the faculty, staff and students of Syracuse University each month during the term of the agreement, at the monthly rate and term per permit being the market rate, as established by the Common Council, plus applicable sales tax; and

BE IT FURTHER ORDAINED, that the Department of Public Works shall take all necessary steps to advise the operator of the Washington Street Garage of the terms and conditions of the agreement so as to effectuate the terms of this Ordinance; and

BE IT FURTHER ORDAINED, that Syracuse University shall provide the Commissioner of Public Works with thirty (30) days prior written notice (unless the Commissioner specifically waives the requirement) of any future requests to decrease or increase the number of parking permits purchased pursuant to this Ordinance. The decrease or increase shall be based on the number of parking permits purchased for the month immediately preceding the issuance of the thirty (30) day prior written notice, with the Commissioner being under no obligation to issue additional permits if such request is not timely made (or the requirement waived) and further provided that the number of parking permits shall in any event remain subject to the minimum number of twenty five (25) monthly parking permits and the maximum of one hundred twenty-five (125) monthly parking permits; and

BE IT FURTHER ORDAINED, that said agreement shall contain such other terms and conditions as the Corporation Counsel shall deem in the best interest of the City of Syracuse.



DEPARTMENT OF PUBLIC WORKS

CITY OF SYRACUSE, MAYOR BEN WALSH

January 4, 2023

Jeremy Robinson
Commissioner

Ann Fordock
Deputy Commissioner

Martin E. Davis, L.S.
Deputy Commissioner

Ms. Patricia K. McBride
City Clerk
City Hall, Room 231
Syracuse, New York 13202

Re: Request for Legislation

Dear Ms. McBride:

Please prepare legislation for the next meeting of the Common Council authorizing the Mayor to enter into an agreement between the City of Syracuse and Syracuse University for parking at the City's Washington Street Garage with the following terms:

- A minimum of 25 monthly parking spaces and a not to exceed maximum of 125 monthly parking spaces, to Syracuse University for their faculty, staff and students.
- A five (5) year term commencing February 1, 2023 with the option of two (2) one (1) year renewals, subject to Mayoral and Common Council approval.
- The monthly rate will be the market rate, as established by the Common Council, plus applicable sales tax.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Jeremy Robinson
Commissioner, Department of Public Works

Dept. of Public Works
1200 Canal St. Extension
Syracuse, N.Y. 13210

Office 315 448-2489
Fax 315 448-8531

www.syr.gov.net



OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

Timothy M. Rudd
Director

TO: Mayor Ben Walsh
FROM: Timothy M. Rudd, Director of Management and Budget
DATE: January 5, 2023
SUBJECT: Agreement – Syracuse University

Julie Castellitto
Assistant Director

On behalf of the Department of Public Works, I am requesting that the City of Syracuse enter into an agreement with Syracuse University for parking at the City's Washington Street Garage with the following terms:

- A minimum of 25 monthly parking spaces and a not to exceed maximum of 125 monthly parking spaces, the Syracuse University for their faculty, staff and students.
- A five (5) year term commencing February 1, 2023 with the option of two (2) one (1) year renewals, subject to Mayoral and Common Council approval.
- The monthly rate will be the market rate, as established by the Common Council, plus applicable sales tax.

Please indicate your concurrence by signing below and returning this memo to me so that I may then forward your approval to the Common Council along with the request for authorizing this legislation.

Thank you for your attention regarding this matter.

Mayor Ben Walsh
City of Syracuse, New York

JAN 11 2023
Date

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

www.syrgov.net

Ordinance No.

2023

**ORDINANCE CONFIRMING RE-APPOINTMENT
BY THE MAYOR TO THE ONONDAGA
COUNTY RESOURCE RECOVERY AGENCY**

BE IT ORDAINED, pursuant to Section 2045-c of the Public Authorities Law, this Common Council hereby confirms the re-appointment by the Honorable Benjamin R. Walsh, Mayor of the City of Syracuse, of Corey Driscoll Dunham to the Onondaga County Resource Recovery Agency for a term expiring December 31, 2024.



OFFICE OF THE MAYOR

MAYOR BEN WALSH

January 12, 2023

Ms. Patricia McBride
City Clerk
231 City Hall
Syracuse, NY 13205

Dear Ms. McBride,

Please prepare the necessary legislation for the Common Council agenda, which would confirm the Mayor's re-appointment of Corey Driscoll Dunham of 226 Standish Drive, Syracuse, NY, 13224 to the Onondaga County Resource Recovery Agency Board with an expiration date of December 31, 2024.

Sincerely,

Ben Walsh
Mayor

Office of the Mayor
233 E. Washington St.
201 City Hall
Syracuse, N.Y. 13202

Office 315 448 8005
Fax 315 448 8067

www.syr.gov.net

Ordinance No.

2023

**ORDINANCE CONFIRMING RE-APPOINTMENT
BY THE MAYOR TO THE ONONDAGA
COUNTY RESOURCE RECOVERY AGENCY**

BE IT ORDAINED, pursuant to Section 2045-c of the Public Authorities Law, this Common Council hereby confirms the re-appointment by the Honorable Benjamin R. Walsh, Mayor of the City of Syracuse, of Joseph Driscoll to the Onondaga County Resource Recovery Agency for a term expiring December 31, 2025.



OFFICE OF THE MAYOR

MAYOR BEN WALSH

January 6, 2023

Ms. Patricia McBride
City Clerk
231 City Hall
Syracuse, NY 13202

Dear Ms. McBride,

Please prepare the necessary legislation for the Common Council agenda, which would confirm the Mayor's re-appointment of Joseph Driscoll of 412 Stafford Avenue, Syracuse, New York, 13206 to the Onondaga County Resource Recovery Agency Board with an expiration date of December 31, 2025.

Sincerely,

Ben Walsh
Mayor

Office of the Mayor
233 E. Washington St.
201 City Hall
Syracuse, N.Y. 13202

Office 315 448 8005
Fax 315 448 8067

www.syrgov.net

Ordinance No.

2023

**ORDINANCE CONFIRMING RE-APPOINTMENT
BY THE MAYOR TO THE ONONDAGA
COUNTY RESOURCE RECOVERY AGENCY**

BE IT ORDAINED, pursuant to Section 2045-c of the Public Authorities Law, this Common Council hereby confirms the re-appointment by the Honorable Benjamin R. Walsh, Mayor of the City of Syracuse, of Stephanie Pasquale to the Onondaga County Resource Recovery Agency for a term expiring December 31, 2025.



