



Maggie Brooks, *Monroe County Executive*

R. Thomas Flynn, *President Emeritus, Monroe Community College*

Robert J. Duffy, *Mayor, City of Rochester*

Mark Aesch, *CEO, RGRTA*

June 1, 2009

Hon. Robert Duffy

Mayor

City Hall

30 Church Street

Rochester, New York 14614

Re: Renaissance Square
Required City Council Approvals

Dear Mayor Duffy:

I am formally requesting your assistance and support on submitting several items to the City Council for approval in conjunction with the Renaissance Square project. The below described items and the timeframes for action associated with them are all consistent with the milestones that need to be met in order to assure that our community does not lose any of the federal funding that has been made available to this Project.

As you know, the Deputy Mayor attended the March 2009 Main and Clinton meeting on your behalf and indicated that she wanted to ensure that the City administration was doing all it needs to do to be a good partner and realize the project. You will recall that I wrote to you soon after her comment specifically responding to each of the issues that she raised and reaffirming the actions and the milestones that the City would need to take and meet in order to realize the Project. Those actions and milestones have not changed.

The City Council will need to approve these items in the timeline described below in order to not delay the project and jeopardize project funding. Your support and that of your administration is needed to assure these milestones are met. The project management and design teams will continue to work with your staff in preparation for these approvals.

We have already arranged for a project briefing for the Council at its next work session on Tuesday June 18, 2009. As you know, we have held several briefings for elected officials throughout this process and a large number have taken advantage of that opportunity. Further, because of the size of the investment in the City a number of elected officials that represent the community have asked for information on their own.

APPROVAL OF SALE OF A PORTION OF THE 84 MORTIMER STREET PARCEL TO RGRTA

The site of the demolished portion of the Mortimer Street garage is required for construction of the Damon City Campus and the Transit Center. A subdivision map has been prepared dividing the demolished portion of that from the standing Mortimer Street garage. This map has been provided to your Director of Zoning. In accordance with federal requirements, the parcel was recently appraised to have a value \$300,000. Copies of the appraisal and review appraisal have been provided to your Director of Real Estate. RGRTA proposes that an acquisition price equal to the appraised value be paid to the City for the transfer of this property. City Council approval of this item is needed at its July 14, 2009 meeting.

APPROVAL OF RGRTA'S ACQUISITION OF TRANSIT FACILITY RELATED PARCELS

The attached table lists those parcels which are needed for the construction of the transit facility. In order to not delay the project should legal action be brought against RGRTA claiming that any of these parcels are not needed for the transit facility, we are requesting that the Council approve RGRTA's acquisition of these parcels either through voluntarily purchase or through condemnation procedures. City Council approval of this item is needed at its July 14, 2009 meeting.

APPROVAL OF RGRTA'S ACQUISITION OF NON-TRANSIT FACILITY RELATED PARCELS

The attached table lists those parcels which are needed for the construction of the Performing Arts Center portion of the project and arguably are not to be used for a "transit facility." City Council approval is needed for RGRTA to acquire any parcels that are not needed for a transit facility. We are requesting the Council approve RGRTA's acquisition of these parcels either through voluntarily purchase or through condemnation procedures. City Council approval of this item is proposed for its July 14, 2009 meeting.

MODIFICATIONS TO MORTIMER STREET GARAGE

The approved project plans include the modification of the Mortimer Street Garage to provide for a pedestrian connection from the garage to the concourse. The Associates are preparing drawing showing the extent of the required modifications. We are requesting that the Council approve the proposed modifications and authorize you to execute any required agreements to allow Main & Clinton LDC to make these modifications. The appropriate indemnification and insurances will be provided to the City to cover this work. City Council approval of this item is proposed for its August 11, 2009 meeting.

OFFICIAL MAP AMENDMENT AND ROW ABANDONMENT FOR DIVISION STREET AND MORTIMER STREET

The abandonment of Division and Mortimer Streets is required for the construction of the Damon City Campus and the Transit Center. An Official Map Amendment application and ROW abandonment maps will be submitted next week to the City Engineer for review. Even though the application will not include the adjoining property owners' signatures, we are requesting the City Engineer begin the process of obtaining comments from affected utilities and agencies and prepare his recommendation to the Planning Commission. The City Council will take action on this item after RGRTA has acquired the adjoining properties. Assuming property acquisitions occur as planned, the City Council approval of this item is proposed for its November 9, 2009 meeting. It may be necessary for portions of these streets be closed for the demolition of the Main Street buildings before the right-of-way abandonments are approved. If this is the case, we assume street closure permits will be applied for and issued in order to not delay the project.

The above action items and their proposed timelines summarizes the actions the City Administration and City Council needs to take.

Your assistance in advancing these requests to City Council is needed and will be greatly appreciated.

If you have any questions, please feel free to contact me directly.

Sincerely,

Mark Aesch,
Secretary

Cc: City Council

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