## COMMON COUNCIL
### AGENDA ITEMS

<table>
<thead>
<tr>
<th>Item</th>
<th>Voting</th>
<th>Presenter(s)</th>
<th>Time Allotted</th>
</tr>
</thead>
<tbody>
<tr>
<td>CALL TO ORDER</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.1 Additions to or Deletions from the Agenda</td>
<td>No</td>
<td>Acting Mayor</td>
<td>5 Mins</td>
</tr>
<tr>
<td>1.2 Proclamations/Awards</td>
<td>No</td>
<td>Lewis</td>
<td>10 Mins</td>
</tr>
<tr>
<td>- Juneteenth</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>- Quarterly Employee Recognition Award</td>
<td></td>
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</tr>
<tr>
<td>1.3 Reports of Municipal Officials</td>
<td>No</td>
<td>Dir of Sustainability</td>
<td>10 Mins</td>
</tr>
<tr>
<td>1.4 Ithaca Green New Deal Presentation</td>
<td>No</td>
<td>Fire Chief</td>
<td>15 Mins</td>
</tr>
<tr>
<td>1.5 Electric Fire Apparatus Presentation</td>
<td>No</td>
<td></td>
<td>10 Mins</td>
</tr>
<tr>
<td>2.1 Petitions and Hearings of Persons before Council</td>
<td>No</td>
<td>*Note: See instructions on how to participate on page 3 of the agenda.</td>
<td>40 Mins</td>
</tr>
<tr>
<td>2.2 Privilege of the Floor – Mayor and Council</td>
<td>No</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CONSENT AGENDA</td>
<td>Yes</td>
<td>Common Council</td>
<td>5 Mins</td>
</tr>
<tr>
<td>3.1 IPD - Amendment to Personnel Roster</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3.2 Access Oversight Committee Budget Amendment</td>
<td></td>
<td></td>
<td></td>
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</table>
### PLANNING & ECONOMIC DEVELOPMENT COMMITTEE

<table>
<thead>
<tr>
<th>Item</th>
<th>Voting Item</th>
<th>Presenter(s)</th>
<th>Time Allotted</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.1 Draft 2022 Action Plan: City of Ithaca HUD Entitlement Program</td>
<td>Yes</td>
<td>Community Development Staff</td>
<td>10 Mins</td>
</tr>
<tr>
<td>4.2 East Hill Fire Station Relocation - Authorize Transfer of Property and Assignment of Option to IURA</td>
<td>Yes</td>
<td>Fire / Planning / Community Development Staff</td>
<td>15 Mins</td>
</tr>
<tr>
<td>4.3 Proposed Policy Regarding Encampments on City Property</td>
<td>Yes</td>
<td>Director of Community Development</td>
<td>20 Mins</td>
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</table>

### CITY ADMINISTRATION COMMITTEE

<table>
<thead>
<tr>
<th>Item</th>
<th>Voting Item</th>
<th>Presenter(s)</th>
<th>Time Allotted</th>
</tr>
</thead>
<tbody>
<tr>
<td>5.1 IPD – Approval of Lexipol Policy Services Contract</td>
<td>Yes</td>
<td>Police Chief</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.2 PBZ&amp;ED - Approval of Final BlocPower Electrification Contract</td>
<td>Yes</td>
<td>Dir of Sustainability</td>
<td>10 Mins</td>
</tr>
<tr>
<td>5.3 Common Council - Adopt Report and Recommendation of the Redistricting Working Group</td>
<td>Yes</td>
<td>Chief of Staff</td>
<td>10 Mins</td>
</tr>
<tr>
<td>5.4 A Local Law Authorizing the Use of Videoconferencing for Meetings of Public Bodies</td>
<td>Yes</td>
<td>City Attorney</td>
<td>10 Mins</td>
</tr>
<tr>
<td>5.5 PIT – Request to Increase Funding for Capital Project #906 for Enterprise-Wide Permitting Software</td>
<td>Yes</td>
<td>City Clerk</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.6 IPD - Authorization of FY22 Implementing Crisis Intervention Teams - Community Policing Development Solicitation Application</td>
<td>Yes</td>
<td>Alderperson Cantelmo</td>
<td>10 Mins</td>
</tr>
<tr>
<td>5.7 DPW - Emergency Repair Authorization for IPD HVAC System</td>
<td>Yes</td>
<td>Police Chief</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.8 Common Council - Request to Release Restricted Contingency Funding for Community Justice Center</td>
<td>Yes</td>
<td>Chief of Staff</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.9 A Resolution Authorizing the Issuance of $400,000 Bonds to Pay Certain New City Costs of the Cass Park Ice Rink</td>
<td>Yes</td>
<td>City Controller</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.10 A Resolution Authorizing the Issuance of an Additional $1,850,000 Bonds to Pay Part of the Cost of the Reconstruction of College Avenue</td>
<td>Yes</td>
<td>City Controller</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.11 A Resolution Authorizing the Issuance of an Additional $100,000 Bonds to Pay Part of the Cost of the Planning and Design for the East State Street-Martin Luther King Jr. Street Improvements</td>
<td>Yes</td>
<td>City Controller</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.12 A Resolution Authorizing the Issuance of $110,000 Bonds to Pay the Cost of Planning and Design Costs for the Stewart Avenue Bridge Improvement over Fall Creek</td>
<td>Yes</td>
<td>City Controller</td>
<td>5 Mins</td>
</tr>
<tr>
<td>5.13 Report of the City Controller</td>
<td>No</td>
<td>City Controller</td>
<td>10 Mins</td>
</tr>
<tr>
<td>Item</td>
<td>Voting Item</td>
<td>Presenter(s)</td>
<td>Time Allocated</td>
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<tr>
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<tr>
<td>INDIVIDUAL MEMBER FILED ITEMS</td>
<td>6.1 Alderperson Nguyen - A Local Law Entitled “Amendment of City Charter to Enable the Common Council to Create a Commissioner of Community Safety Position” – For discussion only</td>
<td>No</td>
<td>Alderperson Nguyen</td>
</tr>
</tbody>
</table>

MAYOR’S APPOINTMENTS

REPORTS FROM COUNCIL & STAFF
8.1 Reports of Special Committees
8.2 Reports of Common Council Liaisons
8.3 Report of City Clerk
8.4 Report of City Attorney
- Proposed Executive Session to discuss Pending Litigation

MEETING WRAP-UP
9.1 Adjournment

How to Participate in Public Comment Virtually

Email Common Council Through the Agenda Link
Written comments can be submitted to Common Council using this form: Common Council Public Comment Form. Comments should be submitted no later than 5:00 pm on the day of the meeting. These comments will not be read into the record but will be included as an attachment to the meeting minutes. Any comments received after 5:00 pm will be saved for the next meeting.

Register to Speak at the Meeting Via Zoom
At 9:00 am on the day of the Common Council meeting, a link will be opened on the Common Council webpage for people to register to speak at the beginning of the meeting. The first hour of the meeting will be dedicated to public speaking. Registration will close at 3:00 pm in order to allow time to calculate how long each person will be allowed to speak. If you register, you will be emailed the Zoom link later that day. Use that link to sign in and enter the Zoom meeting. You will be selected to speak in the order that you were registered. You must be present in the meeting when it is your turn to speak, or you will forfeit your time. You can use video or telephone to participate.

Questions about the meeting protocol can be forwarded to City Clerk Julie Conley Holcomb at (607) 274-6570 or jholcomb@cityofithaca.org in advance of the meeting.
CONSENT AGENDA:
CITY ADMINISTRATION COMMITTEE:
3.1 IPD - Amendment to Personnel Roster

WHEREAS, the Ithaca Police Department requested a review of the Office Assistant position assigned to the Investigations Division to determine whether the position is appropriately classified, and

WHEREAS, the Human Resources Department has reviewed the duties and responsibilities of the Office Assistant position and has determined that there has been a permanent and material growth in job responsibilities that merits a reclassification of the position to Administrative Assistant, and

WHEREAS, the Ithaca Civil Service Commission will review the proposed reclassification of the Office Assistant position to Administrative Assistant at their June 1, 2022, meeting; now, therefore, be it

RESOLVED, That, subject to the approval of the Ithaca Civil Service Commission, the Personnel Roster of the Ithaca Police Department be amended as follows:

Add: One (1) Administrative Assistant (Grade 8)
Delete: One (1) Office Assistant (Grade 5)

and be it further

RESOLVED, That the funding for this change shall be derived from existing funds within the Ithaca Police Department's budget.
3.2 Access Oversight Committee Budget Amendment

WHEREAS, Section 15.12 of the Franchise Agreement of January 2003 between the City of Ithaca and the franchisee Time Warner Entertainment-Advance/Newhouse Partnership (TWC) ("Franchise Agreement"), subsequently assigned to Charter Communications, Inc. d/b/a Spectrum Networks (Charter) after Charter's 2016 acquisition of TWC, requires the participating municipalities (City of Ithaca, Town of Ithaca, Village of Cayuga Heights) to provide the franchisee with an annual written budget for Public, Educational and Governmental access operations (PEG) by June 30 of each calendar year, and

WHEREAS, Section 15.12 of the Franchise Agreement requires that PEG Access Staff provide the Access Oversight Committee (AOC) with budget recommendations for the following year by April 30, and

WHEREAS, the Franchise Agreement authorizes Charter Communications to collect $0.15 per subscriber per month to be used for the purchase of PEG equipment, and

WHEREAS, the City of Ithaca's Ordinance #2003-17, Par 18-4-G, requires the Access Oversight Committee (AOC) to provide the Participating Municipalities with a recommended budget for the following year by May 31, and

WHEREAS, the AOC has reviewed PEG's current equipment and anticipates that new or replacement equipment might be needed, and

WHEREAS, the AOC recommends earmarking up to $1,000 to facilitate a new PEG website, pursuant to the attached budget, and

WHEREAS, the AOC recommends a $50,000 contingency to purchase equipment as needed for the functioning of PEG operations, pending receipt and AOC approval of line-item estimates; now, therefore be it

RESOLVED, That Common Council hereby accepts Access Oversight Committee recommended budget for Spectrum TV’s 2022 annual budget for Public Educational and Governmental access operations.
Access Oversight Committee (AOC)
April 5, 2022

AOC Recommendations for 2023 Budget

WHEREAS, Section 15.12 of the Franchise Agreement of January 2003 between the City of Ithaca and the franchisee Time Warner Entertainment-Advance/Newhouse Partnership (TWC) (“Franchise Agreement”), subsequently assigned to Charter Communications, Inc. d/b/a Spectrum Networks (Charter) after Charter’s 2016 acquisition of TWC, requires the participating municipalities (City of Ithaca, Town of Ithaca, Village of Cayuga Heights) to provide the franchisee with an annual written budget for Public, Educational and Governmental access operations (PEG) by June 30 of each calendar year; and

WHEREAS, Section 15.12 of the Franchise Agreement requires that PEG Access Staff provide the Access Oversight Committee (AOC) with budget recommendations for the following year by April 30; and

WHEREAS, the City of Ithaca’s Ordinance #2003-17, Par 18-4-G, requires the Access Oversight Committee (AOC) to provide the Participating Municipalities with a recommended budget for the following year by May 31; and

WHEREAS, the Franchise Agreement authorizes Charter to collect $0.15 per subscriber per month to be used for the purchase of PEG equipment and facilities; and

WHEREAS, the AOC has reviewed PEG’s current equipment and facilities and anticipates that new or replacement equipment and facilities will likely be needed, including the “mini studio,” and certain playback equipment; now therefore be it

RESOLVED, that the AOC recommends earmarking up to $1000 to facilitate a new PEG website, pursuant to the attached budget, and be it further

RESOLVED, that the AOC recommends a $50,000 contingency to purchase equipment as needed for the functioning of PEG operations, pending receipt and AOC approval of line-item estimates, and be it further

RESOLVED, that the AOC forwards its recommendations for approval by the Common Council of the City of Ithaca, the Town of Ithaca Board and the Village of Cayuga Heights Board of Trustees, so that they may meet their obligation to provide Charter Communications with an annual written budget for Public, Educational and Governmental access operations no later than June 30, 2022.

Approved unanimously
WHEREAS, the City of Ithaca (City) is eligible to receive an annual formula allocation of funds to address community development needs through the U.S. Department of Housing & Urban Development (HUD) Entitlement program from the Community Development Block Grant (CDBG) program and the HOME Investment Partnerships (HOME) program funding sources, and

WHEREAS, the City has contracted with the Ithaca Urban Renewal Agency (IURA) to administer, implement and monitor the City’s HUD Entitlement program in compliance with all applicable regulations, and

WHEREAS, on an annual basis an Action Plan must be submitted to HUD to access HUD Entitlement program funding allocated to the City, and

WHEREAS, the 2022 Action Plan identifies a specific list of budgeted community development activities to be funded from the 2022 HUD Entitlement program allocation and associated funds administered by the IURA, and

WHEREAS, as of May 12, 2022, the U.S. Department of Housing and Urban Development (HUD) had not officially notified Entitlement Communities of 2022 CDBG or HOME allocations, and

WHEREAS, funding available to be allocated through the 2022 Action Plan funding process was anticipated to include the following:

$668,000.00 CDBG 2022 allocation
$120,000.00 CDBG 2022 projected Program Income
$601.96 CDBG recaptured/unallocated funds
$330,000.00 HOME 2022 allocation
$13,515.40 HOME recaptured/unallocated funds
$1,132,117.36 Total, and

WHEREAS, on May 17, 2022, HUD notified the City of Ithaca of its 2022 HUD Entitlement Awards, as follows:

$633,333.00 CDBG 2022 actual allocation
$316,825.00 HOME 2022 actual allocation,
resulting in a revised total amount available of $1,084,258.36, and

WHEREAS, the IURA Recommended Action Plan includes contingencies to accommodate the possibility that actual HUD allocations may differ than the anticipated allocations, specifically:

Should the City’s 2022 HOME allocation be greater than anticipated, funding for the following recommended activities will be increased:

1. Homeowner Rehabilitation Project, Ithaca Neighborhood Housing Services (INHS);
2. Sears Street Development Project, Ithaca Neighborhood Housing Services (INHS).
Should the City’s 2022 HOME allocation be less than anticipated, funding for the following recommended activities will be decreased according to two priorities, in the following order:

1. Homeowner Rehabilitation Project, Ithaca Neighborhood Housing Services (INHS) — Deduct up to $24,375.00; and any remaining HOME allocation decrease would be deducted from:

2. Sears Street Development Project, Ithaca Neighborhood Housing Services (INHS).

Should the City’s 2022 CDBG allocation be greater than anticipated, funding for the following recommended activities will be increased:

1. Bus Stops & Shelters, Tompkins Consolidated Area Transit, Inc. (TCAT) — Funding for fully functional component(s); but not less than $10,000.00;
2. GIAC Computer Lab, Greater Ithaca Activities Center, Inc. (GIAC, Inc.) — Full funding for additional computer station (subject to Public Services cap);

Should the City’s 2022 CDBG allocation be less than anticipated, funding for the following recommended activities will be decreased according to three priorities, in the following order:

1. Catholic Charities Building, Ithaca Neighborhood Housing Services, Inc. (INHS) – Deduct 85% of the project funding decrease from this project;
2. Latino Multicultural Center, No Más Lágrimas — Deduct up to $1,400.00 of the project funding decrease from this project;
3. GIAC Computer Lab, Greater Ithaca Activities Center, Inc. (GIAC) — $1,896.00/station – Deduct any further project funding decrease from this project.

WHEREAS, the IURA used an open and competitive project selection process for development of the 2022 Action Plan in accordance with the City of Ithaca’s Citizen Participation Plan, and

WHEREAS, a Public Hearing on the draft Action Plan was held on May 18, 2022; now, therefore,
be it

RESOLVED, That the Common Council hereby adopts City’s 2022 HUD Entitlement Annual Action Plan, including the attached summary table titled “IURA Recommended Draft 2022 Action Plan, City of Ithaca, NY,” dated March 24th, 2022, and revised on May 18th, 2022, for allocation of the City’s 2022 HUD Entitlement Program award along with associated funds listed above, and be it further

RESOLVED, That the Urban Renewal Plan shall be amended to include activities funded in the adopted 2022 Action Plan.

The Planning and Economic Development Committee (PEDC) of Ithaca Common Council will hold a Public Hearing for Zoning Appeals AGAINST ANN M. EMPSON, effective April 1, 2022. The hearing will be held in the City of Ithaca, 2022 Action Plan Development, HUD Entitlement Program on April 1, 2022 at 6:00 p.m., Wednesday, May 18, 2022. This hearing will be the second of two Public Hearings to gain public input on development of the City of Ithaca’s 2022 Action Plan. The public is encouraged to participate. For instructions on how to give verbal comments — whether the meeting is remote, in-person, or hybrid — please view the PEDC agenda at: http://www.cityofithaca.org/agendacenter or call the IURA at: (607) 274-6565. The Public Hearing can also be viewed non-interactively on the City of Ithaca’s YouTube Channel: https://www.youtube.com/channel/UC7RUNlP_RfaFW21VCnTrDg.

Written comments on the draft Plan may be submitted to IURA at: amendizabal@cityofithaca.org. Written comments must be received by 5:00 p.m., May 30, 2022.

If you have a disability and require accommodation to fully participate, or have any other questions, please contact amendizabal@cityofithaca.org or (607) 274-6565 at least 48 hours prior to the meeting.