OFFICE OF THE MAYOR

MAYOR BEN WALSH

January 6, 2023

Ms. Patricia McBride
City Clerk
231 City Hall
Syracuse, NY 13202

Dear Ms. McBride,

Please prepare the necessary legislation for the Common Council agenda, which would confirm the Mayor's re-appointment of Stephanie Pasquale of 513 Sedgewick Drive, Syracuse, New York, 13203 to the Onondaga County Resource Recovery Agency Board with an expiration date of December 31, 2025.

Sincerely,

Ben Walsh
Mayor

Office of the Mayor
233 E. Washington St.
201 City Hall
Syracuse, N.Y. 13202

Office 315 448 8005
Fax 315 448 8067

www.syr.gov.net

GROWTH. DIVERSITY. OPPORTUNITY FOR ALL.

19

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Ordinance No.

2023

**ORDINANCE AUTHORIZING PURCHASE,
WITHOUT ADVERTISING OR COMPETITIVE
BIDDING, OF A NEW CARILLON FROM THE
VERDIN COMPANY FOR THE DEPARTMENT
OF PUBLIC WORKS DURING THE FISCAL
YEAR 2022-2023**

BE IT ORDAINED, subject to the approval of the Mayor, that the Common Council hereby authorizes the purchase of a new carillon from the Verdin Company for the Department of Public Works during the fiscal year 2022/2023 at a cost not to exceed \$12,195.00 without competitive bidding or formal advertising by reason of the fact it is impracticable to bid said item due to the specialized nature of the equipment; and

BE IT FURTHER ORDAINED, that the Director of Management and Budget is hereby authorized to purchase said carillon at a cost not to exceed \$12,195.00 charging the cost thereof to Budget Account #01.16210.520620 or another appropriate account as designated by the Commissioner of Finance.



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OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

Timothy M. Rudd
Director

January 6, 2023

Julie Castellitto
Assistant Director

Ms. Patricia K. McBride
City Clerk
City Hall
Syracuse, New York

Re: Waiver of Competitive Bid to Purchase a New Carillon

Dear Ms. McBride:

On behalf of the Department of Public Works, please prepare legislation to be introduced at the next Common Council Meeting authorizing a waiver of competitive bid to purchase a new carillon from the Verdin Company in the amount of \$12,195.

The new carillon will be installed in the tower at City Hall and will significantly expand the functionality of the equipment. The new carillon will offer an expanded and more diverse music selection and can more easily be controlled by City staff.

The total cost of this purchase is not to exceed \$12,195 and will be charged to account #01.16210.520620.

Thank you.

Sincerely,

Timothy M. Rudd
Director of Budget

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

www.syr.gov.net



DEPARTMENT OF PUBLIC WORKS

CITY OF SYRACUSE, MAYOR BEN WALSH

December 28, 2022

Jeremy Robinson
Commissioner

Ann Fordock
Deputy Commissioner

Martin E. Davis, L.S.
Deputy Commissioner

Mr. Tim Rudd
Director of Management & Budget
City Hall, Room 213
Syracuse, New York 13202

Re: Request for a Waiver of Competitive Bid to purchase a new carillon from The Verdin Company

Dear Mr. Rudd:

Please prepare legislation for the next Common Council meeting authorizing the City of Syracuse, Department of Public Works to purchase a new carillon from The Verdin Company in the amount of \$12,195.00 without competitive bidding.

The new carillon will be installed in the tower at City Hall and will significantly expand the functionality of the equipment. The new carillon will offer an expanded and more diverse music selection and can more easily be controlled by City staff.

The total cost of this purchase is not to exceed \$12,195 and will be charged to account #01.16210.520620.

Please do not hesitate to contact me directly if you have any questions or require additional information.

Sincerely,

A handwritten signature in cursive script that reads "Jeremy Robinson".

Dept. of Public Works
1200 Canal St. Extension
Syracuse, N.Y. 13202

Jeremy Robinson
Commissioner of Public Works

Office 315 448-2489
Fax 315 448-8531

www.syr.gov.net

GROWTH. DIVERSITY. OPPORTUNITY FOR ALL.

