

MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on October 2, 1996 at 8:00 P.M.

PRESENT:

EDWARD B. DUNN, Mayor
JAMES K. BURKE
EDWARD J. COLLINS
CAROLYN C. CUNNINGHAM
ROBERT H. HUTCHINGS
JOSEPH L. LATWIN
KATHLEEN E. WALSH
Councilmen

ABSENT: None

1. Roll Call

Mayor Dunn called the meeting to order; a quorum was present to conduct official City business.

2. Proclamation declaring October 26 to November 3, 1996, Rye Historical Society Week

Mayor Dunn acknowledged the request of Mr. David Byrnes, director of the Rye Historical Society, to proclaim October 26 to November 3, 1996 Rye Historical Society Week.

Councilman Collins made a motion, seconded by Councilwoman Cunningham and unanimously carried, to adopt the following resolution:

WHEREAS, the Rye Historical Society preserves and interprets the history of the City of Rye; and

WHEREAS, the Rye Historical Society is the guardian of two sites on the National Register of Historic Places in Rye, the Square House and the Knapp House; and

WHEREAS, the Society educates the public and more than 8,000 school children annually about our heritage and Rye's unique place in New York State history; and

WHEREAS, the Rye Historical Society hosts visitors to Rye from all over the world; and

WHEREAS, the Society has been a member of the Rye community since 1964, involving Rye citizens in their City; and

WHEREAS, the Rye Historical Society has planned a week of special activities highlighting the Society's deeds and accomplishments;

NOW, THEREFORE, I, EDWARD B. DUNN, Mayor of the City of Rye, do hereby proclaim the period from October 26 to November 3, 1996 to be Rye Historical Society Week in the City of Rye.

3. Old Business

There was no old business to be discussed.

4. Residents may be heard who have matters to discuss that do not appear on the agenda

Mrs. Connie Macleod and Mrs. Susan Friesell of RYCares apprised the Council of their plans for a New Year's Eve community celebration and respectfully requested permission to use the Village Green and City Hall as part of this event. They explained that the planned celebration would be geared toward youth and families, be alcohol-free, and include entertainment such as comic improvisation and musical performances. The celebration would take place in the Library, Square House, YMCA, Fire Department, and City Hall. They explained that the event will be funded by contributions from the participating member organizations, badge sales, and individual donations.

City Manager Culross explained that using these buildings would require staffing, and that it would be challenging to engage personnel that night.

Councilman Hutchings suggested contacting the Rye Police Auxiliary for their assistance.

Councilwoman Cunningham commended RYCares for its creative thinking in planning this celebration.

Councilman Latwin suggested that residents in the area be notified that some entertainment will take place outdoors.

Councilwoman Walsh suggested that "Eye on Rye" schedule a program regarding this celebration to inform the community.

Councilman Hutchings made a motion, seconded by Councilwoman Cunningham and unanimously carried, to look favorably upon the request from RYCares to use City Hall for the New Year's Eve celebration, with further consideration when a final plan is formulated.

5. Approval of the City of Rye Police Department General Order #113.2, Polygraph Examination, General Order #119.4, Are You O.K. Program, and proposed revision to General Order #121.1, Carrying of Firearms by Auxiliary Police

Councilman Latwin made a motion, seconded by Councilman Burke, to approve of the City of Rye Police Department General Order #113.2, Polygraph Examination, General Order #119.4, Are You O.K. Program, and proposed revision to General Order #121.1, Carrying of Firearms by Auxiliary Police.

ROLL CALL:

AYES: Mayor Dunn, Councilmen Burke, Collins, Cunningham,
Hutchings, Latwin and Walsh

NAYS: None

ABSENT: None

The motion carried.