Following is a summary list of proposed 2022 activities:

<table>
<thead>
<tr>
<th>2022 DRAFT ACTION PLAN</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Activity</strong></td>
</tr>
<tr>
<td>215 Cleveland Ave.</td>
</tr>
<tr>
<td>Homeowner Rehab Program</td>
</tr>
<tr>
<td>Minor Repair Program</td>
</tr>
<tr>
<td>Aurora St. &amp; Morris Ave. Redevelopment</td>
</tr>
<tr>
<td>Sears St. Development</td>
</tr>
<tr>
<td>Security Deposit Assistance Program</td>
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<tr>
<td>Security Deposit Assistance Delivery</td>
</tr>
<tr>
<td>Green Job Opportunities Through Reuse</td>
</tr>
<tr>
<td>Work Preserve Job Training: Job Placements</td>
</tr>
<tr>
<td>Hospitality Employment Training Program</td>
</tr>
<tr>
<td>Catholic Charities Building</td>
</tr>
<tr>
<td>West End Pedestrian Improvements</td>
</tr>
<tr>
<td>2-1-1 Info &amp; Referral</td>
</tr>
<tr>
<td>Work Preserve Job Training: Job Readiness</td>
</tr>
<tr>
<td>Immigrant Services Program</td>
</tr>
<tr>
<td>GIAC Computer Lab</td>
</tr>
<tr>
<td>Pre-Apprentice Program Work Services</td>
</tr>
<tr>
<td>Latino Multicultural Center</td>
</tr>
<tr>
<td>Economic Development Loan Fund</td>
</tr>
<tr>
<td>CDBG Administration</td>
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<tr>
<td>HOME Administration</td>
</tr>
</tbody>
</table>

**TOTAL**: $1,132,117.36

This list assumes estimated CDBG and HOME awards of $668,000 and $330,000, respectively, and $134,117.36 from anticipated repayments of prior-year economic development loans and other funds. Please refer to the draft Plan for details about adopted contingencies, if HUD increases or decreases the City’s CDBG and/or HOME funding. 4/15/22
WHEREAS, the City of Ithaca (City) is eligible to receive an annual formula allocation of funds to address community development needs through the U.S. Department of Housing & Urban Development (HUD) Entitlement program from the Community Development Block Grant (CDBG) program and the Home Investment Partnerships (HOME) program funding sources, and

WHEREAS, the City has contracted with the Ithaca Urban Renewal Agency (IURA) to administer, implement and monitor the City’s HUD Entitlement program in compliance with all applicable regulations, and

WHEREAS, on an annual basis an Action Plan must be submitted to HUD to access HUD Entitlement program funding allocated to the City, and

WHEREAS, the 2022 Action Plan identifies a specific list of budgeted community development activities to be funded from the 2022 HUD Entitlement program allocation and associated funds administered by the IURA, and

WHEREAS, the IURA utilized an open and competitive project selection process for development of the 2022 Action Plan in accordance with the City of Ithaca Citizen Participation Plan, now, therefore, be it

WHEREAS, as of March 15, 2022, the U.S. Department of Housing and Urban Development (HUD) had not officially notified Entitlement Communities of 2022 CDBG or HOME allocations, and

WHEREAS, funding available to be allocated through the 2022 Action Plan funding process is anticipated to include the following:

<table>
<thead>
<tr>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$668,000.00</td>
<td>CDBG 2022 allocation</td>
</tr>
<tr>
<td>$120,000.00</td>
<td>CDBG 2022 projected Program Income</td>
</tr>
<tr>
<td>$  601.96</td>
<td>CDBG recaptured/unallocated funds</td>
</tr>
<tr>
<td>$330,000.00</td>
<td>HOME 2022 allocation</td>
</tr>
<tr>
<td>$  13,515.40</td>
<td>HOME recaptured/unallocated funds</td>
</tr>
<tr>
<td>$1,132,117.36</td>
<td>Total, and</td>
</tr>
</tbody>
</table>

WHEREAS, the IURA Recommended Action Plan includes contingencies to accommodate the possibility that actual HUD allocations may differ than the anticipated allocations, specifically:

Should the City’s 2022 HOME allocation be greater than anticipated, funding for the following recommended activities will be increased:

1. Project #2: Homeowner Rehabilitation Project, Ithaca Neighborhood Housing Services (INHS)
2. Project #6: Sears Street Development Project, Ithaca Neighborhood Housing Services (INHS)
Should the City’s 2022 HOME allocation be less than anticipated, funding for the following recommended activities will be decreased:

1. Project #2: Homeowner Rehabilitation Project, Ithaca Neighborhood Housing Services (INHS) — Deduct up to $24,375.00
2. Project #6: Sears Street Development Project, Ithaca Neighborhood Housing Services (INHS)

Should the City’s 2022 CDBG allocation be greater than anticipated, funding for the following recommended activities will be increased:

1. Project #13: Bus Stops & Shelters, Tompkins Consolidated Area Transit, Inc. (TCAT) — Funding for fully functional component(s); but not less than $10,000.00.
2. Project #19: GIAC Computer Lab, Greater Ithaca Activities Center, Inc. (GIAC) — Full funding for additional computer station (subject to Public Services cap).
3. Economic Development Loan Fund (ED-LF)

Should the City’s 2022 CDBG allocation be less than anticipated, funding for the following recommended activities will be decreased:

1. Project #12: Catholic Charities Building, Ithaca Neighborhood Housing Services, Inc. (INHS)
2. Project #21: Latino Multicultural Center, No Más Lágrimas — $1,400.00
   Project #19: GIAC Computer Lab, Greater Ithaca Activities Center, Inc. (GIAC) — $1,896.00/station;

now, therefore, be it

RESOLVED, the IURA hereby adopts the attached summary table titled “IURA Recommended Draft 2022 Action Plan, City of Ithaca, NY,” dated March 24th, 2022, and forwards it to the City of Ithaca Common Council for review, and recommends its approval for allocating the 2022 HUD Entitlement Program award along with associated funds listed above, and be it further

RESOLVED, that the Urban Renewal Plan shall be amended to include activities funded in the adopted 2022 Action Plan.

I, Nels Bohn, Director of Community Development of the Ithaca Urban Renewal Agency, do hereby certify that the foregoing resolution is a true and exact copy of a resolution duly adopted by the Ithaca Urban Renewal Agency at a meeting held on March 24, 2022, and that the same is a complete copy of the whole of such resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the Corporate Seal of the Ithaca Urban Renewal Agency, this 24th day of March 2022.

__________________________________________
Nels Bohn
Director of Community Development
Ithaca Urban Renewal Agency (IURA)
### Funded Projects Only

**IURA Recommended Draft 2022 Action Plan, City of Ithaca, NY**

**March 24th, 2022**

<table>
<thead>
<tr>
<th>#</th>
<th>Project</th>
<th>Sponsor</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
<th>Funding Allocations</th>
<th>Project Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>HOUSING</strong></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>1</td>
<td>215 Cleveland Ave. For-Sale Home*</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$30,000.00</td>
<td>$230,470.00</td>
<td>CDBG $55,000.00</td>
<td>Funding towards construction of single-family house to become a permanently affordable for-sale Community Housing Trust home for LMI household.</td>
</tr>
<tr>
<td>2</td>
<td>Homeowner Rehab</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$125,000.00</td>
<td>$270,450.00</td>
<td>HOME $125,000.00</td>
<td>Assist 6-7 LMI homeowners with maintenance and rehabilitation projects that improve condition, performance, accessibility, and safety of their homes.</td>
</tr>
<tr>
<td>3</td>
<td>Minor Repair Program</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$40,000.00</td>
<td>$253,345.00</td>
<td>CDBG $40,000.00</td>
<td>Funding towards salary/benefits to provide at least 40 LMI homeowners with maintenance and repairs focused on health/safety issues, accessibility, and providing links to other programs and services.</td>
</tr>
<tr>
<td>4</td>
<td>Aurora St. &amp; Morris Ave, Revitalization</td>
<td>Habitat for Humanity</td>
<td>$70,000.00</td>
<td>$270,000.00</td>
<td>HOME $70,000.00</td>
<td>Funding to rehabilitate 2 homes, creating 2 units of owner-occupied affordable housing for first-time LMI homebuyers.</td>
</tr>
<tr>
<td>5</td>
<td>Sear St. Development*</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$200,000.00</td>
<td>$1,700,000.00</td>
<td>TOTAL $82,140.40</td>
<td>Funding to construct 2 new permanently affordable for-sale Community Housing Trust homes.</td>
</tr>
<tr>
<td>6</td>
<td>Security Deposit Assistance for Vulnerable Households</td>
<td>Catholic Charities of Tompkins/Toga Counties</td>
<td>$14,000.00</td>
<td>$101,106.00</td>
<td>HOME $74,000.00</td>
<td>Funding towards security deposits for 65 LMI households (incl. elderly, disabled, single parents) at risk of homelessness to access suitable housing and assist homeless households, including 5 deposits for Housing for School Success program homeless families/children.</td>
</tr>
<tr>
<td>7</td>
<td>Security Deposit Assistance Delivery</td>
<td>Catholic Charities of Tompkins/Toga Counties</td>
<td>$2,000.00</td>
<td>$2,000.00</td>
<td>TOTAL $2,000.00</td>
<td>Project delivery for security deposit assistance program.</td>
</tr>
<tr>
<td><strong>ECONOMIC DEVELOPMENT</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Green Job Opportunities Through Reuse Training</td>
<td>Finger Lakes ReUse, Inc.</td>
<td>$18,000.00</td>
<td>$18,000.00</td>
<td>HOME $61,304.65</td>
<td>Funding to provide jobs for staff salaries and participant stipends leading to job placements of 5 LMI individuals (i.e., youth, adults, homeless, formerly incarcerated, people with disabilities/mental illness/barriers to employment) in new or existing training programs.</td>
</tr>
<tr>
<td>8</td>
<td>Work Preserve Job Training: Job Placements</td>
<td>Historic Ithaca, Inc.</td>
<td>$70,000.00</td>
<td>$262,817.00</td>
<td>HOME $50,000.00</td>
<td>Staff, supplies, stipends, and professional fees to train 10 and place 8 LMI adults with employment barriers (i.e., people with disabilities, formerly incarcerated, homeless, recovering addicts, single parents) into hospitality and office/administrative positions.</td>
</tr>
<tr>
<td>9</td>
<td>Hospitality Employment Training Program (HETP)</td>
<td>Greater Ithaca Activities Center, Inc. (GIAC)</td>
<td>$120,000.00</td>
<td>$132,000.00</td>
<td>HOME $50,000.00</td>
<td>Funding to train at least 12 LMI adults with employment barriers (i.e., people with disabilities, formerly incarcerated, homeless, recovering addicts, single parents) into hospitality and office/administrative positions.</td>
</tr>
<tr>
<td>10</td>
<td>Economic Development Loan Fund</td>
<td>IURA</td>
<td>$120,000.00</td>
<td>$300,000.00</td>
<td>HOME $50,000.00</td>
<td>Economically disadvantaged loan fund for business loans resulting in job creation (including underwriting and delivery).</td>
</tr>
<tr>
<td><strong>PUBLIC FACILITIES/INFRASTRUCTURE</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>Catholic Charities Building</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$20,744.00</td>
<td>$221,344.00</td>
<td>TOTAL $50,000.00</td>
<td>Funding to complete energy efficiency upgrades, thereby addressing critical inherited maintenance issues and lower energy costs to allow Catholic Charities to continue operations in this location.</td>
</tr>
<tr>
<td>12</td>
<td>West End Pedestrian Improvements</td>
<td>City of Ithaca</td>
<td>$250,000.00</td>
<td>$370,000.00</td>
<td>HOME $50,000.00</td>
<td>Funding to construct ADA curb ramps, sidewalks, and cross-walks at Elm St./Chester St. to benefit 1,535 LMI residents.</td>
</tr>
<tr>
<td><strong>PUBLIC SERVICES</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>2-1-1 Information &amp; Referral</td>
<td>Human Services Coalition of Tompkins County, Inc. (HSCI)</td>
<td>$25,000.00</td>
<td>$406,826.00</td>
<td>TOTAL $20,000.00</td>
<td>Staff salaries to provide sufficient contact center coverage to meet community needs, benefiting at least 2,700 LMI persons.</td>
</tr>
<tr>
<td>14</td>
<td>Work Preserve Job Training: Job Readiness</td>
<td>Historic Ithaca, Inc.</td>
<td>$30,000.00</td>
<td>(same as #11 above)</td>
<td>TOTAL $20,000.00</td>
<td>Funding for staff salaries to provide 10 LMI youth and adults with job-readiness training, workplace evaluations, and support in transitioning to other services or employment.</td>
</tr>
<tr>
<td>15</td>
<td>Immigrants Services Program (ISP)</td>
<td>Catholic Charities of Tompkins/Toga Counties</td>
<td>$30,000.00</td>
<td>$77,500.00</td>
<td>TOTAL $30,000.00</td>
<td>Staffing to provide 100 refugees and immigrants with direct services and referrals so they can better integrate into the community.</td>
</tr>
<tr>
<td>16</td>
<td>GIAC Computer Lab</td>
<td>Greater Ithaca Activities Center, Inc. (GIAC)</td>
<td>$22,759.00</td>
<td>$33,550.00</td>
<td>TOTAL $13,450.00</td>
<td>Funding the purchase of software, which will bridge the achievement and accessibility gap for 80 LMI individuals (schoolchildren and job-seekers).</td>
</tr>
<tr>
<td>17</td>
<td>Pre-Apprentice Program Work Services</td>
<td>Black Hands Universal</td>
<td>$31,300.00</td>
<td>$105,000.00</td>
<td>TOTAL $12,000.00</td>
<td>Funding for new program to train LMI individuals into skilled trades.</td>
</tr>
<tr>
<td>18</td>
<td>Latino Multicultural Center</td>
<td>No Más Lágrimas</td>
<td>$33,240.00</td>
<td>$33,240.00</td>
<td>TOTAL $6,750.00</td>
<td>Funding to support weekly food bank (free food distributions) at the Latino Multicultural Center reaching at least 180 unduplicated LMI individuals.</td>
</tr>
<tr>
<td><strong>ADMINISTRATION</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>CDBG Administration (20%)</td>
<td>IURA</td>
<td>$133,000.00</td>
<td>$133,000.00</td>
<td>TOTAL $133,000.00</td>
<td>Planning, administration, and monitoring for CDBG program.</td>
</tr>
<tr>
<td>19</td>
<td>HOME Administration (10%)</td>
<td>IURA</td>
<td>$33,000.00</td>
<td>$33,000.00</td>
<td>TOTAL $33,000.00</td>
<td>Planning, administration, and monitoring for HOME program.</td>
</tr>
</tbody>
</table>

**FUNDING ALLOCATIONS**

<table>
<thead>
<tr>
<th></th>
<th>CDBG</th>
<th>HOME</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>HOUSING</td>
<td>$788,601.96</td>
<td>$343,515.40</td>
<td>$1,132,117.36</td>
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<tr>
<td>ECONOMIC DEVELOPMENT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$1,600,568.59</td>
<td>$520,211.10</td>
<td>$2,120,779.69</td>
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</tbody>
</table>

**Minimum Required Set-Aside of HOME Funds for CHDO Activities (5%): $49,500.00**
### Applications for 2022 Action Plan, City of Ithaca, NY

**March 24th, 2022**

#### FUNDING ALLOCATIONS

<table>
<thead>
<tr>
<th></th>
<th>Project Summary</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
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<tbody>
<tr>
<td></td>
<td></td>
<td>CDBG</td>
<td>HOME</td>
</tr>
<tr>
<td>76</td>
<td>$780,901.96</td>
<td>$343,515.40</td>
<td>$1,123,417.36</td>
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</tbody>
</table>

#### HOUSING

<table>
<thead>
<tr>
<th>#</th>
<th>Project</th>
<th>Sponsor</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>215 Cleveland Ave. Rehab*</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$58,800.00</td>
<td>$280,470.00</td>
</tr>
<tr>
<td>2</td>
<td>Homeowner Rehab</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$165,800.00</td>
<td>$276,000.00</td>
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<tr>
<td>3</td>
<td>Minor Repair Program</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$48,000.00</td>
<td>$233,240.00</td>
</tr>
<tr>
<td>4</td>
<td>Energy Efficient Lighting</td>
<td>BluPower, LLC</td>
<td>$161,340.00</td>
<td>$372,949.00</td>
</tr>
<tr>
<td>5</td>
<td>Aurora St. &amp; Morris Ave. Revitalization</td>
<td>Habitat for Humanity</td>
<td>$75,800.00</td>
<td>$279,000.00</td>
</tr>
<tr>
<td>6</td>
<td>Sears St. Development*</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$265,000.00</td>
<td>$1,169,000.00</td>
</tr>
<tr>
<td>7a</td>
<td>Security Deposit Assistance Delivery</td>
<td>Catholic Charities of Tompkins/Tioga Counties</td>
<td>$74,000.00</td>
<td>$161,106.00</td>
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<tr>
<td>7b</td>
<td>Security Deposit Assistance Delivery</td>
<td>Catholic Charities of Tompkins/Tioga Counties</td>
<td>$2,000.00</td>
<td>$2,800.00</td>
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<tr>
<td>7c</td>
<td>Geno Legacy Project</td>
<td>Unbroken Promise Initiative</td>
<td>$158,800.00</td>
<td>$260,000.00</td>
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#### ECONOMIC DEVELOPMENT

<table>
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<tr>
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<th>Project</th>
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<th>Funding Request</th>
<th>Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>9</td>
<td>Green Job Opportunities Through Reuse Training</td>
<td>Finger Lakes Reciae, Inc.</td>
<td>$74,004.00</td>
<td>$194,380.52</td>
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<tr>
<td>10</td>
<td>Work Preserve Job Training: Job Placements</td>
<td>Historic Ithaca, Inc.</td>
<td>$67,500.00</td>
<td>$262,617.00</td>
</tr>
<tr>
<td>11</td>
<td>Hospitality Employment Training Program (HETP)</td>
<td>Greater Ithaca Activities Center, Inc. (GIAC)</td>
<td>$168,000.00</td>
<td>$142,000.00</td>
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<tr>
<td>[F]</td>
<td>Economic Development Loan Fund</td>
<td>IURA</td>
<td>$128,900.00</td>
<td>$365,000.00</td>
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</table>

#### PUBLIC FACILITIES/INFRASTRUCTURE

<table>
<thead>
<tr>
<th>#</th>
<th>Project</th>
<th>Sponsor</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>12</td>
<td>Catholic Charities Building</td>
<td>Ithaca Neighborhood Housing Services</td>
<td>$52,740.00</td>
<td>$211,344.00</td>
</tr>
<tr>
<td>13</td>
<td>Bus Stops &amp; Shelters</td>
<td>TCAT</td>
<td>$73,800.00</td>
<td>$88,465.00</td>
</tr>
<tr>
<td>14</td>
<td>West End Pedestrian Improvements</td>
<td>City of Ithaca</td>
<td>$205,000.00</td>
<td>$300,000.00</td>
</tr>
<tr>
<td>15</td>
<td>Splash Pad &amp; Bathroom Building</td>
<td>Friends of Stewart Park</td>
<td>$139,000.00</td>
<td>$180,000.00</td>
</tr>
</tbody>
</table>

#### PUBLIC SERVICES

<table>
<thead>
<tr>
<th>#</th>
<th>Project</th>
<th>Sponsor</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>16</td>
<td>2-1-1 Information &amp; Referral</td>
<td>Human Services Coalition of Tompkins County, Inc. (HSC)</td>
<td>$20,500.00</td>
<td>$259,836.00</td>
</tr>
<tr>
<td>17</td>
<td>Work Preserve Job Training: Job Readiness</td>
<td>Historic Ithaca, Inc.</td>
<td>$28,000.00</td>
<td>$56,617.00</td>
</tr>
<tr>
<td>18</td>
<td>Immigrant Services Program (ISP)</td>
<td>Catholic Charities of Tompkins/Tioga Counties</td>
<td>$36,800.00</td>
<td>$77,800.00</td>
</tr>
<tr>
<td>19</td>
<td>GIAC Computer Lab</td>
<td>Greater Ithaca Activities Center, Inc. (GIAC)</td>
<td>$32,700.00</td>
<td>$33,500.00</td>
</tr>
<tr>
<td>20</td>
<td>Pre-Apprentice Program Work Services</td>
<td>Black Hands Universal</td>
<td>$31,500.00</td>
<td>$165,000.00</td>
</tr>
<tr>
<td>21</td>
<td>Latino Multicultural Center</td>
<td>No Más Lágrimas</td>
<td>$33,240.00</td>
<td>$33,240.00</td>
</tr>
</tbody>
</table>

#### ADMINISTRATION

<table>
<thead>
<tr>
<th>#</th>
<th>Project</th>
<th>Sponsor</th>
<th>Funding Request</th>
<th>Total Project Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>22</td>
<td>CDBG Administration (20%)</td>
<td>IURA</td>
<td>$112,800.00</td>
<td>$112,800.00</td>
</tr>
<tr>
<td>23</td>
<td>HOME Administration (10%)</td>
<td>IURA</td>
<td>$33,000.00</td>
<td>$33,000.00</td>
</tr>
</tbody>
</table>

#### Minimum Required Set-Aside of HOME Funds for CHDO Activities (15%): $443,500.00

#### CHDO Set-Aside Eligible Projects: 2
SUMMARY OF PUBLIC NOTICES
Related To Opportunities for Public Comment on the
2022 Draft Annual Action Plan (AAP)

- The schedule for the 2022 Annual Action Planning process has been posted on the IURA website www.ithacaura.org since December 2021. The schedule includes the 30-day Public Comment Period on the Draft Plan and Public Hearing #2. If/when changes to the schedule occur, the schedule is updated.

- Notice of the availability of the 2022 Draft Annual Action Plan, the 30-day Public Comment Period, and Public Hearing #2 was published in the Ithaca Journal on April 29, 2022. A copy of the legal notice is included in the PEDC Agenda Packet.

- A notice was of availability of the same (above) was published on the Human Services Coalition Listserv and the TC Mutual Aid Facebook page on May 5, 2022.

SUMMARY OF PUBLIC COMMENT
2022 Draft Annual Action Plan (AAP)

No written or verbal public comment was received as of Thursday, May 12, 2022 at 12 noon, when this summary was prepared.

- If comments arrive after 12 noon on Thursday, May 12, 2022 and before 5:00 pm on Wednesday, May 18, 2022, an update will be provided at the Wednesday May 18, 2022 PEDC Meeting.