Local Law No.
City of Syracuse

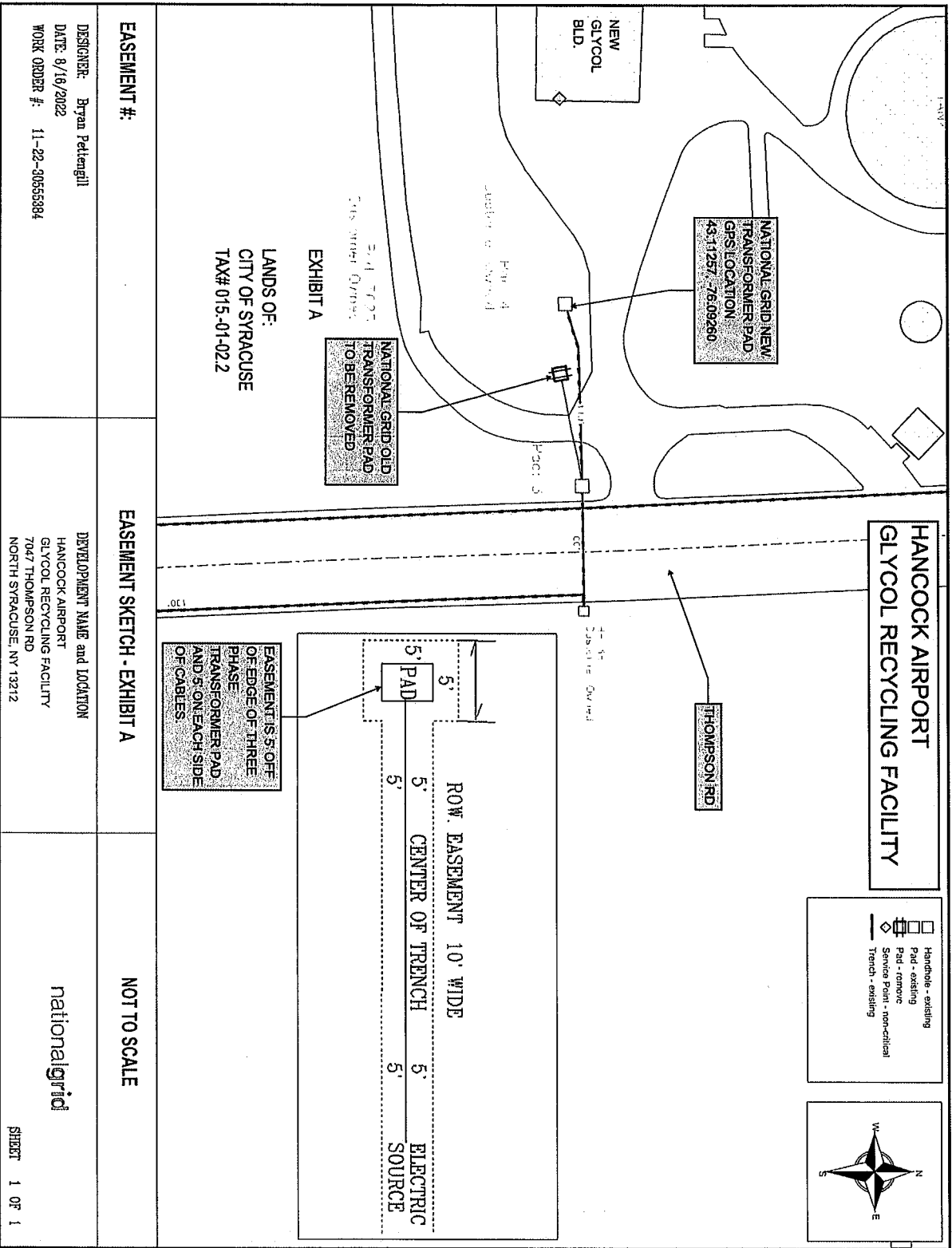
2023

**A LOCAL LAW OF THE CITY OF SYRACUSE
AUTHORIZING THE MAYOR TO GRANT AND
CONVEY TO NIAGARA MOHAWK POWER
CORPORATION D/B/A NATIONAL GRID A
PERMANENT EASEMENT ON CITY OWNED
PROPERTY AT THE SYRACUSE HANCOCK
INTERNATIONAL AIRPORT, 1000 COL. EILEEN
COLLINS BOULEVARD, NORTH SYRACUSE,
NEW YORK 13212, FOR THE INSTALLATION,
OPERATION AND MAINTENANCE OF A NEW
UNDERGROUND POWER LINE AND PAD
MOUNT TRANSFORMER AS DETAILED IN
EASEMENT SKETCH EXHIBIT "A" HANCOCK
AIRPORT GLYCOL RECYCLING FACILITY 7047
THOMPSON ROAD, N. SYRACUSE 13212, WORK
ORDER #11-22-30555384 DATED AUGUST 16,
2022**

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

Section 1. In accordance with the City Charter Section 6-202(3), the Mayor is hereby authorized and empowered to grant and convey to Niagara Mohawk Power Corporation d/b/a National Grid a permanent easement on City owned property at the Syracuse Hancock International Airport, 1000 Col. Eileen Collins Boulevard, North Syracuse, New York 13212, as more fully described in the Easement Sketch for Work Order #11-22-30555384 attached hereto as Exhibit A, in consideration of One Dollar (\$1.00), upon such terms and provisions and conditions as the Mayor may prescribe, in order for National Grid for installation, operation and maintenance underground power line and Pad Mount Transformer, and also granting to Niagara Mohawk the right of ingress and egress over said parcel to inspect, repair, maintain, and replace the new underground power line and Pad Mount Transformer, and associated appurtenances.

Section 2. This local law shall take effect immediately subject to the provisions of the
Municipal Home Rule Law of the State of New York.



EASEMENT #:

EASEMENT SKETCH - EXHIBIT A

NOT TO SCALE

DESIGNER: Bryan Petlengill
 DATE: 8/16/2022
 WORK ORDER #: 11-22-3055384

DEVELOPMENT NAME and LOCATION
 HANCOCK AIRPORT
 GLYCOL RECYCLING FACILITY
 7047 THOMPSON RD
 NORTH SYRACUSE, NY 13212

nationalgrid

SHEET 1 OF 1



DEPARTMENT OF ENGINEERING

CITY OF SYRACUSE, MAYOR BEN WALSH

Mary E. Robison, PE
City Engineer

John Kivlehan
Design & Construction

Kelly Haggerty
Public Buildings

Marc Romano
Mapping & Surveying

6 January 2023

Ms. Patricia K. McBride
Office of the City Clerk
231 City Hall
Syracuse, New York 13202

Re: Permanent Easement at Syracuse Hancock International Airport for Niagara Mohawk Power Corporation for installation, operation and maintenance of an underground power line and a transformer pad for the Hancock Airport Glycol Recycling Facility located at 7047 Thompson Road, N. Syracuse – Easement Sketch 11-22-30555384

Dear Ms. McBride:

I request that you have prepared the following legislation for the next meeting of the Common Council:

The City of Syracuse and the Syracuse Airport Authority are requesting that Niagara Mohawk Power Corporation be granted a permanent easement on the City's property at the Syracuse Hancock International Airport for installation, operation and maintenance of an underground power line and a transformer and concrete pad for the Hancock Airport Glycol Recycling Facility. The easement will include a new underground power line and Pad Mount Transformer. The City will be granting the easement to Niagara Mohawk Power Corporation for consideration of one dollar, which is the standard procedure for utility easements.

The easement descriptions are detailed on the attached Easement Sketch - Exhibit A: Hancock Airport Glycol Recycling Facility 7047 Thompson Road, N. Syracuse, NY 13212, Work Order # 11-22-30555384 originally dated August 16, 2022.

Please let me know if you have any questions related to this request.

Very Truly Yours,

Mary E. Robison, P.E.
City Engineer

Dept. of Engineering
233 E. Washington St.
City Hall, Room 401
Syracuse, N.Y. 13202
Office 315 448-8200
Fax 315 448-8488

www.syrgov.net

GRANT OF EASEMENT

The CITY OF SYRACUSE, New York, a municipal corporation of the State of New York, of 1000 Col. Eileen Collins Boulevard, North Syracuse, New York 13212 (hereinafter referred to as "Grantor"), for consideration of One Dollar (\$1.00), and other valuable considerations paid, the receipt and sufficiency of which are hereby acknowledged under seal, hereby grants to NIAGARA MOHAWK POWER CORPORATION, a New York corporation, having an address at 300 Erie Boulevard West, Syracuse, New York 13202 (hereinafter referred to as "Grantee"), for Grantee and its lessees, licensees, successors, and assigns, the perpetual right and easement as described in Section 1 below (the "Easement") in, under, through, over, across, and upon the Grantor's land, as described in Section 2 below (the "Grantor's Land")