6. Resolution transferring \$1,210.00 from the Trust & Agency Fund to the General Fund Road Maintenance Account to reimburse the City for completion of unsatisfactory street repair work performed by certain contractors under their street opening permits

Councilman Latwin made a motion, seconded by Councilman Collins, to adopt the following resolution:

WHEREAS, the following funds were placed on deposit with the City of Rye, by the contractors named herein and for the amount stated herein, for Street Opening Permits:

John Dolce, 33 Summit Avenue, Five Hundred and 00/100 (\$500.00) dollars;

Guilano Building, 14-16 Purchase Street, Four Hundred and 00/100 (\$400.00) dollars;

Fitzsimons Builders, 35-37 Purchase Street, Two Hundred Fifty and 00/100 (\$250.00) dollars; and

S. Sternberg, 32 Norman Drive, Sixty and 00/100 (\$60.00) dollars.

WHEREAS, the aforementioned contractors did not satisfactorily complete the work on the street(s) as required under the terms of the Street Opening Permit; and,

WHEREAS, under the terms of the Street Opening Permit, such funds placed on deposit may be used to reimburse the City of Rye for the completion of such work, now, therefore, be it

RESOLVED, that the amount of One Thousand Two Hundred Ten and 00/100 (\$1,210.00) dollars be transferred from the Trust & Agency Fund to the General Fund, Account 5110.2 to reimburse the City for the completion of work on the aforementioned streets.

ROLL CALL:

AYES: Mayor Dunn, Councilmen Burke, Collins, Cunningham,
Hutchings, Latwin and Walsh

NAYS: None

ABSENT: None

The resolution passed.

7. Draft unapproved minutes of the regular meeting of the City Council held September 18, 1996, and the special meeting held September 26, 1996

Motion was made by Councilman Latwin, seconded by Councilman Collins and unanimously carried, to approve the minutes of the regular meeting of the City Council held September 18, 1996 as submitted.

Motion was made by Councilman Latwin, seconded by Councilman Collins and unanimously carried, to approve the minutes of the special meeting of the City Council held September 26, 1996 as submitted.

8. Miscellaneous communications and reports

A. Councilwoman Walsh informed the Council that she did not have the opportunity to discuss the regulations regarding cellular telephone antennae with Corporation Counsel Gardella.

B. Councilwoman Walsh apprised the Council that she had discussed the fence ordinance with City Planner Fred Zepf and that she will discuss this issue with Mr. Martin Edelman, chairman of the Board of Appeals.

C. Councilwoman Cunningham reported that the Board of Architectural Review will meet on October 15, 1996 to discuss the draft sign ordinance.

D. Councilwoman Cunningham informed the Council that there had been several meetings of the Special Committee on Whitby Castle. There are tentative plans to hold another public meeting on October 23, 1996 at 8:00 P.M. After a brief discussion, the consensus was to send the draft letter about the status of Whitby to Rye residents. Additionally, City Manager Culross informed the Council that there will be a site plan and photo reproductions on display for public viewing at City Hall within the next few days. It was also noted that the Landmarks Advisory Committee be invited to this meeting.

E. Councilman Latwin reported that the merchants endorsed the amendment to the NYS Tax Law to provide for an exemption from the State's sales & use taxes for certain clothing and footwear during the week of January 18, 1997 through January 24, 1997.

F. Councilman Latwin announced that the next Mayor's meeting with the merchants and the property owners of the Central Business District will be held on October 18, 1996 at 4:00 P.M. in the Council Chambers.

G. Councilwoman Walsh questioned whether the April report regarding programs for senior citizens compiled by Mr. Christopher Bradbury, assistant to the City Manager, would be available on Rye's internet home page, Ryeberspace.

H. In response to an inquiry from Councilwoman Walsh regarding the status of the Mezzaluna license agreement, City Manager Culross has met with Mezzaluna's attorney, however, there has not been any progress to date.

I. In response to Councilwoman Walsh's question about the McDonald Building, City Manager Culross stated that he had a meeting with representatives of the Rye Youth Council this morning at 8:00 A.M.

9. New Business

There was no new business to be discussed.

10. Adjournment

Councilman Collins made a motion, seconded by Councilman Burke and unanimously carried, to adjourn into executive session to discuss litigation at 8:45 P.M.

The Council reconvened at 9:10 P.M.

There being no further business to discuss, the meeting was adjourned at 9:15 P.M.

Respectfully submitted,

Alice K. Conrad
City Clerk