- The Comment Summary will be updated for the June 2022 Common Council Agenda Packet and for the June Common Council Meeting itself.
4.2 East Hill Fire Station Relocation - Authorize Transfer of Property and Assignment of Option to IURA

WHEREAS, the City of Ithaca Common Council (“Common Council”) desires to relocate the East Hill Fire Station, also known as Fire Station #2, currently located at 309 College Avenue, and

WHEREAS, in connection with the relocation and to raise funds for the construction of the new station, the City intends to sell the existing 309 College Avenue parcel, which will be decommissioned as a fire station following the relocation, and

WHEREAS, the City issued Requests For Expressions of Interest (“RFEI”) regarding the 309 College Avenue site on July 12, 2018, and February 5, 2021, and

WHEREAS, the City received and reviewed responses submitted to the RFEIs, and

WHEREAS, 311 CA Associates, LLC (“Developer”) expressed interest through the RFEI process in acquiring the existing 309 College Avenue site in exchange for cash consideration and an alternative site for the East Hill Fire Station, and

WHEREAS, the City entered into an option agreement with Developer dated February 22, 2022 (“Option Agreement”) that permits, but does not require, the City to sell 309 College Avenue to Developer in exchange for two parcels located at 403 Elmwood Avenue and 408 Dryden Road in addition to cash consideration of $5.1 million dollars to be paid to the City on the terms contained within the Option Agreement, and

WHEREAS, Section 507 of General Municipal Law authorizes disposition of real property without auction or sealed bid via an urban renewal process, and

WHEREAS, the Common Council requests the Ithaca Urban Renewal Agency (“IURA”) review the terms of the proposed Option Agreement and structure a proposed disposition agreement to relocate the East Hill Fire Station; now, therefore, be it

RESOLVED, That the Acting Mayor, subject to review by the City Attorney, is hereby authorized to (1) transfer the 309 College Avenue site to IURA via a City/IURA option agreement, (2) assign the Option Agreement to IURA, and (3) execute any other such documents as may be necessary to enable IURA to undertake an urban renewal procedure that authorizes a negotiated acquisition and sales agreement, and be it further

RESOLVED, That the option with the Developer shall not be exercised by IURA on behalf of the City, nor shall IURA authorize the transfer of the 309 College Avenue parcel, without further approval of the Common Council, and be it further
RESOLVED, That IURA is authorized and requested to act on behalf of the City with respect to negotiating and structuring the acquisition and sale processes contemplated above, subject to final approval of the Common Council, and be it further

RESOLVED, That IURA shall be reimbursed for all reasonable costs incurred to structure the proposed acquisition and sale agreement.
To: Planning & Economic Development Committee
From: Lisa Nicholas, Acting Director of Planning and Development
Date: May 12, 2022
Re: Proposed New East Hill Fire Station- 403 Elmwood/408 Dryden Road

The purpose of this memo is to provide additional and background information about the proposal for a new East Hill Fire Station at 403 Elmwood Ave/408 Dryden Rd. The new station would replace the existing facility at 309 College Ave. Two actions are scheduled for the May 18, 2022 meeting. First, the Committee will hold a public hearing to gather input on the proposal. Second, the Committee will consider a resolution authorizing the Acting Mayor, subject to review by the City Attorney, to (1) transfer the 309 College Avenue site to IURA via a City/IURA option agreement, (2) assign the Option Agreement to IURA, and (3) execute any other such documents as may be necessary to enable IURA to undertake an urban renewal procedure that authorizes a negotiated acquisition and sales agreement. Please find attached the proposed resolution as well as an updated estimated meeting schedule.

The project was introduced to the public at the April 20, 2022 PEDC meeting. Staff provided information about the nearly eight-year process of securing a both suitable location and advantageous cost structure. Information was also provided about the location and characteristics of the site, preliminary building design, and schedule, overall estimated budget and terms of the real estate transaction, all available here: https://www.cityofithaca.org/AgendaCenter/ViewFile/Agenda/_04202022-2483

Staff will attend the May 18th meeting to answer questions.
PLEASE TAKE NOTICE a public hearing will be held by the City of Ithaca Planning and Economic Development Committee of Common Council at 6:00 p.m. on Wednesday, May 11, 2022 for the following:

The Committee seeks public comment on the proposal to build a new fire station at 403 Elmwood Ave/408 Dryden Rd to replace the existing facility at 309 College Ave.

This meeting will be held remotely as permitted by legislation S.50001 and A.40001, which extends virtual access to public meetings granted by the Governor’s Executive Order 202.1. A live stream is available at https://www.youtube.com/channel/UC7RtJN1P_RFaFW2IVCnTrDg. Members of the public will be given the opportunity to be heard at the meeting regarding the proposed amendment. There are two options to participate in a public hearing:

1. Submit comments by email no later than 3 p.m. on the day of the meeting to using the dgrunder@cityofithaca.org and if requested, they can be read into the record. Each comment is limited to three minutes. Indicate in your email that the comment is for a public hearing and provide your name and address.

2. To speak at the meeting, sign up and receive instructions by contacting dgrunder@cityofithaca.org or the Planning Divisions at (607) 274-6551. Please provide your name and address. Each comment will be limited to three minutes.

Information about the proposal amendment can be viewed on the City’s website (Search for Proposed East Hill Fire Station). A hard copy is available by contacting the Planning Division at (607) 274-6550.

Lisa Nicholas
Acting Director of Planning & Development
## East Hill Fire Station Estimated Meeting Schedule

<table>
<thead>
<tr>
<th>Meeting</th>
<th>Actions</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Planning Committee</td>
<td>Presentation - Overview</td>
<td>April 20, 2022</td>
</tr>
<tr>
<td>Planning Committee</td>
<td><strong>Public Hearing</strong>, Recommendation to Council</td>
<td>May 18, 2022</td>
</tr>
<tr>
<td>Common Council</td>
<td>Vote to Transfer Property &amp; Assign Option to IURA to structure a Development Agreement</td>
<td>June 1, 2022</td>
</tr>
<tr>
<td>IURA Economic Dev. Committee</td>
<td>Recommend to Accept Transfer of Property and Assignment of City/Developer Option Agreement</td>
<td>May 17, 2022</td>
</tr>
<tr>
<td>IURA Full Board</td>
<td>Accept Transfer of Property and Assignment of City/Developer Option Agreement</td>
<td>May 26, 2022</td>
</tr>
<tr>
<td>IURA Economic Dev. Committee</td>
<td>Recommend Lead Agency for Environmental Review, Designate Sponsor for Urban Renewal Project</td>
<td>June 7, 2022</td>
</tr>
<tr>
<td>IURA Full Board</td>
<td><strong>Public Hearing</strong>, Lead Agency, Designate Sponsor for Urban Renewal Project</td>
<td>June 23, 2022</td>
</tr>
<tr>
<td>Joint IURA EDC/IURA Full Board</td>
<td>Review City's work to date and potential terms of a Disposition &amp; Development Agreement (DDA)</td>
<td>Mid-July, 2022</td>
</tr>
<tr>
<td>IURA Full Board</td>
<td>Environmental Review, Vote to Approve DDA for Common Council Review</td>
<td>July 28, 2022</td>
</tr>
<tr>
<td>Planning Committee</td>
<td><strong>Public Hearing</strong> / Recommend to Approve /Deny/Modify the DDA</td>
<td>August 17, 2022</td>
</tr>
<tr>
<td>Planning Board Meeting</td>
<td>Project Intro- Tentative</td>
<td>August 23, 2022</td>
</tr>
<tr>
<td>Common Council</td>
<td>Vote to Approve/Deny/Modify the Development Agreement</td>
<td>September 7, 2022</td>
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<tr>
<td>Planning Board Meeting</td>
<td><strong>Public Hearing</strong> &amp; Environmental Review</td>
<td>September 27, 2022</td>
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<tr>
<td>Planning Board Meeting</td>
<td>Design &amp; Determination of Environmental Significance</td>
<td>October 25, 2022</td>
</tr>
<tr>
<td>Planning Board Meeting</td>
<td>Site Plan Approval</td>
<td>November 22, 2022</td>
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## Estimated Design & Construction Schedule

<table>
<thead>
<tr>
<th>Activity</th>
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</thead>
<tbody>
<tr>
<td>Finalize Construction Documents</td>
<td>Nov/Dec 2022</td>
</tr>
<tr>
<td>Bidding</td>
<td>December 2022</td>
</tr>
<tr>
<td>Selection and award of construction contract</td>
<td>February 2023</td>
</tr>
<tr>
<td>Site Preparation</td>
<td>Fall-Winter 2022-23</td>
</tr>
<tr>
<td>Construction Start</td>
<td>March 2023</td>
</tr>
<tr>
<td>Occupy New Fire Station</td>
<td>May 15 2024</td>
</tr>
</tbody>
</table>
4.3 Proposed Policy Regarding Encampments on City Property

WHEREAS, former Mayor Myrick requested Ithaca Urban Renewal Agency staff develop a draft policy regarding encampments on city property for consideration by Common Council, and

WHEREAS, an initial draft was developed and presented for input from the Ithaca/Tompkins County Continuum of Care, community outreach workers, and the TIDES working group, and

WHEREAS, several modifications have been incorporated into the final proposed policy, and

WHEREAS, Common Council procedures allow for reports to be “accepted,” “endorsed,” or “adopted,” now, therefore, be it

RESOLVED, that the Common Council for the City of Ithaca hereby accepts the “Proposed Policy Regarding Encampments on City Property,” dated May 2022.
City of Ithaca, NY  
Proposed Policy Regarding Encampments on City Property

Camping is expressly prohibited in designated natural areas (City Code §114-7). While the City Code is largely silent on encampments, City zoning regulations clearly do not authorize camping anywhere in the City, yet 20-40 unauthorized encampments exist on City property at any one time.

The City seeks to align its policy regarding encampments with the Ithaca/Tompkins County Continuum of Care’s (CoC) plans and policies to connect people experiencing homelessness with housing and needed services to set them on a quick path to permanent and stable housing. The CoC believes:

1. Homelessness should be rare, brief, and non-recurring.
2. Homelessness is not a crime. Everyone experiencing unsheltered homelessness is deserving of being treated with dignity and respect in accordance with their rights.
3. Homelessness is entwined in larger societal issues, including a history of systemic discrimination against non-white persons, substance use disorders, mental health conditions, medical problems and lack of access to treatment.
4. A ‘Housing First’ approach, where there are no preconditions to access shelter and services, is essential to successfully address unsheltered homelessness.

Encampments represent a failure to make homelessness rare, brief, and non-recurring. Encampments do not provide safe, healthy, or secure living environments, particularly for those staying within an encampment. At best, encampments should be viewed as a temporary stop on a pathway to needed services to gain stable housing until an improved system can be implemented.

For the City policy to support the CoC, it is important to understand the scope of homelessness and the resources available to assist persons experiencing homelessness through the CoC.

Snapshot Count of Homeless Population

On a biannual basis in January, each community conducts a Point-in-Time (PIT) count of the homeless population, both sheltered and unsheltered. The most recent available PIT count was conducted in 2020 when 133 persons were experiencing homelessness of which 25% were unsheltered persons. The count omits persons who secure temporary sleeping accommodations during only the coldest nights of the year, persons who do not want to be identified, and youth and others who are “couch surfing.”

While Black or African American persons disproportionately experience homelessness at 27% of the sheltered and unsheltered homeless population, 88% of the unsheltered persons were white in the 2020 PIT. Unsheltered homeless persons reported extremely high incidence of substance use disorders (79%) and/or mental health illness (65%).
Takeaways: Black or African American individuals experience homelessness at an elevated level disproportionate to their population in the community, although those residing within the encampments constitute a different demographic composition of the homeless population. Most of the unsheltered homeless population experience a substance use disorder and/or mental health illness.

Annual Population in Homeless Response System

In 2020, almost 600 unduplicated persons entered the emergency shelter database, of which over 350 people were experiencing homelessness for the first time. About 450 persons exited the shelter with positive outcomes. Over 200 persons had successful exits to permanent housing. 92% of persons who secured permanent supportive housing upon exit from the emergency shelter successfully retained housing or exited to other permanent housing in 2020.

A sizable number exit the system with unknown outcomes. Unsheltered persons who do not seek emergency shelter services during the year are excluded from this database. Therefore, this data is imperfect regarding outcomes for some of the occupants of encampments.

Takeaways: The local homeless response system works for many, but not all, people to set them on a path to permanent and stable housing. Linking people with permanent supportive housing was the most effective means to exit homelessness to stable housing without a return to homelessness.

The Local Homeless Response System

The local CoC homeless response system includes the following components operated by over a dozen separate agencies in a collaborative arrangement:

- Outreach
- Coordinated Assessment (prioritizes housing placement for most vulnerable persons)
- Day Center (i.e., Samaritan Center)
- Emergency Shelter (29 year-round beds and 91 overflow off-site)
- Transitional Housing (26 beds)
- Rapid Rehousing (vouchers for 68 beds)
- Permanent Supportive Housing (115 beds)
- Other Permanent Housing (18 beds)
- Case management, including tenant supportive services
- Data Collection [Homeless Management Information System (HMIS)]

There are only 188 beds in the local homeless response system dedicated to serving persons experiencing homelessness. An additional 91 hotel rooms are used for emergency shelter overflow and 68 rapid rehousing rental vouchers with support services, bring the total inventory count to 347 beds available in 2021. Vacancies in transitional and permanent supportive housing beds are rare.

There is no formal role for encampments in the local homeless response system, yet they exist in multiple locations on City property. While several of the above shelter and housing options provide
access to persons with substance use disorders, none explicitly allow on-premises use of drugs or alcohol.

Takeaways: Local Shelter options available to chronically homeless individuals occupying encampments, beyond night-to-night occupancy in the emergency shelter, are extremely limited.

Encampment Management Options

Unregulated encampments are unhealthy for its residents, harm the environment, and adversely impact the surrounding community. Because of sometimes reasonable concerns about their own personal safety, trauma, or mental health concerns, encampment residents may often present as hostile and untrusting. Additionally, because Ithaca experiences severe winter weather, freezing temperatures pose an additional threat to encampment residents. Resident health and hygiene are at risk when encampment conditions lack sewage infrastructure, bathrooms, handwash facilities, potable water, laundry, and safe ways to stay warm, to cook and store food. Inadequate human waste disposal negatively impacts nearby waterways and burning of plastics creates hazardous air pollution.

Abandoned encampments leave behind massive amounts of garbage and discarded materials despoiling natural areas. Heating and cooking fuels may not be safely stored and used and can start fires that spread. In the first 11 months of 2021, the Ithaca Fire Department responded to 31 service calls to extinguish fires associated with encampments. Encampments located near entrances to businesses can deter customers and threaten business viability. Outdoor fires and late-night noise near residential neighborhoods disrupt the quality of life in those neighborhoods. The unregulated environment can serve as a magnet for unlawful and chaotic events. Finally, the presence of encampments can interfere with community use or maintenance of public resources.

There are four major approaches to managing encampments:
1. Clearance with little or no support to occupants
2. Clearance with support to occupants
3. Tacit acceptance
4. Formal sanctioned encampments

To date, the City has primarily followed a tacit acceptance approach intended to support a harm reduction model, as clearance can lead to negative outcomes for provision of coordinated services, trust, trauma of occupants, and no resolution of the problem as occupants relocate to alternative locations. There are no formal sanctioned encampments in the City. A recent proliferation of encampments, and related complaints from residents and businesses, has raised concerns about continuing a tacit acceptance approach.

The City-owned former Southwest Park site located at the end of Fairgrounds Memorial Parkway has hosted many encampments in the past 10 years. This area continues to be an area where the City has prioritized harm reduction over enforcement of trespass, open fire restrictions, and building codes.

On rare occasions the City has cleared encampments with advance warning and limited support to occupants. The so-called ‘Jungle 1’, located between Taber Street and Cecil A. Malone was cleared
several years ago and vegetation mowed to open sight lines. This area has been re-occupied with over a half-dozen scattered tents and makeshift structures. Encampments in this highly visible area has raised the profile of the unsheltered homelessness issue.

In 2019, encampments in the former Southwest Park were removed by NYS contractors to construct the 10+ acre dewatering facility. Most campers shifted the locations of their encampments elsewhere in the same vicinity.

In 2021, occupants of encampments relocated away from the Cherry Street extension area after a four-month advance notice period warning that camps would be removed in April. This area was repopulated during the summer of 2021, but now contains no encampments. The City Department of Public Works has constructed an accessway for first responders to access this area to facilitate enforcement of the ban on urban camping at this location adjacent to the future Black Diamond Trail along the Flood Control Channel.

In those areas where the encampments have been removed, this has essentially been application of a clearance approach with little to no support for the residents, albeit with ample advance notice. There has not been a viable housing alternative. As a pattern, an area cleared is often reestablished as an encampment location within a few months or years without vigilance. The lack of sufficient shelter with supportive programming, is likely to have contributed to these returns. A clear lesson learned is that it is unwise to adopt a policy that will not be enforced consistently over time. Any plan to change the tacit acceptance approach must recognize the need for steady investment and management to achieve long term success.

One alternative that has not been implemented in the City to date is use of a formally sanctioned encampment area. Doing so would allow consolidation of the dispersed tents currently sited throughout the southwest part of the City. The City could maintain access points for service providers and emergency response. However, this option would involve explicit acknowledgment and approval by the City of camping as a shelter choice. Presumably, doing so would entail assumption of City responsibility for some level of services to the residents, and potential liability for activities within and surrounding the encampment. A particular area of concern would be injury claims by occupants of a sanctioned encampment and visitors, including service providers. Building and safety codes and land use ordinances would apply. The land sanctioned for the encampment would not be available for other municipal use. Further, many of the issues identified in this report related to the problematic elements of the encampments would continue as part of the City’s policy response to homelessness.

Why Are There Encampments?

As identified previously, encampments are an outshoot of the housing crisis coupled with poverty, mental illness, addiction to substances, racial inequity, and represent a shortcoming in the community’s homeless response system. Even though the system works well to connect most people experiencing homeless with services and housing, the subset who reside in the encampments are often unable or unwilling to access services. Persons experiencing homelessness make pragmatic choices about where to stay based on comparison among the best available alternatives, given an individual’s circumstances at a point in time. There are several reasons why a person may not access the emergency shelter or other elements of the homeless response system.
Legal and regulatory requirements create barriers for subgroups of persons experiencing unsheltered homelessness. Certain registered sex offenders are ineligible for certain governmental services, so the homeless response system may offer limited benefits to them. Registered sex offenders face an effective barrier to entry to government supported housings. Similarly, a person sanctioned for noncompliance with DSS programmatic requirements may be ineligible for assistance for a period of time until the sanction expires. Currently, a person with a substance use disorder who cannot abstain from on-premises use of drugs/alcohol currently lacks housing choices within the local homeless response system.

For others, the choice to remain unsheltered represents the least bad choice. People weigh the disadvantages of shelter against tolerance for the difficulties of staying in an unsheltered location when the shelter offered:
- requires separation from a pet
- requires separation from a companion who may not be able to access services with them
- requires abandoning some or most of their personal possessions
- strictly controls entry/exit times that don’t match their daily routines
- is distantly located or inhospitable
- interferes with access to and use of illegal substances
- requires compliance with mental health medication regimens
- conflicts with their sense of autonomy and privacy

The City recognizes that for the above reasons, the current homeless response system is limited in its ability to end unsheltered homelessness. It is acknowledged that a certain number of persons experiencing unsheltered homelessness cannot access, or struggle to succeed in, shelter options available through the existing system. As a result, the City recognizes a need to accommodate a limited number of temporary encampments somewhere in the community until the homeless response system can be expanded to address several of the above legal, regulatory, and practical barriers.

**Proposed City Policy Regarding Encampments**

Encampments are just the most visible reminder of the housing affordability crisis where housing costs exceed 50% of a household’s income for 44% of the City’s residents. Encampments cannot be successfully managed in isolation from the overall housing problem and the local homeless response system. Further, it is important to recognize that the encampments developed over an extended period of time. Addressing and improving this situation in an effective manner will also take time and a long-term commitment. Unsheltered homelessness is best addressed through collaboration with community partners to make enhancements to broaden options in the local homeless response system.

The City is a major property owner of undeveloped land which is used without permission by 20-40 unsheltered homeless persons at any single time for camping and erection of temporary structures for transient occupancy. The key land use policy concern regarding encampments is to balance the needs of the community with the needs of residents experiencing unsheltered homelessness. This objective is best satisfied by reducing the total number of encampment groupings in the near term and minimizing the adverse impact of remaining encampments until the local homeless response system offers more
choices. To durably end illegal encampments on City property will require the creation of more housing and shelter choices that will appeal to occupants of encampments.

Managing the adverse impacts of encampments is best achieved by directing temporary encampments away from sensitive areas and tolerating their existence on an interim basis at a limited number of areas that are less sensitive and where services can be provided to promote safe and sanitary living conditions for camp residents and the broader community.