Section 1 – Description of the Easement. The "Easement" granted by the Grantor to the Grantee consists of a perpetual easement and right-of-way, with the right, privilege, and authority to:

a. Construct, reconstruct, relocate, extend, repair, maintain, operate, inspect, patrol, and, at its pleasure, abandon or remove underground electric facilities including a line or lines of wires or cables (either direct-buried or installed in underground conduits), handholes, manholes, conduit, vaults, junction boxes, pad-mount transformers, housings, connectors, switches and switching equipment, pipes, pedestals, closures, ducts and duct work, markers, cables, connections to underground wires, insulators, transformers, braces, fittings, foundations, anchors, lateral service lines, communications facilities, and other underground fixtures and appurtenances (collectively, the "Facilities"), which the Grantee shall require now and from time to time, for the transmission and distribution of high and low voltage electric current and for the transmission of intelligence and communication purposes, by any means, whether now existing or hereafter devised, for the benefit of the Syracuse Hancock International Airport under and through that portion of the Grantor's Land described in Section 3 below (the "Easement Area"), and the highways abutting or running through the Grantor's Land, and to renew, replace, add to, and otherwise change the Facilities and each and every part thereof and the location thereof within the Easement Area, and utilize the Facilities within the Easement Area for the purpose of providing necessary utility service to the Airport and its users;

b. From time to time, without further payment therefor, clear and keep cleared the Easement Area of any and all trees, vegetation, roots, aboveground or belowground structures, improvements, or other obstructions and trim and/or remove other trees, roots and vegetation within ten (10) feet of either side of the Easement Area that, in the reasonable opinion of the Grantee, may interfere with the construction, operation, and maintenance of the Facilities. The first clearing may be for less than the full width and may be widened from time to time to the full width of the Easement Area;

c. Excavate or change the grade of the Grantor's Land within the Easement Area as is reasonable, necessary, and proper for any and all purposes described in this Section 1; provided, however, that the Grantee will promptly and at its sole cost and expense, upon completion of its work, backfill and restore any excavated areas to reasonably the same condition as existed prior to such excavation; and

d. Pass and repass along the Easement Area to and from the adjoining lands and pass and repass over, across, and upon the Grantor's Land to and from the Easement Area, and construct, reconstruct, relocate, use, and maintain such footbridges, causeways, and ways of access, if any, thereon, as is reasonable and necessary in order to exercise to the fullest extent the Easement.

This Easement and all of the above rights, privileges and authority granted herein are at all times subject to the Grantor, the Syracuse Regional Airport Authority, the Federal Transportation Security Administration and any other applicable federal law and/or agency's laws, rules and regulations governing the use of Grantor's land. Access to the Easement Area may be limited or restricted at any time in accordance with said laws, rules and regulations.

Section 2 – Description of Grantor's Land. The "Grantor's Land" is described in a certain Deed recorded in the Onondaga County Clerk's Office on 03/29/1977 in Liber 2603 of Deeds at Page 246 and consists of land described as being part of Tax Parcel No. 015.-01-02.2 (FL 5 & 10) of the Town of Dewitt, County of Onondaga, New York, commonly known as Hancock Airport.

Section 3 – Location of the Easement Area. The "Easement Area" shall consist of a portion of the Grantor's Land 10 feet in width throughout its extent, the centerline of the Easement Area being the centerline of the Facilities. The general location of the Easement Area is shown on the sketches entitled 11-22-3055384, which sketches are attached hereto as Exhibit A and recorded herewith, copies of which are in the possession of the Grantor and the Grantees. The final and definitive location(s) of the Easement Area shall become established by and upon the final installation and erection of the Facilities by the Grantees in substantial compliance with Exhibit A hereto.

Section 4 – Facilities Ownership. It is agreed that the Facilities shall remain the property of the Grantee, its successors and assigns.

Section 5 – General Provisions. The Grantor, for itself, its heirs, legal representatives, successors, and assigns, hereby covenants and agrees with the Grantee that no act will be permitted within the Easement Area which is inconsistent with the Easement hereby granted, no buildings or structures, or replacements thereof or additions thereto, swimming pools, or obstructions will be erected or constructed above or below grade within the Easement Area; no trees shall be grown, cultivated, or harvested, and no excavating, mining, or blasting shall be undertaken within the Easement Area without the prior written consent of the Grantee, it being the intent that the Easement herein conveyed is intended to prohibit the longitudinal or parallel use or occupancy of said Easement Area by surface or subsurface activities or structures which might damage or interfere with the Facilities; the Easement shall not be modified nor the Easement Area relocated by the Grantor without the Grantee's prior written consent; the present grade or ground level of the Easement Area will not be changed by excavation or filling. Any agreed upon relocation of any or all of the facilities shall be at Grantor's sole cost and expense. In such event, Grantor and Grantee must execute, deliver and record an instrument in recordable form evidencing such relocation of the Easement Area.

The Grantee, its successors and assigns, are hereby expressly given and granted the right to assign this Easement, or any part thereof, or interest therein, but the same shall not be divisible between or among two or more owners, as to any right or rights created hereunder without the express written consent of the Grantor which consent shall not be unreasonably withheld. This Grant of Easement shall at all times be deemed to be and shall be a continuing covenant running with the Grantor's Land and shall inure to and be binding upon the successors, heirs, legal representatives, and assigns of the parties named in this Grant of Easement.

IN WITNESS WHEREOF, Grantor has hereunto set its hand(s) and seal(s) this _____ day of _____, 2022.

CITY OF SYRACUSE

By: _____
Signature

Its: _____
Title

State of New York)
)
County of _____) ss:

On the ____ day of _____ in the year 2022, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

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**GENERAL ORDINANCE AMENDING ARTICLE 12
OF CHAPTER 27 OF THE REVISED GENERAL
ORDINANCES OF THE CITY OF SYRACUSE, AS
AMENDED, BEING THE PROPERTY
CONSERVATION CODE OF THE CITY OF
SYRACUSE, ENTITLED BUSINESS
CERTIFICATE OF USE ORDINANCE TO ADD
AND AMEND DEFINITIONS FOUND IN SECTION
27-163 ENTITLED DEFINITIONS**

BE IT ORDAINED, that Article 12, Section 27-163 of Chapter 27 of the Revised General Ordinances of the City of Syracuse, as amended, being the Property Conservation Code of the City of Syracuse, is hereby amended to read as follows:

Sec. 27-163. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

- A. "Adult-Use Cannabis Retail Dispensary" shall mean a premises licensed under the New York State Cannabis Law for the retail sale of cannabis products to cannabis consumers.
- B. "Adult-Use On-Site Cannabis Consumption Establishment" shall mean a premises licensed under the New York State Cannabis Law for the on-site consumption of cannabis products by cannabis consumers.
- C. "Bar" shall mean one (1) or more of the following:
 - 1. A building or portion thereof where alcoholic beverages are sold for consumption on the premises;
 - 2. A building or portion thereof operated for profit or pecuniary gain or as a place of assembly where alcoholic beverages are provided by the operator of the premises, his or her agents, servants or employees, or are brought onto said premises by persons assembling there.
- B. "Business" and "Businesses" shall mean a Bar, Food Store, Drugstore, Restaurant, Adult-Use On-Site Cannabis Consumption Establishment, Adult-Use Cannabis Retail Dispensary, Cannabinoid Hemp Retailer, or Smoking Establishment as defined herein.