The former Southwest Park area behind Walmart and Lowe’s is a low-sensitivity area where enforcement against encampments will not be prioritized on an interim basis until realistic housing alternatives are available to be offered to persons living in an unsheltered encampment.

City-owned high-sensitive areas to be prioritized for enforcement against encampments include:

1. public parks, designated natural areas, areas adjacent to creeks and waterways, The Commons, and areas targeted for redevelopment, such as the Cherry Street Extension area and publicly owned land on Inlet Island;
2. roads, trails, sidewalks, and City-owned right of ways;
3. locations near homes, schools, daycare centers, the main entrance to businesses, recreation trails such as the Cayuga Waterfront Trail and the Black Diamond Trail;
4. waterfront areas where sanitary facilities are not available;
5. areas that interfere with municipal operations and maintenance;
6. camping that interferes with public use of City lands; and
7. areas posted against camping.

A City policy prioritizing enforcement focused on those encampments located at high-sensitive areas or encampment generating significant and persistent negative externalities necessitates a plan to clearly communicate directly with persons experiencing unsheltered homelessness, outreach workers, City, Town, and County staff, and community partner agencies, to indicate which locations are low-priority for enforcement and which areas are high-priority for enforcement. It will be important to back up the policy on the ground to relocate encampments away from agreed-upon high-sensitivity areas after sufficient notice and with support.

For those encampment locations that will be designated as lower priority for removal, interim actions should focus initially on mitigating negative impacts related to public safety, public health, environmental protection, and removing obstructions to intended public use, emergency access, and maintenance. For instance, a small encampment may have no means to manage hygiene or trash removal, leading to complaints and concerns about human waste and vermin. An encampment advocacy agency may provide a portable bathroom and handwashing facility near the encampment and arrange for periodic waste removal. The City could elect to provide garbage tags to an encampment advocacy agency to minimize city effort and cost of cleanup when the encampment is abandoned.

**Logistic Considerations**

The City’s approach to enforcement against encampments on City land should be strategic and guided by a realistic understanding of the political will, cost, and resources needed for enforcement and clearance. It is unwise to adopt a policy that will not be enforced on the ground.
Managing encampments is resource intensive and requires a skill set that the City lacks as it does not provide social services or operate any residential or camping facilities. Even simply clearing encampments stresses City resources. For example, the Department of Public Works is not trained to address biohazards and other conditions found at encampments, discern between valuable possessions and abandoned junk, and facilitate relocation and storage of personal possessions. There is no City department experienced in notifying occupants and outreach workers of a scheduled clearance nor resources dedicated to plan, coordinate, and facilitate enforcement and respond to complaints. Therefore, the City will need to develop a plan how to best implement the policy which will require alignment across several departments and coordination with service providers and the community outreach team.

Once high-sensitive locations are identified, the City could post “no camping” signage at these City lands to communicate City policy on the ground. Lower sensitive areas would not be a priority for posting of “no camping” signage. Given the State’s cold weather policy, an opportunity exists each April to influence where new encampments get established or re-established. It is much easier to prevent the founding of an encampment than removal of an encampment.

The City requires partnerships with governmental and non-governmental groups in order to reduce the number of encampments. Clearing an encampment from a site often leads to dispersion of those same persons to new locations that restarts the entire process, thereby consuming resources without resolving the root causes for encampments. Therefore, a parallel effort is required invest in community-based solutions to expand low barrier shelter beds available on terms acceptable to those occupying encampments.

**Strengthening the Homeless Response System**

A fundamental support for the new policy is marshalling resources and support to substantially increase the range and supply of housing options and support services for people currently living in the encampments.

The City should seek to work with the County, and other community partners to strengthen the homeless response system’s effectiveness to connect people with shelter and services leading to stable permanent housing, with a special focus on providing realistic alternatives to homeless encampments. Currently, there are gaps in the continuum of housing to serve persons with substance use disorders on a ‘housing first’ model. Similarly, registered sex offenders appear to have few options to access permanent housing. Other needs appear to exist for an emergency shelter to serve a youth population, an expanded day center, and permanent affordable housing.

The City and County have a unique opportunity to strategically invest American Recovery Plan (ARP) funding in facilities and services to improve the homeless response system. In 2021, the City received a HOME-ARP allocation of $1.2 million targeted to reduce homelessness. The County can likely access a similar level of HOME-ARP funds awarded to, and administered by, New York State. Both the City and County also received significant one-time Coronavirus State and Local Fiscal Recovery Funds that are eligible to address homelessness.
The City can also further offer City lands currently used for encampments as a location for new housing targeted to unsheltered homeless persons. One approach to consider is for the City and County to jointly issue a Request For Expressions of Interest (RFEI) to explore what organizations are interested to construct and operate housing facilities if land and/or financial support were available.

**Recommendation**

Continuation of tacit acceptance of encampments will likely lead to an increase in the number and location of encampments. The current City policy does not appear to support the Ithaca/Tompkins County Continuum of Care goal to connect people experiencing homelessness with housing and needed services to set them on a quick path to permanent and stable housing.

Just as a person experiencing homelessness makes a pragmatic choice about where to sleep at night based on comparison among limited and imperfect available alternatives, the City faces a similar dilemma to choose the least bad policy regarding encampments on City land when the homeless response system is already at capacity.

To provide clarity to City staff and the community, the City should adopt an explicit policy regarding encampments on City property. It is recommended that encampments be prohibited on City property unless expressly authorized, but enforcement of the policy shall be prioritized toward high-sensitive areas of the community. In practice, this policy will direct temporary encampments away from sensitive areas and tolerating their existence on an interim basis at a limited number of areas that are less sensitive and where services can be provided to promote safe and sanitary living conditions until more shelter options are available.

An important parallel policy initiative should be to work proactively with community partners to expand the supply and choices of shelter available in the homeless response system. If City and/or County resources may become available to strengthen the homeless response system, then issuance of a Request for Expressions of Interest (RFEI) is recommended to explore what organizations are interested to construct and operate housing facilities if land and/or financial support were available.

Prepared by N. Bohn, Ithaca Urban Renewal Agency
Homeless and Housing Needs Assessment: Findings and Recommendations
## Agenda

Our discussion points for today

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<td><strong>01</strong></td>
<td>Definitions and Methodology</td>
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<td><strong>03</strong></td>
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<td><strong>04</strong></td>
<td>Questions?</td>
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The **Mission** of our Continuum of Care

Ithaca/Tompkins CoC NY-510 is a local community planning network of public, private, and non-profit partners with the mission of making homelessness rare, brief, and one-time in Tompkins County.

Through this work, we:

- **Organize a community-wide effort to prevent and end homelessness**
- **Provide funding and support to non-profit agencies**
- **Promote access to supportive services and housing**
Definitions

How do we define **homelessness**?

In our Continuum of Care, we follow HUD’s definition of literal homeless which when an individual is sleeping in a place not meant for human habitation (outside, in a car, etc.) or in our emergency shelter through DSS. Individuals who are fleeing domestic violence are also considered homeless.

How do we define **chronic homelessness**?

An individual who has a disabling condition and has been continuously homeless for 1) at least 12 months or 2) had at least 4 occasions of homelessness totaling 12 months.

How do we define **permanent housing**?

Private or supportive housing where tenants can live indefinitely.

How do we define **supportive housing**?

Affordable housing where the tenants have access to support services in addition to housing.
Methodology

Where did we find this data?

**Deep data dive**
- Point in Time Count (PIT Count)
- Housing Inventory Count (HIC)
- Annual Performance Report (APR)
- System Performance Measures (SPM)
- Homeless Management Information System (HMIS)
- Other assessments

**Qualitative interviews with stakeholders (N=11) and people with lived experience (N=18)**

Compared data to 9 CoCs: those surrounding Tompkins County, those with similar population sizes, and those with similar geographic make up.
Primary Data Observations

Measure 1
Length of Stay
Average length of stay in our emergency shelter has increased.
For FY2020, the average length of stay for all households was 91 days.

Measure 2
Returns to homelessness
Returns to homelessness in NY-510 are the highest of our comparable CoCs.
32% of individuals who exited to permanent destinations returned to homelessness within 24 months.

Measure 3
First Time Homeless and Chronic Homelessness
Fewer first-time homeless, more chronically homeless.
45.1 % of our homeless population in 2020 were chronically homeless individuals.
We are seeing a bottleneck effect across our supportive housing programs, and low-cost housing in Tompkins County generally.

Low vacancy rates across all levels of affordable housing and high rent costs are a fundamental barrier in moving people from homelessness to housing.

Interviews with providers across our CoC reveal that even with increased access to subsidies, individuals experiencing homelessness can't find housing to move into.
Returns to Homelessness

Percent of returns to homelessness in 24 months, 2019 and 2020
What is causing these trends?

Our low-cost housing stock is critically low.

Individuals experiencing homelessness are having trouble both accessing and maintaining housing and services.

Projects funded through our CoC are constrained in their capacity to adequately serve our homeless population.
Other data observations

Considerations for couch-surfers
Couch surfers represent a sizeable population at high risk for homelessness and are not served or counted by our CoC despite the likelihood that they will experience continued homelessness.

Diversion efforts in our CoC require individuals to double up if they have somewhere to do so, but there are no targeted outreach efforts to serve this population before they need emergency shelter.

Racial Disparities
Black and African-American and Hispanic/Latino households are disproportionately represented in our homeless population.

Black and African-American adults in particular were more likely to return to homelessness than households led by white adults.

Considerations for youth
Interviewed youth indicated that they have a lack of knowledge of resources and are resistant to utilizing the emergency shelter, leading them to double up with friends or other non-relatives.
## Recommendations

<table>
<thead>
<tr>
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<th>Recommendation</th>
<th>Description</th>
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<tbody>
<tr>
<td>01</td>
<td>Create more Permanent Supportive Housing (PSH)</td>
<td>PSH has proven effective at disrupting the cycle of homelessness.</td>
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<tr>
<td>02</td>
<td>Build more affordable housing facilities, especially SRO (single room occupancy) units.</td>
<td>More low-cost housing and supportive housing units are essential for us to have a functioning Continuum of Care.</td>
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<tr>
<td>03</td>
<td>Fund enhanced housing navigation support.</td>
<td>The process for accessing and keeping subsidies, as well as navigating DSS requirements, can be difficult for some individuals to manage.</td>
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<td>04</td>
<td>Heighten outreach to homeless youth, people of color, and couch surfers.</td>
<td>Each population has specific needs that are not adequately supported by our current safety net.</td>
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<td>05</td>
<td>Expand the capacity of our Emergency Shelter.</td>
<td>The emergency shelter in Tompkins County is insufficiently sized for the volume of need.</td>
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Recommendation 1: Permanent Supportive Housing (PSH)

What is PSH and how does it work?

Permanent Supportive Housing is subsidized housing with no end date that supports formerly homeless individuals with monthly case management.

PSH disrupts the cycle of homeless by introducing beds into our CoC and offering people the supports they need to reunify with loved ones and find gainful employment.

What does the data say?

Households leaving to temporary destinations were much more likely to return to homelessness (35%) than those exiting to permanent destinations.

While this trend held true across every group, it was most pronounced for Black and African-American Households.

Why do we recommend building more PSH?

Building more PSH addresses all three primary findings as it is creating available beds that are accessible and adequate to meet the needs of our homeless population. It also helps us to meet our racial equity goals by providing a solution that works for Black and African-American households.
**Recommendation 2: Other low-cost housing, especially SROs.**

**What is low-cost housing and how will it impact homelessness?**

Low-cost housing adds beds into our housing market where people can use the subsidies they acquire through Rapid Rehousing programs.

SROs, or Single Room Occupancy units are especially important in addressing both affordability and housing needs for homeless individuals, specifically adult-only households who have poorer outcomes in our CoC.

**What does the data say?**

The 2016 Housing Strategy for Tompkins County proposed the development of 100 Single Room Only (SRO) beds reserved for households earning under 30% of the Area Median Income (AMI). As of the 2020 Housing Snapshot, only 4 SRO beds had been developed.

<table>
<thead>
<tr>
<th>FY2020 Adult- Only Households</th>
<th>FY2020 Adult and Child Households</th>
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<tr>
<td>473 Households</td>
<td>53 Households</td>
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<tr>
<td>87 days homeless on average</td>
<td>71 days homeless on average</td>
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<tr>
<td>8% returned to homelessness</td>
<td>0% returned to homelessness</td>
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**Why do we recommend building more low-cost housing?**

Low-cost housing addresses the bottleneck effect, and increases the availability of housing. SRO units also address this need and specifically target the unique needs of our adult-only households.
Recommendation 3: Enhanced Housing Navigation

What is "enhanced housing navigation"?

Enhanced housing navigators would provide intensive case management, helping homeless individuals navigate the process of getting into shelter, seeking out services, and ultimately entering and sustaining permanent housing.

What does the data say?

Both stakeholders and interview participants mentioned agency rules and requirements, and the difficulty of navigating the social services system, as key reasons people live in the encampment instead of going to the emergency shelter.

All of the interviewed individuals said they wanted to get into housing, but felt they did not have the options and support necessary, or they were unable or unwilling to navigate the rules and requirements to do so.

Why do we recommend having more enhanced housing navigators?

Based on qualitative interviews, navigating the system to attain housing support is challenging, especially for homeless individuals. Having intentional, funded navigator positions may help to address chronic homelessness in our community.
One stakeholder said,

“I see Tompkins County as being very service rich. There are a lot of opportunities to get services. The barrier is more a fear or reluctance to access services because of distrust with the system. There is a difficulty of accessing services without an advocate. It’s so decentralized. You have to go to a different place for different things – clothing, food, health care, to apply for services, and you’re constantly jumping through hoops. It causes frustration and people give up. It’s easy for services to say ‘they didn’t follow through,’ but it’s literally impossible. Either have one location where service providers can be in one space, or have a case manager that can either transport and do everything from A to Z to help someone through whole process. Doing it alone is completely overwhelming and next to impossible.”
 Recommendation 4: Heighten outreach to homeless youth, people of color, and couch-surfers.

What does targeted outreach accomplish?

There is potentially a large population of people who are not being effectively served by the current homeless and housing system.

Homeless youth and people of color are more likely to double up or couch-surf than utilize the emergency shelter. Targeted outreach could help us divert people from homelessness into permanent housing and other supportive resources before they enter our shelter.

What does the data say?

Stakeholders frequently remarked on the group of homeless people relying on couch-surfing for shelter and suggested that the group is typically young and/or people of color.

<table>
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<tr>
<th>Estimated Number of Couch-surfers in Tompkins County</th>
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<td>Of the 530 people served by the emergency shelter system in FY2020, <strong>179</strong> reported coming from a couch-surfing situation.</td>
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<td><strong>188 independent youth</strong> aged 18-24 are estimated to be couch-surfing</td>
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<tr>
<td><strong>910 people</strong> in Tompkins County are living in a non-relative’s household</td>
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Why do we recommend targeted outreach?

Although our current system implicitly requires couch-surfing, there are little to no funded diversion efforts to keep this population from becoming homeless. Targeted outreach addresses the accessibility of services for a large and growing number of people at-risk of homelessness.
Recommendation 5: Expand the capacity of our Emergency Shelter

What does the data say?

St. John’s Community Services provides 20 beds in their facility, and the Advocacy Center has 9 emergency beds. Both facilities are constantly at or past capacity, requiring the use of about 60 overflow beds in local hotels and motels.

Number of Emergency Beds per 10,000 population, 2020
Recommendation 5: Expand the capacity of our Emergency Shelter
(continued)

What does expanding shelter capacity do?
Increasing the number of beds in our emergency shelter as well as the number of staff would help to increase client contact, enhancing service delivery and case management. This would help mitigate the increased length of stay that we have seen in recent years and allow more focused movement into permanent housing.

Why do we recommend expanding shelter capacity?
The emergency shelter in Tompkins County is insufficiently sized to meet the needs of our unhoused population. Increasing capacity allows for more consistent, site-based case management and could contribute to better outcomes for individuals utilizing the shelter.
Thank you!
CITY ADMINISTRATION COMMITTEE:
5.1 Police Department – Approval of Lexipol Policy Services Contract

WHEREAS, the Ithaca Police Department has set department goals of updating the current General Orders, Policies, Procedures, and obtaining New York State Accreditation, and

WHEREAS, meeting these established goals will better align the department with the 6 pillars of Law Enforcement as identified in the Final Report of the President’s Task Force on 21st Century Policing: specifically in Building Trust and Legitimacy, and Policy and Oversight, and

WHEREAS, the Ithaca Police Department has further invested in this goal by establishing a Supervisory position filled by a Sergeant assigned to manage Policies, Procedures, and Accreditation, and

WHEREAS, the Ithaca Police Department intends to contract the services of Lexipol to do the following:

1. Review, update, and replace the Policies and Procedures of the department with current, legally sound policies that are in compliance with state and federal guidelines, and aligned with the current best practices in Law Enforcement,

2. Provide monthly scenario based quizzes that support and underscore Policy understanding,

3. Provide Full Policy Implementation, Daily Training Bulletins, Ongoing Policy Updates, a Web-Based Delivery Platform and Mobile App, Reports, Supplemental Publication Services,

and

WHEREAS, the total cost for these services in year one is $37,411, including a one-time $20,207 implementation cost with an annual renewal subscription cost of $17,204 for subsequent years, and

WHEREAS, the Ithaca Police Department is also seeking to subscribe to the Lexipol PoliceOne Academy service, which would provide online training content that will be utilized at roll call trainings, and to develop individual officers knowledge base and skill sets in a broad range of topics including; addressing homeless populations, De-Escalation, Health and wellness, Community Policing, Police Leadership, Duty to Intervene, Ethics, and numerous other topic areas for an additional subscription annual fee of $4,949, and

WHEREAS, upon implementation of the policies provided by Lexipol, the Ithaca Police Department’s policies will be aligned with the New York State Department of Criminal Justice Services Accreditation requirements and will position the department to obtain NY State Accreditation; now, therefore be it

RESOLVED, That funds needed for said Lexipol contract in the amount not to exceed $42,359 be derived from existing funding within the current 2022 authorized Ithaca Police Department budget, and, be it further
RESOLVED, That the Ithaca Police Department is requesting to reallocate existing funding in their budget to pay for this first year of service, and, be it further

RESOLVED, That Common Council hereby directs the City Controller to reallocate existing Police Department funds as necessary to pay for said Lexipol Policy Service Contract, and, be it further

RESOLVED, That the Acting Mayor, upon review of the City Attorney, is authorized to fully execute the contract with Lexipol for Policy Services as outlined in the Lexipol Solutions Proposal.
Executive Summary

Public safety agencies and local government organizations today face challenges of keeping personnel safe and healthy, reducing risk and maintaining a positive reputation. Add to that the dynamically changing legislative landscape and evolving best practices, and even the most progressive, forward-thinking departments can struggle to keep up.

Lexipol's solutions are designed to save you time and money while protecting your personnel and your community. Our team consists of professionals with expertise in public safety law, policy, training, mental health and grants. We continually monitor changes and trends in legislation, case law and best practices and use this knowledge to create policies, training, wellness resources and funding services that minimize risk and help you effectively serve your community.

THE LEXIPOP ADVANTAGE

Lexipol was founded by public safety experts who saw a need for a better, safer way to run a public safety agency. Since the company launch in 2003, Lexipol has grown to form an entire risk management solution for public safety and local government. Today, we serve more than 8,100 agencies and municipalities and 2 million public safety and government professionals with a range of informational and technological solutions to meet the challenges facing these dynamic industries. In addition to providing policy management, online training, wellness resources, and grant assistance, we provide 24/7 industry news and analysis through the digital communities Police1, FireRescue1, Corrections1, EMS1 and Gov1.

Our customers choose Lexipol to make an investment in the safety and security of their personnel, their agencies and their communities. We help agencies address issues that create substantial risk, including:

- Inconsistent and outdated polices
- Lack of technology to easily update and issue policies and training electronically
- Unchecked mental health needs of staff
- Difficulty keeping up with new and changing legislation and practices
- Inability to produce policy acknowledgment and training documentation
- Unfamiliarity of city legal resources with the intricacies of public safety law
- The need to secure grant funding for critical equipment, infrastructure and personnel

Lexipol is backed by the expertise of 320 employees with more than 2,075 years of combined experience in constitutional law, civil rights, ADA and discrimination, mental health, psychology, labor negotiations, Internal Affairs, use of force, hazmat, instructional design, federal and state grants and a whole lot more. That means no more trying to figure out policy, develop training or wellness content or secure funding on your own. You can draw on the experience of our dedicated team members who have researched, taught and lived these issues.

We look forward to working with Ithaca City Police Department to address your unique challenges.
Scope of Services

Policy Manual
Constitutionally sound, up-to-date policies are the foundation for consistent, safe public safety operations and are key to reducing risk and enhancing personnel and community safety. Lexipol's comprehensive policy manual covers all aspects of your agency's operations.

- More than 155 policies researched and written by public safety attorneys and subject matter experts
- Policies based on State and federal laws and regulations as well as nationwide best practices
- Content customized to reflect your agency's terminology and structure

Daily Training Bulletins (DTBs)
Even the best policy manual lacks effectiveness if it's not backed by training. Lexipol's Daily Training Bulletins are designed to help your personnel learn and apply your agency's policy content through 2-minute training exercises.

- Scenario-based training ties policy to real-world applications
- Understanding and retention of policy content is improved via a singular focus on one distinct aspect of the policy
- Each Daily Training Bulletin concludes with a question that confirms the user understood the training objective
- Daily Training Bulletins can be completed via computers or from smartphones, tablets or other mobile devices
- Reports show completion of Daily Training Bulletins by agency member and topic

Policy Updates
Lexipol's legal and content development teams continuously review state and federal laws and regulations, court decisions and evolving best practices. When needed, we create new and updated policies and provide them to your agency, making it simple and efficient to keep your policy content up to date.

- Updates delivered to you through Lexipol's web-based content delivery platform
- Changes presented in side-by-side comparison against existing policy so you can easily identify modifications/improvements
- Your agency can accept, reject or customize each update

Web-Based Delivery Platform and Mobile App (Knowledge Management System)
Lexipol's online content delivery platform, called KMS, provides secure storage and easy access to all your policy and training content, and our KMS mobile app facilitates staff use of policies and training completion.

- Ability to edit and customize content to reflect your agency's mission and philosophy
- Efficient distribution of policies, updates and training to staff
- Archival and easy retrieval of all versions of your agency's policy manual
- Mobile app provides in-the-field access to policy and training materials

Reports
Lexipol's Knowledge Management System provides intuitive reporting capabilities and easy-to-read reports that enhance command staff meetings and strategic planning.

- Track and report when your personnel have acknowledged policies and policy updates
- Produce reports showing completion of Daily Training Bulletins
- Sort reports by agency member, topic and other subgroups (e.g., shift, assignment)
- Reduce the time your supervisors spend verifying policy acknowledgement and training completion

Supplemental Publication Service
Lexipol's Supplemental Publication Service (SPS) streamlines the storage of your agency's content, giving you one place to access procedures, guidelines, general orders, training guides or secondary policy manuals.

- Electronically links department-specific procedural or supplemental content to your policy manual
- Provides electronic issuance and tracking for your agency's procedural or supplemental content
- Allows you to create Daily Training Bulletins against your procedural content
- Designed for standard operating guidelines, procedures, general orders or field guides

Law Enforcement Operations Procedures
To ensure consistent, effective and safe operations, a law enforcement agency's procedures should align with its policies and be accessible in an easy-to-understand format. Lexipol’s Law Enforcement Procedure Guide and Framework, based on national best practices, gives you the guidance and a template to build such a procedure manual.

- More than 40 procedure guides designed to help you ensure your procedures follow important policy requirements and national best practices
- Each procedure provides an editable template to conveniently author new content and merge existing agency content
- Procedures are aligned with Lexipol policy requirements to address the most important operations of a law enforcement agency
- Well-structured and policy-aligned procedures enhance preparation for accreditation assessments

**Full Implementation**

Lexipol’s Full Implementation Service is individually tailored for agencies who want a start-to-finish, comprehensive policy adoption assistance. Lexipol’s experienced Professional Services staff will:

- Streamline the process of policy adoption
- Assist your agency in developing a policy manual that meets your unique needs, philosophy and project timeline
- Integrate pre-existing agency content into appropriate sections within the policy manual
- Use a proven structure of policy editing and content merging, which will provide a framework to expedite subsequent policy updates and Daily Training Bulletin administration
Overview

Lexipol empowers first responders and public servants to best meet the needs of their residents safely and responsibly. We are the experts in policy, training and wellness support, committed to improving the quality of life for all community members. Our solutions include state-specific policies, online learning, behavioral health resources, funding assistance, and industry news and information offered through the websites Police1, FireRescue1, EMS1 and Corrections1. Lexipol serves more than 2 million public safety and government professionals in over 8,000 agencies and municipalities. The services proposed below are designed to meet your agency’s specific goals and needs.

Annual Subscription

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<td>One Time Implementation Fee TOTAL:</td>
<td>USD 20,207.00</td>
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*Law Enforcement pricing is based on 70 Law Enforcement Sworn Officers.

Notes
Year 1 Total $37,411.00
Discount Notes
Annual 15% P1A Member Discount
• **RE:** Policing in 2022 and beyond

• **Challenge(s):**
  • Transparency
  • Training
  • Policy Review and management
  • Third Party Review
  • Understanding best practices (nationally)

• **Goal:** Public Safety and Positive Community Relations

• **The Why:**
  • Lexipol creates polices with the intent to decrease risk and preserve life. Lexipol is successful since they are a non-bias third party that brings forth best practices from around the country. This ensures that departments like ours are provided an outside perspective with an eye to checks and balances.
Who is Lexipol

160(+) NY-specific policies

More than 4,500 agencies representing more than 300,000 personnel

Serving public safety agencies since 2003

ONE Comprehensive SOURCE

POLICY MANAGEMENT

POLICY CONTENT

POLICY TRAINING

POLICY IMPLEMENTATION
Lexipol: Policy Solution

**Policy Content**
- 160 NY-Specific Policies
- Daily Training Bulletins
- Automatic Policy Updates

**Accountability Tools**
- Policy Acknowledgement
- Training Documentation
- Accreditation Reporting

**Support Services**
- Policy Implementation
- Policy Update Management
- Training Bulletin Management
The 5 Pillars

People:
Getting and Keeping good people

Policy:
Provide clear direction for your people (decrease risk)

Training:
Train daily on core critical tasks

Supervision:
Enforce organization policy and procedures

Discipline:
Address when rules/policies are not being followed
Financial Impact

45% reduced frequency of litigated claims
37% fewer claims
48% reduction in severity of claims
67% lower incurred costs

Sources: Colorado Intergovernmental Risk Sharing Agency (CIRSA), claims data from 2014-2015, and Citycounty Insurance Services (CIS) claims data from 2008-2012
US 5,500 Clients
5.2 PBZ&ED - Approval of Final BlocPower Electrification Contract

WHEREAS, on November 3, 2021, the Common Council passed Resolution 5.5, A Resolution to Authorize Mayor Svante Myrick to Designate a Program Manager for the City of Ithaca’s Energy Efficiency Retrofitting and Thermal Load Electrification Program, which approved the designation of the consortium led by Blocpower and including Taitem Engineering, Alturus, Guidehouse and Energetic Insurance, as Program Manager for the City’s Energy Efficiency Retrofitting and Thermal Load Electrification Program, and

WHEREAS, the City of Ithaca’s Director of Sustainability and the City Attorney have thereafter negotiated the attached agreement with Blocpower; now, therefore, be it

RESOLVED, That the Acting Mayor, on the advice of the City Attorney, is hereby authorized by the Common Council to sign the attached agreement with Blocpower designating Blocpower as Program Manager for the City’s Energy Efficiency Retrofitting and Thermal Load Electrification Program.
CONTRACT FOR SERVICES

Made this ___________ day of ________________ (the "Effective Date") between:

The CITY OF ITHACA, a municipal corporation with offices at 108 East Green Street, Ithaca, New York, hereinafter called the "City",

And

BLOCPOWER LLC, a limited liability corporation with offices located at 1623 Flatbush Ave. #222, Brooklyn, NY 11210, hereinafter called the "Contractor" enter into this Contract for Services (this "Agreement")

WITNESSETH:

WHEREAS, the City requires certain services to be performed more particularly set forth in Schedule A attached hereto and made a part thereof, and

WHEREAS, the Contractor is desirous of performing such services and the City is desirous of contracting with the Contractor to provide such services;

NOW, in consideration of the covenants, conditions, and provisions contained herein, it is hereby AGREED as follows:

1. The Contractor agrees to perform the services set forth in Schedule A attached hereto and made a part hereof in a manner and at such time or times as is reasonably satisfactory to the City. For any additional services requested by the City that are not included in Schedule A, City or Contractor may submit a Statement of Work, a form of which is attached hereto as Exhibit A. The Statement of Work and the tasks and fees included therein shall be binding on both parties when signed by both parties and subject to the terms and conditions of this Contract for Services.

2. Fee

The Contractor shall be paid an Administrative Fee, as detailed in the next paragraph, not to exceed $100,000 for providing such services as specified in Schedule A and administration of the Program. The Contractor specifically agrees that the Contract shall be deemed executory only to the extent of the monies available, and no liability shall be incurred by the City beyond monies available for this purpose. The Contractor further agrees that the comparatively small scale of the fee as compared to the large scale of operations expected of Contractor under this Contract is a reflection of Contractor’s ability, without reliance on this contract, to engage in transactions with individual property owners and others and in part to obtain funding for those transactions from other sources including other levels of government.

The Contractor shall be paid the administrative fee of $20,000 for every two hundred (200) buildings that are brought into and successfully electrified under the Program, as defined for each building as having signed an agreement for financing, construction, equipment purchase, and/or construction management by the Contractor, its affiliates and/or partner organizations. Buildings shall be counted on a physical structure basis.
Contractor shall provide the City of Ithaca with an annual invoice which will be paid pro-rata based on the number of buildings electrified, along with an Annual Report verifying the total number of buildings brought into the program and that have completed the electrification process under this Program. The Annual Report shall be submitted to the Director of Sustainability for review and approval by the Common Council by the 1st of December each year.

3. The relationship of the Contractor to the City is that of an independent contractor. As such, the Contractor shall receive no fringe benefits from the City including but not limited to medical insurance, retirement benefits, workers’ compensation, disability, unemployment insurance or any other benefits or remuneration other than that set forth in paragraph 2 hereinabove.

4. Term.
   a. Initial Term. The term of this Agreement (the "Initial Term") commences on the Effective Date and continues thereafter for five (5) years, unless and until sooner terminated as provided in Section 5 by either Party. Upon mutual written agreement this Contract may be renewed for subsequent periods upon the expiration of the initial term.

5. Termination.
   a. Without Cause. City, in its sole discretion, may terminate this Agreement at any time after the date that is twenty-one (21) months from the Effective Date, without cause, by providing at least 90 days' prior written notice of the same to the Contractor.

   b. With Cause. This Agreement may be terminated before the expiration date of the Term on written notice:

      (i) by either Party, if the other Party materially breaches any provision of this Agreement and either the breach cannot be cured or, if the breach can be cured, it is not cured by the breaching Party within 30 days after the breaching Party's receipt of written notice of such breach; or

      (ii) by Contractor, if City fails to pay any amount when due hereunder and such failure continues for 30 days after Customer's receipt of written notice of nonpayment.

   c. Effect of Termination

      In the event of termination of this contract by either party, with or without cause:

      (i) the Contractor shall be paid the Administrative Fee pro rata for the satisfactory work performed to date of termination; and

      (ii) as additional consideration, except in the event of Contractor breach (in the sole event that the City persists in asserting the same), the City shall pay to the Contractor a termination fee in an amount equal to Ten Thousand Dollars ($10,000) ("Termination Fee"). The parties intend the Termination Fee to be liquidated damages constituting compensation, and not a penalty. The parties acknowledge and agree that damages resulting from termination pursuant to this Section would be impossible or very difficult to accurately estimate, and that the Termination Fee is a reasonable estimate of the anticipated or actual harm that may arise from such termination. The City’s payment of the Termination Fee is
the City’s sole liability and entire obligation and the Contractor’s exclusive remedy for any termination.

(iii) the City’s liability to any and all putative third-party beneficiaries of this contract, if any, shall be strictly limited, in aggregate, to a maximum amount equal to the Termination Fee.

6. City hereby irrevocably disclaims, for no additional consideration, its entire right, title, and interest throughout the world in and to all intellectual property, financial proceeds, and physical assets legitimately obtained, created, or developed by the Contractor under this Agreement.

7. The Contractor shall defend, indemnify, and hold the City harmless (including but not limited to reasonable attorney’s fees and costs) from any liabilities and claims against the City arising from (i) the negligence or willful misconduct of the Contractor or (ii) except to the extent of the City’s indemnity obligation set out in the next sentence, any claims arising out of the program operations or Contractor’s provision of services associated with this Agreement, including any claims brought against or made upon the City by or on behalf of one or more parties claiming to be third-party beneficiaries to this contract, whether sounding in tort, contract, equity, or otherwise. The City shall defend, indemnify, and hold the Contractor harmless from any claims against the Contractor arising out of the gross negligence or willful misconduct of the City.

8. Liability Coverage: The contractor shall obtain, and maintain at all times during the term of this Agreement, liability insurance protecting Contractor with the City of Ithaca being named as an additional insured as follows:

   (A) Commercial General & Professional Liability Coverage

   Bodily Injury and Property Damage Limit          $1,000,000 each occurrence
   Medical Expenses Limit                           $5,000 each occurrence
   Personal & Adv. Injury Limit                     $1,000,000 each occurrence
   General Aggregate                                $2,000,000 each occurrence
   Products/Comp/Op. Limit                          $2,000,000 each occurrence

   Such insurance shall cover damages because of bodily injury, including personal injury, sickness, disease, or death, and from claims or damages because of injury to or destruction of property, including loss of use therefrom. The City of Ithaca shall be named as an additional insured on a direct primary basis under the policy issued for these coverages.

   (B) Excess/Umbrella Liability                    $5,000,000 each occurrence
                                           $5,000,000 aggregate

9. The Contractor shall not discriminate against any employee, applicant for employment, subcontractor, supplier of materials or services or program participant because of actual or perceived age; creed; color; disability; domestic violence victim status; ethnicity; familial status; gender; gender identity or expression; height; immigration or citizenship status; marital status; military status; national origin; predisposing genetic characteristics; race; religion; sex; sexual orientation; socioeconomic status; or weight.
10. Workers’ Compensation and Disability Coverage: A condition for entry into this agreement is the presentation by the Contractor to the City of Ithaca of either proof that the Contractor provides the levels of workers’ compensation and disability coverage required by the State of New York or that the Contractor is not required to provide such coverage.

11. In accordance with the provisions of Section 109 of the New York General Municipal Law, the Contractor is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this agreement to any person or corporation other than affiliates who are under common control of the Contractor without the prior written consent of the City.

12. This Contract shall be governed under the Charter and Municipal Code of the City of Ithaca and the laws of the State of New York without regard to, or the application of New York State’s choice of law provisions. The parties further agree that the Supreme Court of the State of New York, held in and for the County of Tompkins shall be the forum to resolve disputes arising out of either this agreement or work performed according thereto, and the parties consent to the jurisdiction of such court.

13. This contract contains the final and entire agreement and understanding between the parties and is the complete and exclusive statement of its terms. Except for the Data Agreement, dated January 3, 2022, between the parties, this contract supersedes all prior agreement and understandings, whether oral or written, in connection therewith. This Contract for Services and Schedule A included therein are to be read as a whole, but nothing contained in Schedule A or other documents shall override or modify the terms of this Contract for Services.

14. No Third-Party Benefit. This Agreement is entered into solely for the benefit of the only two Parties to this Agreement, City of Ithaca and Blocpower LLC. No other party, person, corporation, or entity shall have any right, benefit, or interest in, under or because of this Agreement. Accordingly, there shall be no intended or unintended benefit to any third party and enforcement of this Agreement is limited to the Parties to this Agreement.

15. This Contract may be executed in two or more counterparts, each of which shall be deemed an original and all of which, taken as a whole, shall constitute one and the same Contract for Services.

CONTRACTOR:                                                                 CITY OF ITHACA:
BY: _________________________   BY: _________________________
DATE: _________________________   DATE: _________________________

BY: __________________________
City of Ithaca Acting Mayor
DATE: _________________________

BY: __________________________
Department of Planning Head
DATE: _________________________

APPROVAL AS TO FORM: ________________ DATE: ________________
City Attorney

CITY CONTROLLER:

____________________  DATE: _________________
City Controller

CITY ADMINISTRATION COMMITTEE

____________________  DATE: _________________
Chairperson
To: City of Ithaca

From: BlocPower LLC

This is a Statement of Work as referenced in that certain Contract for Service, dated as of [__________, 2022, between the City of Ithaca, (the "City"), and BlocPower LLC, a New York limited liability company (the "Contractor") (the "Service Agreement"). Terms used herein but not otherwise defined shall have the meaning assigned to such terms in the Service Agreement. This Statement of Work is governed by and subject to the terms, conditions and obligations of the Service Agreement.

City and Contractor agree that Contractor will perform the following tasks:

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CONTRACTOR:  
BY: _________________________  
DATE: _________________

CITY OF ITHACA:  
BY: _________________________  
City of Ithaca Mayor  
DATE: _________________

BY: _________________________  
Department of Planning Head  
DATE: _________________
SCHEDULE A

ENERGY EFFICIENCY RETROFITTING AND THERMAL LOAD ELECTRIFICATION PROGRAM (EER-TLE)

SERVICES AND TERMS OF COLLABORATION

PROGRAM MANAGER

A. Blocpower LLC., also in representation of, but not limited to, consulting engineering firms, project financiers, credit enhancement providers and other subcontractors, as may be necessary from time to time in performance program.

CUSTOMER

A. City of Ithaca, N.Y.

PURPOSE OF THE CONTRACT

A. Support the City of Ithaca’s strategy to achieve full decarbonization of its building stock, by managing a large-scale, multi-year program to retrofit and electrify thermal loads, as well as the deployment of solar photovoltaic and on-site energy storage solutions in residential, commercial, mixed use and special purpose buildings in the City of Ithaca.

B. Secure complementary financing, manage relationships and/or assist in negotiations with private investors, contractors, engineering firms, technology companies, government agencies, community-based organizations and workforce development organizations.

PROGRAM MANAGER RESPONSIBILITIES

A. Set up and manage a financing facility to fund the energy efficiency retrofit and thermal load electrification program, confirming in writing the availability of funds for the implementation of the program.

B. Select, through a competitive process, at least four local companies or local contractors with whom to partner for the installation of building retrofit and energy projects and services ancillary thereto within the program.

C. Develop and document standard processes for operations, service delivery, and reporting.

D. Onboard partners and contractors to utilize standardized processes as documented.
E. Manage relationships and/or assist the City in managing relationships with local companies, trade and labor unions, community-based organizations, investors, state and federal government agencies, and technology partner companies.

F. Manage supply chain to drive economies of scale and achieve overall cost reductions for equipment, parts, labor and other technology solutions.

G. Manage and assist the City of Ithaca with grant opportunity identification and application, with state and federal government agencies, including but not limited to the following: NYSERDA, NYS Department of Environmental Conservation, US Department of Energy, and US Environmental Protection Agency.

H. Support the City of Ithaca and participate in the development and implementation of workforce development programs, including pre-apprenticeship, apprenticeship, training, certification and/or credentialing programs.

I. Responsibility for the design and implementation of marketing, outreach, and community engagement programs.

J. Act as primary party to receive inbound inquiries about projects and implementation within the program and provide information and follow up to such parties.

K. The development of an independent website dedicated to this program, where those interested can find specific information and sign up for the program. The new website will be hosted, maintained, and administered by the Program Manager.

L. Prepare and present quarterly summary reports to the Director of Sustainability and/or the City of Ithaca Common Council.

M. Prepare and present a comprehensive annual report to the Director of Sustainability, Office of the Mayor and Common Council.

N. Support the City of Ithaca in negotiations with the electric utility company and Public Service Commission.

RESPONSIBILITIES OF THE CITY OF ITHACA

A. Facilitate and assist the Program Manager with the design and implementation of community outreach programs, with the purpose of facilitating and reducing the cost of customer acquisition.