- C. "Cannabis Consumer" shall have the meaning prescribed in Article 7-A of the Consolidated Laws of the State of New York, the Cannabis Law.
- D. "Cannabinoid Hemp" shall have the meaning prescribed in Article 7-A of the Consolidated Laws of the State of New York, the Cannabis Law.
- E. "Cannabinoid Hemp Retailer" means an individual, partnership, corporation, limited liability company, association, or any business entity or institution of higher education, by whatever name designated and whether or not incorporated, licensed or permitted under the New York State Cannabis Law to sell at retail cannabinoid hemp or hemp extract to consumers.
- F. "Cannabis Product" shall have the meaning prescribed in Article 7-A of the Consolidated Laws of the State of New York, the Cannabis Law.
- G. "Drugstore" shall mean a Building or portion thereof where prescription drugs are sold at retail, together with dry goods, food or beverages.
- H. "Food Store" means a Building or portion thereof with a total floor space less than twenty thousand (20,000) square feet which is devoted, in whole or part, to the sale of dry goods and food and beverages to be consumed off the premises.
- I. "Hemp Extract" shall have the meaning prescribed in Article 7-A of the Consolidated Laws of the State of New York, the Cannabis Law.
- J. "Owner" means and includes the owner or owners of the freehold of the premises or lesser estate therein who appears as the owner of record with the Onondaga County Clerk's Office, as well as any person, agent, firm, entity or corporation having any legal or equitable interest in the property at the time a notice, order or other document is issued by the Division of Code Enforcement.
- K. "Proprietor" means an owner and/or operator or future owner and/or operator of the Business specified on a particular Certificate of Use for a particular Business location.
- L. "Premises" shall mean the building in which the Business is located, as well as accessory structures and uses, including parking lots, and the land on which the building is located.
- M. "Restaurant" shall mean a building or portion thereof where food is sold to be consumed on or off the Premises. This definition shall not include a building or portion thereof where a non-alcoholic beverage or snack is available but is incidental to the conduct of the business at the Premises or a college or university's dining halls.
- N. "Retail Sale" shall have the meaning prescribed in Article 7-A of the Consolidated

Laws of the State of New York, the Cannabis Law.

- O. "Smoking Establishment" shall mean a building or portion thereof where tobacco products and paraphernalia, which includes but shall not be limited to cigarettes, cigars, pipes, Kreteks (clove cigarettes), hookahs, and Shisha, are used and/or consumed on the premises.

BE IT FURTHER ORDAINED, that all remaining sections of Chapter 27 of the Revised General Ordinances of the City of Syracuse, as amended, being the Property Conservation Code, not amended by this General Ordinance shall remain in full force and effect as previously adopted; and

BE IT FURTHER ORDAINED, that the provisions of this General Ordinance shall take effect immediately.



DIVISION OF CODE ENFORCEMENT
A DIVISION OF THE DEPARTMENT OF NEIGHBORHOOD
AND BUSINESS DEVELOPMENT
CITY OF SYRACUSE, MAYOR BEN WALSH

Michael Collins
NBD Commissioner

Jacob R. Dishaw
Director of Code
Enforcement

Thomas Steinberg
Deputy Director of
Code Enforcement

Ryan Shiel
Assistant Director of
Code Enforcement

Brian Eisenberg
Assistant Director of
Code Enforcement

Mediha Salkic
Director of Central
Permit Office

January 17, 2023

Hon. Patricia K. McBride
City Clerk
231 City Hall
Syracuse, NY 13202

Re: Request for Legislation – Amendment to Article 12, Chapter 27 of the Revised General Ordinances of the City of Syracuse

Dear Ms. McBride:

Please prepare legislation to be placed on the agenda for the regularly scheduled Common Council meeting of January 23, 2023, to amend Article 12, Chapter 27 of the Revised General Ordinances of the City of Syracuse (Business Certificate of Use) relative to Section 27-163 "Definitions."

The Division of Code Enforcement, after consulting with the Corporation Counsel, believes that amendments to the definitions section are necessary to provide improved enforcement options regarding businesses that threaten public safety and the general welfare of the City of Syracuse and its citizens.

This amendment will add all definitions necessary to include "Adult-Use Cannabis Retail Dispensary," "Adult-Use On-Site Cannabis Consumption Establishment," and "Cannabinoid Hemp Retailer" (hereinafter collectively referred to as "business entities") within the definition of "Business." By constituting a Business, the above listed business entities will be required to obtain a Certificate of Use to operate within the City of Syracuse.

The intent is to hold these business entities to the same standards as similarly situated establishments defined as a "Business" within the context of the Certificate of Use Ordinance, such as Bars, Food Stores, Drugstores, Restaurants, and Smoking Establishments.

Please feel free to reach out with any questions.

Sincerely,

Director of Code Enforcement

Code Enforcement
201 East Washington
Street, Room 300
Syracuse, N.Y. 13202

Office 315 448 8695
Fax 315 448 8764

www.syr.gov.net

**ORDINANCE AUTHORIZING MAYOR TO
SUBMIT AN APPLICATION FOR A GRANT
FROM THE EMPIRE STATE DEVELOPMENT
CORPORATION'S RESTORE NEW YORK
COMMUNITIES INITIATIVE AND EXECUTE A
CONTRACT OR WRITTEN INSTRUMENTS
ASSOCIATED WITH THE GRANT AS
NECESSARY**

BE IT ORDAINED, that the Mayor be and he hereby is authorized to submit an application to the Empire State Development Corporation's Restore New York Communities Initiative for a grant in an amount not to exceed \$5,000,000.00; said funds will be used for building renovations to commercial, mixed use and residential structures which are vacant and require reconstruction in the City's westside neighborhoods, rehabilitation, deconstruction, or demolition for their redevelopment; no City matching funds are required; and

BE IT FURTHER ORDAINED, that upon receipt of said grant, the Mayor be and he hereby is authorized to execute a contract or written instruments as approved by the Corporation Counsel; and

BE IT FURTHER ORDAINED, that upon receipt of said funds or any part thereof, pursuant to said application authorized herein, the Commissioner of Finance is authorized and directed to deposit the same in an appropriate account to be determined by him.



DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT

CITY OF SYRACUSE, MAYOR BEN WALSH

January 6, 2023

Commissioner
Michael Collins

Deputy Commissioner of Neighborhood Development
Michelle Sczpanski

Deputy Commissioner of Business Development
Eric Ennis

Ms. Patricia McBride
City Clark
231 City Hall
Syracuse, NY 13202

RE: Restore NY Communities Initiatives Application

Dear Ms. McBride:

Please prepare legislation for the January 23, 2023 meeting of the Common Council authorizing the City of Syracuse to apply to Round 7 of the Restore New York Communities Initiative, which is administered by the Empire State Development Corporation (ESD).

The grant request is in support of building rehabilitation, demolition, and reconstruction of commercial, residential, and mixed-use properties that are vacant and/or underutilized in the City's westside neighborhoods. The application will be up to \$5 Million in eligible funds.

Municipal authorization is required of any municipality applying for Restore NY funding through the NYS Consolidated Funding Application process. This authorization to apply commits no City funds to the project.

The Department of Neighborhood & Business Development will hold a public meeting to allow the public an opportunity to comment on the properties included in the submission, which are listed in the accompanying Property Assessment List.

If you have any questions, please contact me at 315-448-8471.

Sincerely,

Eric Ennis
Deputy Commissioner
Department of Neighborhood & Business Development

Department of Neighborhood & Business Development
201 E Washington Street
Suite 600
Syracuse, NY 13202

Office 315 448 8100

Cc: Michael Collins, Commissioner, NBD
Sharon Owens, Deputy Mayor



Property Assessment List

Municipal Name	City of Syracuse
Project Name	Westside Corridor Revitalization Initiative

List and sequentially number all properties submitted for this project. Properties with both a demolition/deconstruction phase AND a rehabilitation/ reconstruction phase must use separate lines to define EACH project phase. **This list must be published in a local daily newspaper for three consecutive days and be the subject of a public hearing.**

#	Site Name /Address	Sq.Ft.	R-Residential C-Commercial	DM-Demolition DC-Deconstruction RH-Rehabilitation RC-Reconstruction	V-Vacant A-Abandoned C-Condemned S-Surplus
1	215 Tully Street & Wyoming	33,000	C	RH	V
2	400-30 Erie Blvd West	129,382	C	RC	V
3	320 Tracy Street	2,673	C	RH	V
4	1153-69 West Fayette Street	92,000	C	RH	V
5	801 West Fayette Street & Oswego	14,389	R/C	RH	V
6	135 North Geddes Street	1,716	R	DM	V
7	205 1/2 North Geddes Street	1,932	R	DM	V
8	315 Richmond Avenue	1,536	R	DM	V
9	323 Richmond Avenue	2,262	R	DM	V
10	501-09 South Geddes Street	12,000	R/C	RH	V
11	215 Grand Avenue	1,985	R	DM	V
12	221 Grand Avenue	1,080	R	DM	V
13	425 Marcellus Street	1,184	C	RH	V
14	621 Marcellus Street	3,606	C	RH	V
15	541 Seymour Street	39,000	C	RH	V

ORDINANCE AUTHORIZING THE CITY OF SYRACUSE TO ACT AS LEAD AGENCY PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) TO EVALUATE THE ENVIRONMENTAL IMPACT OF THE DEMOLITION OF THE FORMER SYRACUSE DEVELOPMENTAL CENTER

WHEREAS, the City is considering the demolition of the former Syracuse Developmental Center located at 800-802 S. Wilbur Avenue (the "Project") to protect the public health and welfare; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively, "SEQRA"), the City is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the City, and the demolition of the former Syracuse Developmental Center, constitutes such an action (the "Action"); NOW, THEREFORE,

BE IT ORDAINED, that the City hereby designates itself as lead agency under SEQRA for purposes of the demolition of the former Syracuse Developmental Center (800-802 S. Wilbur Avenue) (the "Project"); and

BE IT FURTHER ORDAINED, that the City, acting through its Department of Neighborhood and Business Development, shall conduct an environmental review of the Project in accordance with SEQRA, notify all involved and interested agencies, and report back to the Council the appropriate SEQRA determination.

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DEPARTMENT OF ENGINEERING

CITY OF SYRACUSE, MAYOR BEN WALSH

Mary E. Robison, PE
City Engineer

6 January 2023

John Kivlehan
Design & Construction

Ms. Patricia K. McBride
City Clerk

Kelly Haggerty
Public Buildings

231 City Hall
Syracuse, New York 13202

Marc Romano
Mapping & Surveying

RE: Legislation Request – Lead Agency Status in accordance with the State Environmental Quality Review Act (SEQRA) for the Demolition of the Former Syracuse Developmental Center (800-802 S. Wilbur Avenue)

Dear Ms. McBride:

Please prepare legislation for the next regularly scheduled Common Council meeting authorizing the City of Syracuse to declare itself Lead Agency in accordance with the State Environmental Quality Review Act (SEQRA) for the Demolition of the Former Syracuse Developmental Center located at 800-802 S. Wilbur Avenue.

The City is proposing to demolish and remediate the existing structures of the former Syracuse Developmental Center located at 800-802 S. Wilbur Avenue. A letter along with the Environmental Assessment Form (Part 1) which provides details of the project will be sent to all involved agencies requesting their concurrence within thirty (30) days of the date of the letter that the City of Syracuse be designated as the SEQRA Lead Agency for this project.

Please let me know if you have any questions related to this matter.

Very truly yours,

Mary E. Robison, P.E.
City Engineer

Dept. of Engineering
233 E. Washington St.
City Hall, Room 401
Syracuse, N.Y. 13202
Office 315 448-8200
Fax 315 448-8488

www.syr.gov.net

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Ordinance No.