B. Designate a primary point of contact within or with direct reporting to the Sustainability Director to work with the Program Manager.

C. Act as primary party to receive inbound inquiries about the program structure itself, but not about individual contracts or services provided under the program.

D. Suggest at least four (4) physical locations that the Program Manager may be able to secure at its expense in the city for people to obtain information and sign up for the program. Such physical locations will not be maintained by the City of Ithaca. The locations will not be on City of Ithaca property unless permission is given by the City’s Mayor.

E. Provide limited, conceptual support to the Program Manager in the development of an independent website dedicated to this program, where those interested can find specific information and sign up for the program. The new website will be hosted, maintained,
and administered by the Program Manager. This website will be referred to as the Program Manager Portal. The Program Manager will only accept program registrations through the Program Manager Portal. The City may create a link on the City of Ithaca’s website to this Portal.

F. Advise the Program Manager in the fair implementation of local company selection and work designation, including the distribution of work orders among local companies and contractors that is reasonably satisfactory to the Program Manager and have completed the Program Manager’s competitive review process.

G. Supervise the implementation of the City of Ithaca’s climate justice program, according to guidelines provided by the sustainability office.

H. Present to the Office of the Mayor and Common Council quarterly updates on the status of the program.

I. To the extent that the City, in its sole discretion, may determine, assist local workforce organizations in the development and implementation of workforce development programs, including pre-apprenticeship, apprenticeship, training, certification and/or credentialing programs.

J. Share building, economic and demographic information with the Program Manager, following the signing of a Data Sharing Agreement with Program Manager.

K. Advise the Program Manager regarding grant opportunity identification and application, with state and federal government agencies, including but not limited to the following: NYSERDA, NYS Department of Environmental Conservation, US Department of Energy, and US Environmental Protection Agency.

L. Coordinate all internal interactions and collaboration with the Department of Planning and Development, Director of Planning and Development Ithaca Urban Renewal Agency, and Department of Public Works.

M. Support the relationship with the electric utility company and Public Service Commission and provide the Program Manager with updates and information that will impact the program.

N. To the extent that the City, in its sole discretion, may determine, offer exclusive incentives, recognition, and communications to building owners who submit their registration through the portal.

O. Assist the Program Manager in developing and further strengthening its relationship with local stakeholders, including but not limited to, Tompkins County, other municipalities within the County, Ithaca-area community-based organizations, business associations and chambers, economic development organizations and academic institutions.

P. Evaluate in good faith working with BlocPower on an “opt-out” style Community Choice Aggregation program to reduce energy bills to City residents.

PROGRAM PARTNERSHIPS
A. Blocpower shall provide the City of Ithaca with copies of all contracts, agreements, commitments and Memorandum of Understandings which Blocpower has entered into and enters into with parties in relation to their work with the City of Ithaca’s Energy Efficiency Retrofitting and Thermal Load Electrification Program. Blocpower shall make the Director of Sustainability aware of any such agreement and partnership as soon as practicable. Blocpower shall also make the Director of Sustainability aware of any potential partnership and include the Director in the planning and identification of such partnerships.

B. All such agreements, contracts and other program partnerships, including implementation partnerships with local companies and contractors, labor and trade unions and technology companies, will be managed by the Program Manager

**PROGRAM IMPLEMENTATION: PROGRAM MANAGER**

A. The Program Manager will endeavor to maximize thermal efficiency, minimize carbon emissions and electrify thermal loads in all buildings in the City of Ithaca. This includes the following functions: identification, negotiation, design, procurement, implementation, financing and maintaining targeted building retrofits.

**PROGRAM IMPLEMENTATION: CITY OF ITHACA**

A. The City of Ithaca will use its convening power to assist the Program Manager in customer acquisition, providing building level data, offering local support, helping identify underserved communities and implementing a community engagement and education program to attract building owners, facility managers and tenants to sign up and participate in the program.

**IDENTIFIED APPROACH**

A. Leverage a combination of advanced technologies, including but not limited to, air source heat pumps, ground source heat pumps, heat pump water heaters, insulation, air sealing, LED lighting, electrical upgrades, energy efficient electric appliances, health/safety improvements, water-saving measures, rooftop solar PV systems, on-site energy storage, and electric vehicle charging infrastructure to decarbonize Ithaca’s building stock, while increasing health, safety, comfort, and convenience for those in the community.

B. Retrofit projects are to be implemented using a turn-key, one-stop-shop approach, following the Program Manager proposed approach to lead building owners, facility managers and tenants through a step by step process, generally consisting of:

- Opportunity identification
- Building owner outreach / inbound response
- Initial designs / Scope of Work
- Project approval
- Financing (via Program Manager, partners, or building owner funds)
- Construction management
- Commissioning/owner training
- Operations
- Measurement and Verification

C. Offer innovative financing offerings to cover the cost of retrofits, as an attractive alternative to traditional “loan(s)/grant(s)/cash” financing. Extend payments out to 15 to 20 years, match savings to customer payments to the extent possible, and include system O&M/warranties as appropriate. Lending, leasing and grant programs available will be defined at the beginning of the program, and may be updated at the program proceeds.

D. Present an application-based program for home and building owners to be part of the first wave of the “electrification initiative”. This is a community engagement (solarize-style) campaign where a list of building owners who want to move forward is created and used to drive economies of scale on procurement, installation, and financing.

E. Datasets will be provided, when available, by the City of Ithaca GIS and Buildings Department, and will be used in combination with datasets provided by other organizations, including Cornell University, Historic Ithaca and other community-based and business organizations

REPORTING REQUIREMENTS

A. The Program Manager and the Director of Sustainability will collaborate in providing quarterly (first week of April, July and October) and annual (December) reports, within 90 days after such dates, on the progress of the program, including:

- Goals, milestones and progress per reporting period including:
  i. Outreach efforts, including the number of building owners and/or representatives contacted, stakeholders engaged, and events held.
  ii. Number of buildings engaged and projects completed by Census Tract.
  iii. Estimated energy savings and GHG reductions in aggregate for completed projects.

- Financing and grant opportunities.

- Updates on negotiations and collaboration with community-based organizations, local companies and contractors, government agencies and investors.

- Barriers, obstacles and intervention opportunities.

- Requirements and expected progress for the following period.
5.5 Resolution to Authorize Mayor Svante Myrick to Designate a Program Manager for the City of Ithaca's Energy Efficiency Retrofitting and Thermal Load Electrification Program

WHEREAS, the City of Ithaca (City) has demonstrated its desire and commitment to be a leader in sustainability and social equity, as exemplified by adoption of the Ithaca Green New Deal (IGND); and

WHEREAS, to implement the IGND, the City will need to adopt emissions reduction strategies to reach the goals stipulated in the resolution to adopt the IGND; and

WHEREAS, the implementation of the IGND will require reduction of greenhouse gas emissions from energy use in buildings and transportation; and

WHEREAS, to reduce emissions in new construction and major renovations the City adopted the Ithaca Energy Code Supplement in May 2021; and

WHEREAS, to further reduce emissions the City require a city-wide effort to maximize energy efficiency and reduce greenhouse gas emissions from energy use in existing buildings; and

WHEREAS, this effort would allow the creation of an estimated 400 jobs and the reduction of approximately 40% of the emissions from energy use in existing buildings, with particular focus on low and moderate income communities; and

WHEREAS, this effort will primarily focus on assisting low and moderate income communities to make their homes and businesses more energy efficient and resilient, by offering technical and financial assistance; and

WHEREAS, the city was able to assist local companies by obtaining commitments from private investors to work directly with local companies to upfront all capital costs related to energy efficiency retrofitting and substitution of thermal loads in existing buildings; and

WHEREAS, this coordinated effort to reduce greenhouse gas emissions involving local companies, the city government and the community will require specialized operational and financial expertise; and

WHEREAS, the city used a competitive process to identify the best candidate to manage this program, inviting local companies to partner with other organizations to participate in this program;

WHEREAS, the city received three proposals from local and out-of-state companies to participate in the program, including one proposal from a consortium of five companies; and
WHEREAS, the city reviewed the proposals using a predefined criteria resulting in one consortium being recommended to become program manager; and

WHEREAS, the recommended proposal is that represented by Blocpower, Taitem Engineering, Alturus, Guidehouse and Energetic Insurance, with support from Cornell Cooperative Extension, NYSERDA and US Department of Energy; therefore, be it

**RESOLVED.** That the Common Council approves the designation of the consortium led by Blocpower and including Taitem Engineering, Alturus, Guidehouse and Energetic Insurance, as Program Manager for the City’s Energy Efficiency Retrofitting and Thermal Load Electrification Program; and, be it further

**RESOLVED.** That the Common Council authorizes Mayor Svante Myrick to sign an agreement with said consortium designating them as Program Manager, including the following elements

Obligations of Program Manager:
Set up and manage a financing facility to fund the energy efficiency retrofit and thermal load electrification program.
Manage relationship with local contractors, while also acting as a contractor.
Manage grant application process for NYSERDA, NYS Department of Environmental Conservation, US Department of Energy and US Environmental Protection Agency.
Manage supply chain to drive economies of scale and cost reductions through bulk purchasing.
Assist the City with workforce development and training.
Work with the City in the implementation of outreach programs.

Commitments by the City of Ithaca:
Facilitate and assist the PM with outreach and customer acquisition.
Review and approve work-completion reports to guarantee quality assurance.
Supervise fair implementation of local company designation.
Supervise implementation of climate justice (LMI).
Supervise workforce development integration.
Assist with negotiations with NYSERDA, NYS Department of Environmental Conservation, US Department of Energy and US Environmental Protection Agency.

and, be it further

**RESOLVED.** That such agreement will not include any obligation of the City of Ithaca to provide loan guarantees, or include any obligation that would negatively affect the City’s financial liability and credit rating; and, be it further

**RESOLVED.** That the city will continue to support the implementation of the energy efficiency retrofitting and thermal load electrification program by convening stakeholders, developing partnerships, and assisting with outreach to the community.
To: Common Council

From: Luis Aguirre-Torres, Director of Sustainability

Date: November 3rd, 2021.

RE: Resolution to Authorize Mayor Svante Myrick to Designate a Program Manager for the City of Ithaca’s Energy Efficiency Retrofitting and Thermal Load Electrification Program.

This memo provides additional information meant to support the Resolution to Authorize Mayor Svante Myrick to Designate a Program Manager for the City of Ithaca’s Energy Efficiency Retrofitting and Thermal Load Electrification Program.

On June 5th, 2019, the City of Ithaca’s Common Council adopted the Ithaca Green New Deal (IGND). This signaled the City’s commitment to fight climate change, economic inequality and racial injustice, while at the same time committing to enable a just transition to a carbon neutral economy by 2030.

The Ithaca Green New Deal goals included the following:

- Achieve carbon neutrality community-wide by 2030.
- Meet the electricity needs of City government operations with 100% renewable energy by 2025.
- Reduce emissions from City vehicle fleet by 50% by 2025.
- Ensure the benefits are shared among all local communities to reduce historical social and economic inequities.
- Facilitate a comprehensive public engagement process.

The City of Ithaca’s carbon emissions are estimated around 400,000 Mt CO2. It identifies stationary sources, including residential and non-residential buildings, and transportation as the top two sources of greenhouse gas (GHG) emissions.

The City of Ithaca’s emissions reduction strategy relies on four different concurrent programs, each one designed to tackle a portion of the City’s GHG emissions:

1) energy efficiency.
2) electrification.
3) decarbonization of the electric grid.
4) carbon capture and sequestration.

1 Current estimation based on available data (2021).
As part of the overall emissions reduction strategy, the Office of Sustainability has launched several interrelated emissions-reduction and climate justice programs:

- Community engagement.
- Community Choice Aggregation.
- Green workforce development.
- Energy efficiency
- Thermal Load Electrification.
- Material and organic waste management.

A key element of the overall IGND strategy is the reduction of GHG emissions from stationary sources (buildings). This will require the implementation of a comprehensive, multi-year Energy Efficiency Retrofit and Thermal Load Electrification Program, focused on residential and non-residential buildings, with special emphasis on serving low- and moderate-income communities. This effort alone is expected to reduce GHG emissions in the City of Ithaca by at least 50%.

The main objective of the program is to gradually improve the overall energy performance of the city’s building stock, by assessing each individual building and determining potential energy efficiency improvements\(^2\), through energy retrofitting and the substitution of non-electric thermal loads and air conditioning systems, with air-source and ground-source heat pumps, and the installation of efficient lighting, photovoltaic and solar thermal systems, onsite storage, smart thermostats and smart meters.

This City of Ithaca’s building stock includes approximately 6,000 buildings, including single family and multifamily residential buildings, commercial, mixed-use, schools, churches, institutional and special purpose buildings\(^3\).

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\(^2\) Focused on minimizing energy consumption and peak loads.

\(^3\) This represents approximately one third of the total building stock in Tompkins County.
The Energy Efficiency Retrofit and Thermal Load Electrification Program is expected to be implemented in two stages:

- **Phase 1**: 1,000 residential and 600 non-residential units, with emphasis on LMI communities.
- **Phase 2**: 3,500 residential and 900 non-residential units, with emphasis on LMI communities.

It is the expectation that not all buildings will require deep envelope intervention or the electrification of thermal loads; however, the expectation is that **all buildings will be assessed prior to being issued a recommendation to improve overall energy performance** and eliminate carbon emissions, potentially including some of the following measures:

- Envelope intervention to maximize performance and reduce energy loads.
- Replacement of low performance windows.
- Installation of energy recovery ventilation systems.
- Efficient and automated LED lighting.
- Electrical panel and installation upgrades.
- Substitution of electric appliances with highly efficient, smart electric alternatives.
- Substitution of natural gas, propane and fuel oil space heating systems with cold-climate air-source and ground-source heat pumps for space heating and cooling.
- Substitution of natural gas and propane water heaters with heat pump water heaters with storage tanks.
- Substitution of natural gas and propane cooking stoves with electric induction cooktops.
- Substitution of natural gas and propane clothes dryers with electric heat pump dryers.
- Load flexibility, grid interacting, advance control systems.
- Solar PV and onsite energy storage systems.
- Bi-directional electric vehicle charging systems.

This program recognizes the effects the pandemic has had on the city’s economy, which has disproportionately affected disadvantaged communities, where unemployment or underemployment remain higher than in other groups. It is therefore the intention of this program to create a Green Workforce Development program to consolidate existing efforts and assist in the development and certification of local skilled workers.

The Office of Sustainability issued an RFP to identify a third party to manage the operational aspects related to the electrification program. This RFP was released on August 2nd, for which the City received four proposals, with one of them eventually withdrawing from the process.
The RFP required each proposal to include the following information:

- Cover letter. (Weight: 5%)
- Experience. (Weight: 30%)
- Financing strategy. (Weight: 30%)
- Strategy to address the needs of disadvantaged communities. (Weight: 10%)
- Strategy to assist with job creation. (Weight: 10%)
- Strategy to create economies of scale. (Weight: 15%)

The following rubric was used to objectively assess all proposals:

<table>
<thead>
<tr>
<th>Section: Executive Summary</th>
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<tbody>
<tr>
<td><strong>Qualifications</strong></td>
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<tr>
<td>10 if it meets all required qualifications.</td>
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<tr>
<td>5 if it meets some qualifications.</td>
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<tr>
<td>0 if it does not meet any qualifications.</td>
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<tr>
<td><strong>Operational experience</strong></td>
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<tr>
<td>10 if it offers proof of operational experience.</td>
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<tr>
<td>5 if experience is limited.</td>
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<tr>
<td>0 if there is not demonstrable operational experience.</td>
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<tr>
<td><strong>Financial Backing</strong></td>
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<tr>
<td>10 if the organization has the financial backing to support the operation.</td>
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<tr>
<td>5 if it does not have enough financial backing.</td>
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<tr>
<td>0 if no financial backing is offered.</td>
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<tr>
<td><strong>Proposed Approach</strong></td>
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<tr>
<td>10 if they present a viable approach.</td>
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<tr>
<td>5 if the approach is incomplete or not all viable.</td>
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<tr>
<td>0 if the approach is inviable or if it is not described.</td>
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<th>Section: Experience</th>
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<td>5 if it offers limited experience.</td>
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<td>0 if it has no experience in energy efficiency retrofits.</td>
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<tr>
<td><strong>Thermal load electrification</strong></td>
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<td>10 if it offers proof of operational experience in thermal load electrification.</td>
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<td>5 if it offers limited experience.</td>
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<td>0 if it has no experience.</td>
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<tr>
<td><strong>Partnerships</strong></td>
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<tr>
<td>5 if it offers established partnership options.</td>
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<tr>
<td>3 if it is limited.</td>
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<td>0 if no partnerships have been established.</td>
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<td><strong>Supply Chain</strong></td>
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<td>10 if it offers proof of experience managing supply chains.</td>
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<tr>
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<td>3 if it offers limited experience.</td>
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<tr>
<td><strong>Cost Structure</strong></td>
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<tr>
<td><strong>Quality Assurance</strong></td>
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<td><strong>Experience</strong></td>
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<td>10 if it demonstrates experience structuring and deploying financial products.</td>
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Using this rubric and the weight assigned to each part of the proposal, the Office of Sustainability produced the following table, containing the results of the RFP:
Based on the above results, the Office of Sustainability recommends the Mayor and Common Council to authorize Mayor Myrick to sign a contract with the consortium led by Blocpower recognizing them as Program Manager of the Energy Efficiency Retrofitting and Thermal Load Electrification Program. The obligations and responsibilities of both Blocpower as Program Manager and the City of Ithaca are summarized in the accompanying Resolution.

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5.3 Common Council - Adopt Report and Recommendation of the Redistricting Working Group

WHEREAS, every ten years, following the decennial federal census, the City of Ithaca reapportions its Common Council by adopting new ward boundaries to be set forth in section 3 of the City Charter, and

WHEREAS, the City formed a Redistricting Working Group composed of one member from each of the City’s five wards to develop new ward boundaries to be proposed to Common Council for adoption, and

WHEREAS, the Redistricting Working Group held biweekly meetings to examine the City’s population changes, consider the relevant statutory requirements, generate potential ward maps for discussion, and solicit input from the public and relevant stakeholders regarding proposed ward boundaries, and

WHEREAS, the Redistricting Working Group submitted its written report and unanimous recommendation for new ward boundaries to the Acting Mayor and Common Council on April 19, 2022, and delivered a presentation of the same at a meeting of the Common Council held on May 4, 2022; now, therefore, be it

RESOLVED, That Common Council ADOPTS the report and recommendation of the Redistricting Working Group in full, and be it further

RESOLVED, That Common Council intends to implement the report and recommendation of the Redistricting Working Group following a public hearing and further discussion by Common Council.
One of the most essential functions of the federal government is the conduct of a national census every ten years as required by the Constitution. That census plays a key role in determining how many seats each state will have in the United States House of Representatives, and this data is a key factor in the distribution of public and private funds throughout the United States.

Since the 1960s, the Supreme Court of the United States has ruled that the apportionment of legislative seats in the Congress, state legislatures and local governments must be made in conformity with equal population as determined by the Census. In New York State, the criteria to be followed in local government redistricting are set forth in the Municipal Home Rule Law, and the provisions of that statute have governed the process in the City of Ithaca following the 2020 Census.

Appointment of the Redistricting Working Group

To initiate the process in the City of Ithaca, in December 2021 Mayor Svante Myrick appointed five City residents as members of the City of Ithaca Redistricting Working Group. He requested that they undertake an examination of the population changes that have occurred within the City over the last decade, develop a proposed redistricting plan in compliance with the relevant federal and state statutes and submit such plan to the Common Council for consideration. Common Council makes the final decision on redistricting.

The members of the Redistricting Working Group reside in each of the five current wards of the City:

Ward 1 – Henrik Dullea, chair
Ward 2 – Joseph Murtagh
Ward 3 – Jared Pittman
Ward 4 – Katie Sims
Ward 5 – Christopher Proulx
The Working Group has been primarily assisted in its work by Ruth Aslanis, the City’s Geographic Information Systems Administrator, and as required by Faith Vavra, Chief of Staff to the Mayor, Victor Kessler, Assistant City Attorney, Julie Holcomb, City Clerk, and Melody Faraday, Public Information Specialist. Greg Potter, Director of Information Technologies for Tompkins County, and Svetla Borovska provided coordination assistance with the Tompkins County Independent Redistricting Commission.

**Working Group Meetings**

The Working Group held its first meeting via Zoom on December 20, 2021. The City Attorney, Ari Lavine, represented the mayor and laid out essential information concerning formation, charge, timetable, and staff support. The working group members agreed that they would work closely with the County Redistricting Commission, through sharing data and holding joint meetings to solicit public input and reactions. They further agreed that the first meeting of the joint group would be on Tuesday, January 25, at which the public would be invited to provide input regarding legislative districts for the county and ward boundaries for the city.

The Working Group has since met on a biweekly basis, starting on January 18 and continuing through the date of this report. The minutes and recordings of its recent meetings have been made available on the city website.

**Statutory Guidelines for Redistricting**

Chapter 516 of the Laws of 2021, passed by the Legislature and signed by the Governor, sets forth the key factors that are to be considered by local governments in the process of redistricting. They are listed below in order of priority:

1. **Equality in Population** – Districts shall be as nearly equal in population as is practicable. The difference in population between the most and least populous district shall not exceed five percent of the mean population of all districts. Census blocks determined by the Census Bureau must be used and cannot be divided. The City of Ithaca population in the 2020 Census was reported as 32,108; the average population for five wards is 6,421, and five percent of that average is 321. Prior to this redistricting process, the difference in population between the most and least populous district could be up to ten percent of the mean population of all districts.

2. **Protection of Minority Voting Rights** – Districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minority groups to participate in the political process or to diminish their ability to elect representatives of their choice.
3. **Contiguous Territory** – Districts must be completely contiguous with no intervening districts.

4. **Compact** – Districts shall be as compact as possible. Significant differences in the density of individual wards in the City of Ithaca create districts that vary substantially in geographic size while representing equal populations.

5. **Fairness in the Political Arena** – Districts shall not be drawn to discourage competition or for the purpose of favoring or disfavoring incumbents or other particular candidates or political parties.

6. **Communities of Interest** – Existing neighborhoods and population groups and subdivisions shall be considered.

7. **Election Administration** – Districts shall be formed so as to promote the orderly and efficient administration of elections. For our purposes, this refers to being aware of issues associated with overlapping boundaries for city wards and county legislative districts.

**Issues Identified at Public Input Sessions**

The Working Group appreciates the comments and recommendations submitted by incumbent members of Common Council, the County Legislature and the public at the joint meeting with the County Independent Redistricting Commission on January 25 that focused on both ward boundaries and legislative districts within the City and at the March 29 meeting at which the public was invited to respond to the Working Groups initial proposed redistricting plan. Additional comments have been submitted to the Working Group via email.

As indicated in the standards listed above, equal population wards must be our first priority. There are several factors that make this obligation more difficult this year than in the past. We must, for example, use the census blocks as provided by the U. S. Census Bureau in determining the size of proposed districts. The very large number of persons residing in individual census blocks associated with Cornell University is one such factor. As an example, two such blocks on North Campus are approximately the size of one-half of an entire ward, and there are similar challenges on West Campus and in Collegetown.

Low voter turnout in certain areas of the City is an issue that has been raised by several members of the public, but it is not a legally acceptable factor in redistricting. Student populations are clearly recognized in law as a community of interest, but for redistricting purposes they must be considered as individuals regardless of their voting status. Voter turnout is, however, a legitimate factor for local boards of elections in making decisions as to polling places.
Communities of interest most certainly do include traditional neighborhoods, and the Working Group has had extensive discussions concerning the recognition of such areas as Fall Creek, North Side – South Side, Washington Park, Collegetown, Cornell Heights, Belle Sherman and South Hill, as well as issues presented by low density in the West Side and population growth in Downtown. We prioritized keeping neighborhoods intact and together within a ward, even where that required a neighborhood to be re-aligned into a different ward.

The Working Group also sought to create districts that could serve as appropriate districts for the County Legislature. For this reason, as well as challenges posed by varying population density across the City, the Working Group is proposing to retain five wards.

Welcome Public Reaction to the Proposed Plan

The Redistricting Working Group has tried to find the best possible balance among the factors that must be considered in developing a new redistricting proposal for the City of Ithaca. We released our draft proposed plan, Map Alt 4C, to the public via the media and the City website, and we invited the public to register for the purpose of making comments at our next scheduled meeting on March 29 at 5:30 p.m. Several members of the public, four members of Common Council including the Acting Mayor, a member of the County Legislature and a Commissioner of the Board of Elections either spoke at this hearing or submitted comments to the Working Group via email.

Final Recommendation

Based on the comments received at the public meeting on March 29, the Working Group met again on April 5 to determine whatever modifications to the initial draft redistricting plan would be necessary and/or desirable and to decide on a final plan to be submitted to the Acting Mayor and Common Council not later than April 26.

The details of the revisions to the initial draft plan that was submitted to the public for comment are contained in the Minutes of our meeting on April 5, and those minutes have been made available on the city website. A total of 23 alternative maps were considered by the Working Group throughout this process.

The Redistricting Working Group has unanimously endorsed the attached 2022 Proposed Redistricting Plan for the City of Ithaca and hereby recommends its adoption by the Common Council for implementation in the 2023 election cycle.
Map 1. 2022 Proposed Redistricting Plan

Final 2022 Proposed Redistricting Plan (Scenario ALT 4C V3)
City of Ithaca Redistricting Working Group, April 2022

<table>
<thead>
<tr>
<th>Ward</th>
<th>Ward Pop</th>
<th>Deviation %</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>6330</td>
<td>-1.43</td>
</tr>
<tr>
<td>2</td>
<td>6453</td>
<td>0.48</td>
</tr>
<tr>
<td>3</td>
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<td>1.09</td>
</tr>
<tr>
<td>4</td>
<td>6534</td>
<td>1.74</td>
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<tr>
<td>5</td>
<td>6299</td>
<td>-1.92</td>
</tr>
<tr>
<td></td>
<td>32,108</td>
<td>Total Deviation: 3.66%</td>
</tr>
</tbody>
</table>

Total 2020 City of Ithaca population is 32,108.
Ideal size of ward, as 1/5 of population, is 6421.6
which is rounded to 6422.
Total deviation between proposed wards is 3.66%.
Population by block shown in each Census block.

NY State Plane, Central GRS 83 Datum
Map Source: Tompkins County Digital Planner Map 1997-2021
Data Source: US Census 2020 Redistricting Release (PL 94-171)
Map Prepared by: GIS Program, City of Ithaca, NY, April 2022
5.4 A Local Law Authorizing the Use of Videoconferencing for Meetings of Public Bodies

WHEREAS, Part WW of Chapter 56 of the Laws of 2022 amended the public officers law to permit the use of videoconferencing by public bodies under certain circumstances, and

WHEREAS, the City has employed videoconferencing as authorized by executive order and statute throughout the course of the COVID-19 pandemic, and found that videoconferencing has positively impacted public access and participation in public meetings, reduced burdens on City staff, and increased transparency in the important work of the City’s various public bodies, and

WHEREAS, the City desires to adopt videoconferencing procedures consistent with sections 103 and 103-a of the public officers law on behalf of all of its public bodies; now therefore,

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

Local Law No. 2022 –

Section 1. Legislative Findings, Intent, and Purpose

The Common Council makes the following findings:

1. Videoconferencing is a valuable tool that has the potential to increase public engagement with City processes, reduce burdens on City staff, and provide flexibility for members of public bodies in the event that extraordinary circumstances or emergencies prevent in-person attendance at public meetings.

2. The City has employed videoconferencing throughout the COVID-19 pandemic and developed the processes and expertise to implement its use on an ongoing basis.

3. The City and the public will benefit from the continued availability of videoconferencing for future meetings of public bodies in accordance with the procedures adopted in this Local Law.

Based upon the above findings, the intent and purpose of this Local Law is to authorize all public bodies of the City to use videoconferencing for public meetings, and to promulgate a uniform set of written procedures governing videoconferencing that is consistent with sections 103 and 103-a of the public officers law.

Section 2. Videoconferencing and Remote Attendance for Local Public Bodies.

A. Each and every public body is authorized, but not required, to use videoconferencing to conduct its business as permitted by sections 103 and 103-a of the public officers law and pursuant to the requirements of this Local Law.
B. The following requirements and procedures shall apply whenever videoconferencing is employed by a public body.

(1) At least the minimum number of members of the public body necessary to constitute a quorum of the public body must be physically present at one or more location(s) open to the public to attend in person.

(2) Each member of the public body must be physically present unless such member is unable to be physically present due to extraordinary circumstances, which shall include but not be limited to disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting. These extraordinary circumstances requirement shall be liberally construed to the maximum extent permitted by law.

(3) The chair or other presiding officer of the public body shall determine whether extraordinary circumstances are present, except that any member of the public body disagreeing with the determination of the chair or presiding offer may move for a vote to override the determination of the chair or presiding officer. The determination shall be overridden upon the affirmative vote of a majority of the members of the public body in attendance. The member seeking to attend remotely due to extraordinary circumstances shall not be entitled to move to override the determination of the chair or presiding officer, or to vote if so moved.

(4) Except in the case of executive sessions, members of the public body attending by videoconference shall be able to be heard, seen, and identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon. A member attending by videoconference shall be entitled to participate in the meeting, cast votes, and take any such other action as if the member were physically present.

(5) The minutes of any meeting involving videoconferencing shall include which, if any, members participated remotely and shall be made available to the public pursuant to section one hundred six of the public officers law.

(6) If videoconferencing is used to conduct a meeting, the public notice for the meeting shall inform the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available and identify the physical location(s) for the meeting where the public can attend in person.

(7) Each meeting conducted using videoconferencing shall be recorded, and such recordings shall be posted or linked on the public website of the public body within five business days following the meeting. Such recordings shall remain available for a minimum of five years and shall be transcribed upon request.

(8) The public body shall not be required to record or transcribe any executive session portion of the meeting or any other portion of the meeting which the public is not entitled to attend.

(9) If videoconferencing is used to conduct a meeting, the public body shall provide the opportunity for members of the public to view such meeting via video, and, where public comment or participation in the meeting is authorized or required, to comment or participate via videoconference in real time. Videoconferencing, where employed, shall afford the same opportunity for public participation or testimony as in-person participation or testimony.
(10) Staff members and any other participants in a meeting employing videoconferencing may be permitted, at the sole discretion of the chair or other presiding officer, to participate, comment, and/or testify by videoconference or through such other remote means as enable the participant to be contemporaneously heard during the meeting. This subsection shall not apply to members of the public body or members of the public engaging in public comment or participation governed by other provisions of this Local Law.

(11) The public body shall be authorized, but not required, to adopt additional written procedures governing member and public attendance consistent with this Local Law. This Local Law and such additional written procedures, if any, as may be adopted by the public body shall constitute the written procedures of the public body for the purposes of section 103-a(2)(b) of the public officers law and shall be conspicuously posted on the public website of the public body.

(12) Any public body employing videoconferencing must maintain an official website.

(13) Videoconferencing and broadcast of meetings shall utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act (ADA), as amended, and corresponding guidelines. For purposes of this Local Law, “disability” shall have the meaning defined in section two hundred ninety-two of the executive law.

C. Notwithstanding the foregoing, the in-person participation requirements of subdivision B of this Local Law shall not apply during a state disaster emergency declared by the governor pursuant to section twenty-eight of the executive law, or a local state of emergency proclaimed by the Mayor or the chief executive of Tompkins County, if the public body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the public body to hold an in-person meeting. In the event of such a determination, no physical location need be noticed or made available to the public for in-person attendance, and all members and non-members may participate remotely.

Section 3. Severability Clause.

Severability is intended throughout and within the provisions of this Local Law. If any section, subsection, sentence, clause, phrase, or portion of this Local Law is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Local Law.

Section 4. Effective and Operative Date.

This Local Law shall be effective immediately after filing in the office of the Secretary of State.
MEMORANDUM

To: Common Council
Date: May 17, 2022
Re: Open Meetings Law Amendments Permitting Videoconferencing in Some Circumstances

As part of the 2022 budget legislation, New York State has amended the state Open Meetings Law (OML) to permit local governments to utilize videoconferencing under certain circumstances when conducting public meetings. This memorandum examines the circumstances under which a member of a public body (for example, an Alderperson, Commissioner, or Board Member) is permitted to participate in a meeting via videoconferencing. This memorandum does not address any other requirements or procedures of the new law.

Relevant Legal Authority

Section 103-a of the Public Officers Law (POL) governs the use of videoconferencing for public meetings. The City is in the process of adopting a local law that will implement the state law. Two specific provisions govern a member’s ability to attend a meeting by videoconference:

POL § 103-a(2)(c):

members of the public body shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances, as set forth in the resolution and written procedures adopted pursuant to paragraphs (a) and (b) of this subdivision, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting;

POL § 103-a(3):

The in person participation requirements of paragraph (c) of subdivision two of this section shall not apply during a state disaster emergency declared by the governor pursuant to section twenty-eight of the executive law, or a local state of emergency proclaimed by the chief executive of a county, city, village or town pursuant to section twenty-four of the executive law, if the public body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the public body to hold an in person meeting.

The full text of Part WW of Chapter 56 of the Laws of 2022, which enacted these changes, is reproduced at Appendix A to this memorandum.
Analysis

POL § 103-a(2)(c)—Extraordinary circumstances.

The new law permits a member of a public body to participate by videoconference only under “extraordinary circumstances” that would preclude the member from attending the meeting in person. Unlike under the prior COVID-19 emergency orders and related laws, a member is not entitled to attend meetings remotely. The strong presumption is that all members will attend meetings in-person. If “extraordinary circumstances” are not present, a member who is not physically present will be considered absent from the meeting and not entitled to vote or participate in their capacity as a member.

To qualify as “extraordinary circumstances,” the event must be (1) “significant or unexpected” and (2) “prevent[] the member’s physical attendance at [the] meeting.” The law provides three non-exclusive examples of extraordinary circumstances that would permit remote attendance:

- Disability
- Illness
- Caregiving responsibilities

Other examples of “extraordinary circumstances” that would likely qualify under the law include, but are not limited to:

- A car accident
- An unexpected school cancellation, if the member is responsible for childcare
- An injury or other significant or unexpected medical event, either to the member or someone for whom the member is responsible for providing care
- A severe storm or other unexpected conditions that make it unsafe for the member to travel to the location of the meeting
- An unexpected, pressing need to travel, such as for a family emergency

Examples of situations which would likely not qualify as “extraordinary circumstances” include:

- A vacation or other pre-planned travel
- Traffic or other routine travel delays
- Scheduling conflicts with the member’s regular employment
- A routine, previously scheduled medical exam or other such appointment
- A wedding, party, sporting event, or graduation ceremony

This list is not intended to be exhaustive: members are encouraged to consult with the staff member assigned to their public body and with the Attorney’s Office for further guidance.

Notwithstanding the foregoing, a quorum of the public body must meet in-person at a physical location open to the public regardless of whether some members are attending by videoconference as permitted by this section. For example, for a five-member board, at least three members must meet in-person at a location open to the public to attend. Up to two other members would be able to participate by videoconference if they meet the “extraordinary circumstances” requirement described above.
POL § 103-a(3)—State or local emergency.

The entire public body is authorized to meet via videoconference only if (1) the Governor declares a “state disaster emergency” under applicable law, such as the COVID-19 emergencies declared by the Governor in 2020, 2021, and 2022, or (2) the Mayor or County Executive declares a “local state of emergency” under applicable law. In addition to the declaration of an emergency, the public body must determine that whatever circumstances led to the emergency declaration also impair the public body’s ability to meet in person.

Potential examples of circumstances in which this provision may apply could include, but not be limited to, the declaration of an emergency due to a public health crisis similar to COVID-19, a natural disaster, or civil unrest.

**Conclusion**

These amendments provide Ithaca’s public bodies with greater flexibility to conduct public meetings utilizing technology in the event of unforeseen or difficult circumstances. However, it does not permit public bodies to routinely conduct public business through videoconferencing as was the case during the worst days of the COVID-19 pandemic. City staff and the Attorney’s Office are available to help guide members as the City returns to the ordinary course of business and implements these new changes to the Open Meetings Law.
Appendix A
Part WW of Chapter 56 of the Laws of 2022

PART WW

Section 1. Subdivision (c) of section 103 of the public officers law, as added by chapter 289 of the laws of 2000, is amended to read as follows:

(c) A public body [that uses videoconferencing to conduct its meetings] shall provide an opportunity for the public to attend, listen and observe [at any site] meetings in at least one physical location at which a member participates.

§ 2. The public officers law is amended by adding a new section 103-a to read as follows:

§ 103-a. Videoconferencing by public bodies. 1. For the purposes of this section, "local public body" shall mean a public corporation as defined in section sixty-six of the general construction law, a political subdivision as defined in section one hundred of the general municipal law or a committee or subcommittee or other similar body of such entity, or any entity for which a quorum is required in order to conduct public business and which consists of two or more members, performing a governmental function for an entity limited in the execution of its official functions to a portion only of the state, or a political subdivision of the state, or for an agency or department thereof. For the purposes of this section, a public body shall be as defined in subdivision two of section one hundred two of this article.

2. A public body may, in its discretion, use videoconferencing to conduct its meetings pursuant to the requirements of this article provided that a minimum number of members are present to fulfill the public body's quorum requirement in the same physical location or locations where the public can attend and the following criteria are met:

(a) the governing board of a county, city, town or village has adopted a local law, or a public body has adopted a resolution, or the senate and assembly have adopted a joint resolution, following a public hearing, authorizing the use of videoconferencing:

(i) for itself and its committees or subcommittees; or,
(ii) specifying that each committee or subcommittee may make its own determination;

(iii) provided however, each community board in a city with a population of one million or more shall make its own determination;

(b) the public body has established written procedures governing member and public attendance consistent with this section, and such written procedures shall be conspicuously posted on the public website of the public body;

(c) members of the public body shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances, as set forth in the resolution and written procedures adopted pursuant to paragraphs (a) and (b) of this subdivision, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting;

(d) except in the case of executive sessions conducted pursuant to section one hundred five of this article, the public body shall ensure that members of the public body can be heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;

(e) the minutes of the meetings involving videoconferencing shall include which, if any, members participated remotely and shall be avail-
able to the public pursuant to section one hundred six of this article;

(f) if videoconferencing is used to conduct a meeting, the public notice for the meeting shall inform the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identify the physical location for the meeting where the public can attend;

(g) the public body shall provide that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;

(h) if videoconferencing is used to conduct a meeting, the public body shall provide the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and shall ensure that videoconferencing authorizes the same public participation or testimony as in person participation or testimony; and

(i) a local public body electing to utilize videoconferencing to conduct its meetings must maintain an official website.

3. The in person participation requirements of paragraph (c) of subdivision two of this section shall not apply during a state disaster emergency declared by the governor pursuant to section twenty-eight of the executive law, or a local state of emergency proclaimed by the chief executive of a county, city, village or town pursuant to section twenty-four of the executive law, if the public body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the public body to hold an in person meeting.

4. No later than January first, two thousand twenty-four, the committee on open government, created by paragraph (a) of subdivision one of section eighty-nine of this chapter, shall issue a report to the governor, the temporary president of the senate, the speaker of the assembly, the chair of the senate standing committee on local government, the chair of the senate standing committee on investigations and government operations, the chair of the assembly standing committee on local governments, and the chair of the assembly standing committee on government operations concerning the application and implementation of such law and any further recommendations governing the use of videoconferencing by public bodies to conduct meetings pursuant to this section.

5. Open meetings of any public body that are broadcast or that use videoconferencing shall utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act (ADA), as amended, and corresponding guidelines. For the purposes of this section, “disability” shall have the meaning defined in section two hundred ninety-two of the executive law.