2023

ORDINANCE AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SYRACUSE AND THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT AND THE NEW YORK STATE URBAN DEVELOPMENT CORPORATION, D/B/A EMPIRE STATE DEVELOPMENT (ESD), FOR PRE-DEVELOPMENT SITE WORK AT THE FORMER SYRACUSE DEVELOPMENTAL CENTER

BE IT ORDAINED, subject to the approval of the Mayor, that the Mayor on behalf of the City of Syracuse be and he is hereby authorized to enter into an agreement (an Incentive Proposal) with the New York State Department of Economic Development and the New York State Urban Development Corporation d/b/a Empire State Development, (ESD) for the pre-development site work at the former Syracuse Developmental Center located at 800-802 South Wilbur Avenue; said agreement shall provide that the City will be fully reimbursed from a grant not to exceed \$29,000,000.00 from ESD; and said agreement shall subject to the review and approval by the Corporation Counsel; and

BE IT FURTHER ORDAINED, that this funding shall be used to complete the demolition and remediation of the existing structures on the site, as well as infrastructure investments to expand water/sewer service lines, access roads, sidewalks, tree planting and street lighting along the access roads to the site.

BE IT FURTHER ORDAINED, that said agreement shall require a \$250.00 application fee to be paid from an account to be determined by the Commissioner of Finance.

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DEPARTMENT OF NEIGHBORHOOD & BUSINESS DEVELOPMENT

CITY OF SYRACUSE, MAYOR BEN WALSH

January 6, 2023

Commissioner
Michael Collins

Ms. Patricia McBride
City Clark
231 City Hall
Syracuse, NY 13202

Deputy Commissioner of Neighborhood Development
Michelle Sczpanski

RE: Request for Legislation | Empire State Development Incentive Proposal for 800-02 S. Wilbur Ave

Deputy Commissioner of Business Development
Eric Ennis

Dear Ms. McBride:

Please prepare legislation for the January 23, 2023 meeting of the Common Council authorizing the City of Syracuse to execute an incentive proposal agreement with the New York State Department of Economic Development and the New York State Urban Development Corporation, d/b/a Empire State Development, (ESD) for pre-development site work for the former Syracuse Developmental Center located at 800-02 South Wilbur Avenue.

This project will be fully reimbursed from a grant not to exceed \$29,000,000.00 from ESD. This funding will be used to complete the demolition and remediation of the existing structures on the site, as well as infrastructure investments to expand water/sewer service lines, access roads, sidewalks, tree planting and street lighting along the access roads to the site.

A \$250 application fee is required and will be paid from account to be determined by the Commissioner of Finance.

If you have any questions, please contact me at 315-448-8471.

Sincerely,

Eric Ennis
Deputy Commissioner
Department of Neighborhood & Business Development

Department of Neighborhood & Business Development
201 E Washington Street
Suite 600
Syracuse, NY 13202

Office 315 448 8100


Cc: Michael Collins, Commissioner, NBD
Sharon Owens, Deputy Mayor
Jennifer Tifft, Director of Strategic Initiatives
Brad O'Connor, Commissioner of Finance

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OFFICE OF MANAGEMENT & BUDGET

CITY OF SYRACUSE, MAYOR BEN WALSH

TO: Mayor Ben Walsh
FROM: Timothy M. Rudd, Director of Management and Budget 
DATE: January 9, 2023
SUBJECT: Incentive Proposal Agreement – NYS Department of Economic Development & the NYS Urban Development Corporation d/b/a Empire State Development (ESD)

Timothy M. Rudd
Director

Julie Castellitto
Assistant Director

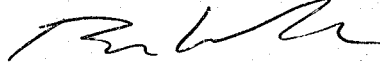
On behalf of the Department of Neighborhood & Business Development, I am requesting to enter into an incentive proposal agreement with the New York State Department of Economic Development and the New York State Urban Development Corporation, d/b/a Empire State Development, (ESD) for pre-development site work for the former Syracuse Developmental Center located at 800-02 South Wilbur Avenue.

This project will be fully reimbursed from a grant not to exceed \$29,000,000 from ESD. This funding will be used to complete the demolition and remediation of the existing structures on the site, as well as infrastructure investments to expand water/sewer service lines, access roads, sidewalks, tree planting and street lighting along the access roads to the site.

A \$250 application fee is required and will be paid from account to be determined by the Commissioner of Finance.

Please indicate your concurrence by signing below and returning this memo to me so that I may then forward your approval to the Common Council along with the request for authorizing this legislation.

Thank you for your attention regarding this matter.



Mayor Ben Walsh
City of Syracuse, New York

JAN 11 2023
Date

Office of Management
and Budget
233 E Washington St
Room 213
Syracuse, N.Y. 13202

Office 315 448-8252
Fax 315 448-8116

www.syr.gov.net

GROWTH. DIVERSITY. OPPORTUNITY FOR ALL.

Ordinance No.

2023

ORDINANCE AUTHORIZING MAYOR TO SUBMIT AN APPLICATION TO THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR A CRIME PREVENTION THROUGH ENVIRONMENT DESIGN (CPTED) GRANT AND EXECUTE A CONTRACT OR WRITTEN INSTRUMENTS ASSOCIATED WITH THE GRANT AS NECESSARY

BE IT ORDAINED, that the Mayor be and he hereby is authorized to submit an application to the New York State Division of Criminal Justice Services for a Crime Prevention Through Environmental Design (CPTED) grant in an amount not to exceed \$4,000,000.00; said funds will be used by the Syracuse Police Department for a multi-department CPTED initiative to address housing, green space, cleanliness and infrastructure in gun violence hotspots identified by the Syracuse Police Department; no City matching funds are required; and

BE IT FURTHER ORDAINED, that upon receipt of said grant, the Mayor be and he hereby is authorized to execute a contract or written instruments as approved by the Corporation Counsel; and

BE IT FURTHER ORDAINED, that upon receipt of said funds or any part thereof, pursuant to said application authorized herein, the Commissioner of Finance is authorized and directed to deposit the same in an appropriate account to be determined by him.

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1st Deputy Chief
Richard F. Shoff, Jr.



Deputy Chiefs
Richard H. Trudell
Julie L. Shulsky
Mark M. Rusin

SYRACUSE POLICE DEPARTMENT

Joseph L. Cecile, Chief

January 6, 2023

Ms. Patricia McBride
City Clerk
231 City Hall
Syracuse, New York 13202

Re: Request for Legislation

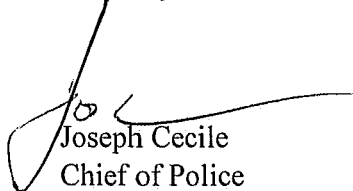
Dear City Clerk McBride:

Please prepare legislation for the upcoming meeting of the Common Council authorizing the City of Syracuse to apply for and enter into an agreement with the New York State Division of Criminal Justice Services for a Crime Prevention Through Environment Design (CPTED) grant in an amount not to exceed \$4,000,000.

These funds will enable a multi-department CPTED initiative to address housing, green space, cleanliness and infrastructure in gun violence hotspots identified by the Syracuse Police Department.

No local match is required.

Sincerely,


Joseph Cecile
Chief of Police

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Ordinance No.

2023

**ORDINANCE AUTHORIZING THE SYRACUSE
POLICE DEPARTMENT TO GIVE AN IN-KIND
DONATION OF RETIRED BODY ARMOR AND
RETIRED BALLISTIC HELMETS TO UKRAINE
FRIENDS**

WHEREAS, Ukraine Friends is a U.S. based non-profit organization dedicated to delivering critical help in Ukraine by providing humanitarian aid as needs evolve, refugee support and a focus on recovery and reconstruction; NOW, THEREFORE,

BE IT ORDAINED, that this Common Council hereby authorizes the Syracuse Police Department to give an in-kind donation of 18 level IIIA vests, 26 level IIA Swat vests, 190 level IIA Patrol vests, 228 single IIA ballistic vest panels, and 15 ballistic helmets to Ukraine Friends; said items are retired and no longer in use by the Syracuse Police Department.

1st Deputy Chief
Richard F. Shoff, Jr.



Deputy Chiefs
Richard H. Trudell
Julie L. Shulsky
Mark M. Rusin

SYRACUSE POLICE DEPARTMENT

Joseph L. Cecile, Chief

January 3rd, 2023

Ms. Patricia McBride,
City Clerk
Room 231 City Hall
Syracuse, New York 13202

RE: REQUESTING in kind donation to Ukraine Friends.

Dear Ms. McBride

Please accept this letter as a request to give an in-kind donation to Ukraine Friends, consisting of retired body armor and retired ballistic helmets. Ukraine Friends is a U.S. based non-profit organization dedicated to delivering critical help in Ukraine by providing humanitarian aid as needs evolve, refugee support and a focus on recovery and reconstruction. Ukraine Friends will facilitate the donation of said items to the National Police of Ukraine. The items that will be donated can be described as:

- 18 level IIIA vests;
- 26 level IIA Swat vests;
- 190 level IIA patrol vests (mix of under carrier and outer carrier);
- 228 single IIA ballistic vest panels;
- 15 Ballistic helmets.

These items are no longer serviceable by the Syracuse Police Department. The ballistic protection, per the manufacturer, has expired. They are currently in storage and are of no use to the department.

If you have any questions or comments regarding this, please contact our office.

Sincerely,

DCR Shoff #310

 Richard Shoff Jr.
 1st Deputy Chief of Police

A

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Resolution No.

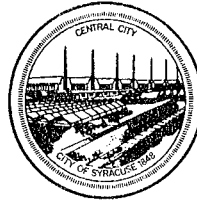
2023

**RESOLUTION APPOINTING DENISE WELCH
TO THE LAND BANK CITIZENS ADVISORY
BOARD**

BE IT RESOLVED, by this Common Council that Denise Welch be and she hereby is appointed to the Land Bank Citizens Advisory Board to fill the position for the 4th District Councilor appointment for the remainder of the term ending on May 31, 2024.

Common Council Office
314 City Hall
Syracuse, N.Y. 13202

Council Office: (315) 448-8466
Fax: (315) 448-8423



CITY OF SYRACUSE COMMON COUNCIL

LATOYA ALLEN
Councilor – 4th District

January 12, 2023

Ms. Patricia K. McBride
City Clerk
231 City Hall
Syracuse, New York

Dear Ms. McBride:

Please prepare legislation for the regularly scheduled Common Council meeting of Monday, January 23, 2023, nominating Denise Welch, to fill the 4th District appointment with the Greater Syracuse Land Bank Citizen Advisory Board for the term of June 1, 2021- May 31, 2024.

Ms. Welch will fill the seat vacated by Jessica Elliott.

I have attached Ms. Welch's resume.

Thank you for your attention in this matter.

Sincerely,

LaToya Allen
4th District Councilor

Denise Welch

Syracuse, NY 13205
welch20042000@yahoo.com

Professional, hardworking, outgoing inspirational leader; successful at establishing and optimizing human and fiscal capital. Solid track record of achievement in strengthening and streamlining operations, while energizing high-performance teams. Gifted communicator and excellent relationship-builder.

Authorized to work in the US for any employer

Work Experience

Program Manager

National Black Leadership Commission - Syracuse, NY
July 2015 to Present

- Coordination and management of comprehensive HIV/STI, viral hepatitis, and substance abuse prevention, education, support, and testing services throughout the central and western regions of New York.
- Development and implementation of culturally competent strategies, resulting in successfully reaching and servicing persons of color who have disproportionate access to quality health care.
- Program monitoring and evaluation.
- Analyze and evaluate data to ensure the effectiveness of services and contract compliance.
- Established and cultivated positive relationships with community members and leaders, government officials, medical providers, and community-based organizations.
- Human resources management, which included direct supervision of employees and peers.
- Time management, attestations, monthly submissions to fiscal.

Prevention Services Specialist

ACR Health - Syracuse, NY
January 2009 to January 2015

- Responsible for the implementation of case management services, individualized (including counseling) and group evidence-based prevention interventions surrounding sexual health, viral hepatitis, and substance use disorders with diverse populations.
- Client service documentation and reporting (e.g., service plans, progress notes, assessments, etc.).
- Contract monitoring and reporting.
- Implementation of individual and group evidence-based behavioral interventions.
- HIV, STI, and viral hepatitis, testing and screening.

Outreach Coordinator

SYRACUSE Model Neighborhood, FACES - Syracuse, NY
January 2004 to January 2009

- Monitored the intake, assessment and development of the case management process to ensure compliance with funding standards.
- Program marketing activities via meetings, mass mailings, social media, and community-wide events.
- Facilitated Consumer Advisory Board and Peer meetings.

- Conducted community and peer HIV/AIDS, STI, and viral hepatitis trainings.
- Implemented HIV evidence-based individualized and group-level interventions.
- Organized and conducted community-wide events.
- Conducted monthly review of AIDS Institute Reporting Data.

Education

High School Diploma

DeWitt High School

1984

Skills

- Microsoft Office
- Counseling
- Documentation
- Government
- Human Resources Management
- Interpretation
- Leadership
- Marketing
- Meetings
- Microsoft Office
- Process Improvement
- Program development
- Project Management
- Public Speaking
- Quality
- Quality Assurance
- Reporting
- Strategic planning
- Supervision
- Time management
- Program leadership
- Project coordination
- Organizational skills
- Meeting Facilitation
- Project Planning
- Program Management
- Individual / Group Counseling
- Case Management