§ 3. Notwithstanding the provisions of article 7 of the public officers law to the contrary, for sixty days after the effective date of this act any public body shall be authorized to meet and take such action authorized by law without permitting in public-in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

§ 4. This act shall take effect immediately and shall expire and be deemed repealed July 1, 2024.
5.5 PIT – Request to Increase Funding for Capital Project #906 for Enterprise-Wide Permitting Software

WHEREAS, the Department of Public Information & Technology submitted a capital project proposal which was approved as part of the 2022 City of Ithaca Budget in the amount of $100,000 to purchase OpenGov software for the purpose of enterprise-wide permitting; and

WHEREAS, several software demonstrations have been conducted over the past year which included staff from the Department of Planning, Building and Economic Development, Ithaca Fire Department, Ithaca Police Department, Department of Public Works (Engineering, Streets & Facilities, Water & Sewer), and the Department of Public Information Technology; and

WHEREAS, each of the aforementioned departments have identified multiple permitting processes that they believe would become more efficient, collaborative, and transparent through the use of OpenGov Software; and

WHEREAS, OpenGov software is web-based and allows information to be shared across departments in the office or in the field through a robust mobile device platform, and it also integrates with existing city software programs such as Laserfiche for document management, and MUNIS for financial processing and

WHEREAS, the Town of Ithaca is in the process of deploying their OpenGov permitting processes which will allow a new level of access and flexibility for town and city staff, businesses, and members of the public who conduct business with both municipalities, and

WHEREAS, the capital project cost submitted in May of 2021 was an approximation of what staff thought the product costs would be without an official quote from the company because the funding requests were due before the project could be completely scoped, and

WHEREAS, the official quote for the purchase of the software, the development of automated processes, and other professional services exceeds the projected capital project cost by $63,525, and the annual subscription costs exceed projected costs by $42,000; now, therefore be it

RESOLVED, That Capital Project #906 be amended by an amount not to exceed $63,525 for a total project authorization of $163,525 for the procurement of OpenGov Software and related services through a cooperative purchasing agreement, and be it further

RESOLVED, That funds necessary for said software project amendment be allocated from existing American Rescue Plan Act (ARPA) funds.
5.6 Police Department - Authorization of FY22 Implementing Crisis Intervention Teams - Community Policing Development Solicitation Application

WHEREAS, in 2021 the City of Ithaca Common Council resolved to evaluate existing models and implement an alternative law enforcement response system for crisis intervention and wraparound health and human service delivery, and

WHEREAS, the U.S. Department of Justice Community Oriented Policing Services (COPS) grant program makes federal funds available to advance work that promotes civil rights and racial equity, increases access to justice, supports crime victims and individuals impacted by the justice system, strengthens community safety and protects the public from crime and evolving threats, and build trust between law enforcement and the community, and

WHEREAS, the goal of FY22 Implementing Crisis Intervention Teams solicitation is to provide funding to support the implementation of crisis intervention teams, including embedding behavioral or mental health professionals with law enforcement agencies, training for law enforcement officers and embedded behavioral or mental health professionals in crisis intervention response, or a combination of these, and

WHEREAS, the Common Council of the City of Ithaca recommits itself to implement an alternative response crisis intervention model to address concerns; now, therefore, be it

RESOLVED, That the Acting Mayor of the City of Ithaca, is hereby authorized and directed to submit an application in accordance with the provisions of the Department of Justice FY22 Implementing Crisis Intervention Teams - Community Policing Development Solicitation O-COPS-2022-171166, in an amount not to exceed $350,000, and upon approval of said request to enter into an execute a project assessment for such financial assistance to the City of Ithaca for recruitment, training, and associated costs for the establishment of Crisis Intervention Teams, and, be it further

RESOLVED, That the Acting Mayor of the City of Ithaca be and is hereby authorized to execute all necessary Agreements, and that the Chief of Police is hereby authorized to execute all certifications and reimbursement requests for funding on behalf of the City of Ithaca in connection with the advancement or approval of the Project and providing for the administration of the Project, and, be it further

RESOLVED, That this resolution shall take effect immediately.
5.7 DPW - Emergency Repair Authorization for IPD HVAC System

WHEREAS, the HVAC system at the IPD building recently failed and is in need of immediate repair to provide air conditioning as we approach summer, and limitations on temporary air conditioning units prevent adequate cooling for the entire building, and

WHEREAS, the estimated cost of repairs is $100,000 which normally requires the City to seek competitive bids unless there is an emergency situation, and

WHEREAS, a competitive bid process will extend the repair time from 5 weeks to 8 or 9 weeks, bringing the completion date to early August and increasing the cost of temporary air conditioning unit rentals; now, therefore, be it

RESOLVED, That Common Council agrees that the loss of air conditioning capability at the Ithaca Police Station at the start of summer constitutes an emergency, and, be it further

RESOLVED, That Common Council agrees to waive the competitive bid requirement for this particular project in order to make timely repairs, and that funds for this project be obtained from Capital Project 836 which was established for emergency repairs at City facilities.
MEMORANDUM

Date: May 25, 2022

To: Common Council

From: Michael Thorne, Superintendent of Public Works

Subject: Emergency Funding Request – HVAC Repairs at IPD

Dear Council Members

The air conditioning coils in the HVAC system at the IPD building have failed and the entire air handling units need immediate replacement, especially as we begin the summer season. Building Services will provide temporary air conditioning units until the repairs can be made, but due to limited electrical capacity at the building, the temporary units will not be able to fully cool the building.

The repairs will take 5 weeks and the estimated cost is $100,000 which requires a competitive bid. The competitive bid process will add 3-4 weeks to the overall timeline for repairs, extending the repair date into early August. DPW recommends that Council approve this project as an emergency repair which waives the bid process and moves up the repair date by a month.

Since most of the repair cost is in materials and equipment, DPW believes that competitive bids will be very comparable and that not much will be gained from the process. By avoiding the competitive bid process and expediting the repair date, we also reduce the cost of temporary AC unit rentals and the high utility costs associated with them.

“An Equal Opportunity Employer with a commitment to workforce diversification.”
5.8 Common Council - Request to Release Restricted Contingency Funding for Community Justice Center

WHEREAS, as part of the authorized 2022 City Budget, $307,666 was included in the Restricted Contingency account for the City Share of the Community Justice Center, a jointly funded City/County collaborative to implement the Reimagining Public Safety plans; and

WHEREAS, the County is putting together the Community Justice staffing and program funding for 2022, including a Project Director, Data Analyst and Administrative Assistant and related fringe benefits and other program expenses at annual estimated cost of $276,906; and

WHEREAS, the City already funded $124,430, which was transferred from Unrestricted Contingency in 2021 and encumbered to 2022 for the Community Justice Center City share of funding, but this amount did not include funding for a shared Administrative Assistant position; and

WHEREAS, the estimated additional City share funding needed for 2022 is $14,023 for the Administrative Assistant position; now, therefore be it

RESOLVED, That Common Council hereby release an amount not to exceed $14,023 from account A1990 Restricted Contingency and transfer it to account A3020-5435 Community Justice Center Contracts for the purposes of funding the City share of an Administrative Assistant position for the City/County jointly funded Community Justice Center.
BOND RESOLUTION DATED MAY 25, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $400,000 BONDS OF THE CITY OF ITHACA, TOMPKINS COUNTY, NEW YORK, TO PAY CERTAIN NEW CITY COSTS OF THE CASS PARK ICE RINK, IN AND FOR SAID CITY.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize bonds for the financing thereof, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Ithaca, Tompkins County, New York, as follows:

Section 1. For the specific object or purpose of paying certain new City costs of the Cass Park Ice Rink, including the enclosure, heating, ventilating, and air conditioning system, bleachers, and fire suspension, in and for the City of Ithaca, Tompkins County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued $400,000 bonds pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated of the aforesaid specific object or purpose is hereby determined to be $400,000, which specific object or purpose is hereby authorized at said maximum estimated cost, and the plan for the financing thereof is by the issuance of the $400,000 bonds of said City authorized to be issued pursuant to this bond resolution.
Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 19(c) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Ithaca, Tompkins County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Controller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Controller, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Controller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Controller
shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Controller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Controller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Controller shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
2) The provisions of law which should be complied with at the date of publication of
this resolution are not substantially complied with,
and an action, suit or proceeding contesting such validity is commenced within twenty days after
the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes
of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies
are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set
aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in full
or summary form in the *Ithaca Journal*, the official newspaper, together with a notice of the
City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.
BOND RESOLUTION DATED MAY 25, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL $1,850,000 BONDS OF THE CITY OF ITHACA, TOMPKINS COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE RECONSTRUCTION OF COLLEGE AVENUE, IN AND FOR SAID CITY.

WHEREAS, by a bond resolution heretofore adopted on January 8, 2020, the Common Council of the City of Ithaca, Tompkins County, New York, authorized the issuance of $1,000,000 bonds of said City to pay the cost of the reconstruction of College Avenue from Mitchell Street to Dryden Road to place electric facilities underground, including full depth reconstruction, curbs, storm drains, sidewalks, light system, signs, telecommunication system, and pavement markings, in and for said City; and

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have a significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize $1,850,000 additional bonds for the financing thereof; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Ithaca, Tompkins County, New York, as follows:

Section 1. For the specific object or purpose of paying part of the cost of the reconstruction of College Avenue from Mitchell Street to Dryden Road to place electric facilities underground, including full depth reconstruction, curbs, storm drains, sidewalks, light system, signs, telecommunication system, and pavement markings, in and for the City of Ithaca,
Tompkins County, New York, there are hereby authorized to be issued an additional $1,850,000 bonds pursuant to the provisions of the Local Finance Law. Said specific object or purpose is hereby authorized at the new maximum estimated cost of $2,850,000.

Section 2. The plan for the financing of such $2,850,000 maximum estimated cost is as follows:

a) By the issuance of the $1,000,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond resolution dated January 8, 2020; and

b) By the issuance of the additional $1,850,000 bonds of said City herein authorized for said specific object or purpose.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 15 years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of issuance of the first obligations issued therefore.

Section 4. The faith and credit of said City of Ithaca, Tompkins County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City
Controller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Controller, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Controller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Controller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Controller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Controller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and,
accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Controller shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

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

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in full or summary form in the Ithaca Journal, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.
BOND RESOLUTION DATED MAY 25, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL $100,000 BONDS OF THE CITY OF ITHACA, TOMPKINS COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE PLANNING AND DESIGN COSTS FOR THE EAST STATE STREET-MARTIN LUTHER KING JR. STREET IMPROVEMENTS, IN AND FOR SAID CITY.

WHEREAS, by a bond resolution heretofore adopted on January 6, 2021, the Common Council of the City of Ithaca, Tompkins County, New York, authorized the issuance of $300,000 bonds of said City to pay the planning and design costs of the East State Street-Martin Luther King Jr. Street improvements project, in and for said City; and

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have a significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize $100,000 additional bonds for the financing thereof; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Ithaca, Tompkins County, New York, as follows:

Section 1. For the specific object or purpose of paying additional planning and design costs for the East State Street-Martin Luther King Jr. Street improvements project, in and for the City of Ithaca, Tompkins County, New York, there are hereby authorized to be issued an additional $100,000 bonds pursuant to the provisions of the Local Finance Law. Said specific object or purpose is hereby authorized at the new maximum estimated cost of $400,000.
Section 2. The plan for the financing of such $400,000 maximum estimated cost is as follows:

a) By the issuance of the $300,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond resolution dated January 6, 2021; and

b) By the issuance of the additional $100,000 bonds of said City herein authorized for said specific object or purpose.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 5 years, pursuant to subdivision 62(2nd) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of issuance of the first obligations issued therefore.

Section 4. The faith and credit of said City of Ithaca, Tompkins County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Controller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Controller, consistent with the provisions of the Local Finance Law.
Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Controller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Controller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Controller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Controller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in
such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Controller shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in full or summary form in the *Ithaca Journal*, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.
BOND RESOLUTION DATED MAY 25, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $110,000 BONDS OF THE CITY OF ITHACA, TOMPKINS COUNTY, NEW YORK, TO PAY THE COST OF PLANNING AND DESIGN COSTS FOR THE STEWART AVENUE BRIDGE IMPROVEMENT OVER FALL CREEK, IN AND FOR SAID CITY.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize bonds for the financing thereof, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Ithaca, Tompkins County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of planning and design costs for the Stewart Avenue Bridge improvement over Fall Creek, in and for the City of Ithaca, Tompkins County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued $110,000 bonds pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated of the aforesaid specific object or purpose is hereby determined to be $110,000, which specific object or purpose is hereby authorized at said maximum estimated cost, and the plan for the financing thereof is by the issuance of the $110,000 bonds of said City authorized to be issued pursuant to this bond resolution; provided, however, that to the extent that any Federal or State grants-in-aid are
received for such specific object or purpose, the amount of bonds to be issued pursuant to this
resolution shall be reduced dollar-for-dollar.

Section 3. It is hereby further determined that the period of probable usefulness of
the aforesaid specific object or purpose is five years, pursuant to subdivision 62(2nd) of
paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Ithaca, Tompkins County, New York,
are hereby irrevocably pledged for the payment of the principal of and interest on such
obligations as the same respectively become due and payable. An annual appropriation shall be
made in each year sufficient to pay the principal of and interest on such obligations becoming
due and payable in such year. There shall annually be levied on all the taxable real property of
said City, a tax sufficient to pay the principal of and interest on such obligations as the same
become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize
the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the
bonds herein authorized, including renewals of such notes, is hereby delegated to the City
Controller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and
shall be sold in such manner, as may be prescribed by said City Controller, consistent with the
provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the
sale and awarding the bonds, are hereby delegated to the City Controller, who shall advertise
such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best
for the interests of the City; provided, however, that in the exercise of these delegated powers, he
shall comply fully with the provisions of the Local Finance Law and any order or rule of the
Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Controller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Controller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Controller shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:
1) Such obligations are authorized for an object or purpose for which said City is not
authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of
this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after
the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes
of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies
are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set
aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in full
or summary form in the *Ithaca Journal*, the official newspaper, together with a notice of the
City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.
6.1 A Local Law Entitled “Amendment of City Charter to Enable the Common Council to Create a Commissioner of Community Safety Position”

WHEREAS following the murder of George Floyd by Minneapolis police officer Derek Chauvin and citing “a long and painful history in New York State of discrimination and mistreatment of Black and African-American citizens,” then-New York Governor Andrew Cuomo issued Executive Order 203 calling upon local governments that operate police agencies to study their current operations and develop a plan to address “the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color”; and

WHEREAS, in conjunction with the formation of Working Groups of community members and leaders, the City and County consulted with the Tompkins County Sheriff, the City of Ithaca Police Chief, members of law enforcement, and employed an extensive effort to receive public comment from a broad range of community members by issuing calls for comments, question and answer sessions with community leaders, surveys, interviews, and the use of focus groups to target specific segments of the populations such as the houseless, people of color, and those who have been involved within the criminal justice system, with the goal of obtaining as clear a view as possible of the current state of policing and the community perceptions of policing; and

WHEREAS the Common Council has determined that certain operations of the City’s government could efficiently be consolidated and overseen by a single department head rather than by multiple separate departments; now, therefore

**Local Law 2022-**

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

Section 1. Legislative findings, intent, and purpose.
The Common Council makes the following findings:

1. The Common Council of the City of Ithaca determines that it is in the interest of the public welfare to consolidate public safety into a new Department of Community Safety. The new public safety agency will include two units: one of unarmed first responders who will be tasked with responding to certain non-violent call types, and a unit whose members will qualify in all respects under New York State law as police officers and led by someone who shall qualify in all respects under New York State law as a Chief of Police.

2. The title of the leader of the Department of Community Safety shall be “Commissioner of Community Safety”. The Commissioner of Community Safety position shall be filled by a civilian leader, who brings a background in racial justice, social work, public health, public or business administration, and demonstrates in-depth knowledge of the intersections of race, public health, and public safety.

3. The two units of first responders within the Department of Community Safety shall be titled the Division of Police (staffed by police officers) and the Division of Community Solutions (staffed by civilian first responders). The Commissioner of Community Safety shall oversee both divisions.
4. Reporting to the Commissioner of Community Safety, the head of the Division of Police shall be called the Director of Police or the Police Chief. This division will consist of all existing staff of the current Ithaca Police Department (IPD). Reporting to the Commissioner of Community Safety, the head of the Division of Community Solutions shall be called the Director of Community Solutions. This division shall consist of unarmed civilian first responders.

Based upon the above findings, the intent and purpose of this Local Law is to create the position of an appointed Commissioner of Community Safety that will report directly to the Mayor or City Manager.

Section 2. Charter Amendments
This Section 2 amends only the following provisions of the City of Ithaca Charter, with the remainder of the provisions unchanged.

a) *The text of Section C-5 (C) 4(a) of the Ithaca City Charter, titled “Elective and appointive officers” is amended as follows:*

   Officers who serve as the heads of their respective departments, and who are appointed by the Mayor/City Manager with the approval of Common Council: City Clerk, Controller, Director of Human Resources, Director of Planning and Development, Fire Chief, Greater Ithaca Activities Center Director, Police Chief, Superintendent of Public Works, Youth Bureau Director, Commissioner of Community Safety

b) *The text of Section C-16 (C) in the Ithaca City Charter, titled “Community Police Board” is amended as follows:*

   The Community Police Board shall act as community liaison to the Police Department, actively fostering positive communication between police and all segments of the community. It shall make provisions for resolving complaints by the citizenry related to the delivery of police services. Using established procedures, the Board may recommend action against any member of the Police Department. It shall recommend, on its own initiative or at the request of the Mayor/City Manager, the Common Council, the Police Chief, or the Commissioner of Community Safety, on any matter affecting the policy or performance of the Police Department, including finances and budget. It shall perform such other related duties as requested by the Mayor/City Manager or Common Council

c) *The text of Section C-18 in the Ithaca City Charter, titled “(Reserved)” is amended as follows:*

   § C-18 Commissioner of Public Safety

   A. There shall be a Department of Community Safety, the head of which shall be the Commissioner of Community Safety.

   B. The Commissioner of Community Safety shall:

   (1) Organize the work of the Department of Community Safety, consisting of the Division of Police and the Division of Community Solutions.
The Commissioner of Community Safety may assign and transfer administrative functions, powers and duties within the Department of Community Safety as the best interest of the City may appear, subject to the Charter, local law or ordinance.

To exercise such other responsibilities and perform such other duties as may be prescribed by the Charter, state or local law, or assigned by the City Manager or Common Council.

d) *The text of Section C-26.1 in the Ithaca City Charter, titled “Appointment of officers.” is amended as follows:*

§ C-26.1 Discipline and removal of selected officers
A. Application of this section.

   (3) The following City officers are subject to the discipline and removal procedures found in §§ 75 and 76 of New York Civil Service Law, as amended:

   (g) Commissioner of Community Safety

**Section 3. Amendments to the City Code**

This Section 3 amends only the following provisions of the City of Ithaca Municipal Code, with the remainder of the provisions unchanged.

a) *The text of City Code Section 6-1 “Enforcement of parking regulations” is amended as follows:*

§ 6-1 Enforcement of parking regulations.
Employees of the Police Department of the City of Ithaca who are not police officers and who are duly designated by the Chief of Police *Commissioner of Community Safety* as parking regulations enforcement officers shall be authorized to issue appearance tickets for violation of any provisions of Article III of Chapter 346 of the Code of the City of Ithaca and for violation of any provisions of Article 32 of the Vehicle and Traffic Law of the State of New York.

b) *The text of City Code Section 114-8 “Rangers” is amended as follows:*

§ 114-8 Ranger(s).
The position of Natural Area Ranger is hereby established to advise users of regulations governing the natural areas and to demonstrate the City’s intention to protect said areas and enforce the regulations. The Ranger(s) shall be provided with adequate equipment to communicate readily with law enforcement agencies. The Ranger(s) shall work under the direction of the Chief of Police *Commissioner of Community Safety* and shall consult regularly with the Public Safety and Information Commission.

c) *The text of City Code Section 132-4 “Conduct of parades and motorcades” is amended as follows:*

§ 132-4 Conduct of parades and motorcades.
No person shall knowingly join or participate in any parade or motorcade conducted
under permit from the Chief of Police Commissioner of Community Safety in violation of any of the terms of said permit nor knowingly join or participate in any permitted parade or motorcade without the consent and over the objection of the permittee nor in any manner interfere with its progress or orderly conduct.

d) Etc.
e) Etc.

Section 4. Severability clause.
Severability is intended throughout and within the provisions of this Local Law. If any section, subsection, sentence, clause, phrase, or portion of this Local Law is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Local Law.

Section 5. Effective date.
This Local Law shall take effect on January 1, 2024, and after filing in the office of the Secretary of State. This Local Law is subject to mandatory referendum pursuant to Municipal Home Rule Law Section 23.