

MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on December 18, 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.

At this time, Mayor Dunn expressed appreciation to the members of the Citizens' Financial Advisory Committee III for their dedicated service to the City and presented Certificates of Merit to the following members who were present at this meeting:

Mr. Robert Niehaus
Mrs. Barbara Hoffman-Frank
Mr. Edmond Downing

Certificates of Merit will be forwarded to the following members:

Mr. Robert Byrne
Mr. Gregory McLaughlin
Mr. Douglas Monroe
Ms. Jayne Ryan

2. Presentation by the Cable Television Commission

Mr. John Gregg, chairman of the Rye Cable Television Commission, informed the Council that the Commission has been meeting for almost a year to review all operations of RCTV and to present its recommendations to the City Council. The Committee formulated recommendations based upon reviewing public opinion (from results of a 1995 survey), by benchmarking the cable operations in White Plains and Larchmont/Mamaroneck, and interviewing City and school officials.

The Committee suggested the following changes in their charter in order to become a more valuable resource of information and to improve the quality of life in the City:

- Update and clarify governance to focus on a partnership with the school district.
- Update governance with regard to appointment of members. It was suggested that 3 representatives each be nominated, by and from, the following constituencies:
 - The City of Rye
 - Rye City Schools
 - Community at Large
- Responsibilities of the Commission should be further clarified and updated. This would include the responsibility to promote the use of public access television, to develop guidelines for use of the 3 channels, and to prepare a budget in conjunction with the school district.
- Have the Commission be responsible for filling any revenue gaps so that public tax dollars would not be necessary.
- Continue being the telecommunications advisor to the City Council.
- Responsible for franchise compliance with TCI Cable and continue to be involved in negotiations of any new franchise agreements.

Mr. Gregg clarified the following channel configuration:

Channel 14: Continue to be designated for use by City government
Channel 15: To be used by the School District
Channel 16: To serve as the Community Access Channel

It was recommended that when there was no active programming, a list of programs scheduled could be run on all three channels.

The following observations were made:

- The present studio at Rye High School should be upgraded and continue to serve as the primary production facility.
- The Board of Education is willing to increase the usable space. It was suggested that an architect should be engaged in order to finalize these plans.
- It is requested that the City provide the monies to complete the work by advancing the present value of 8 years of capital monies to be received from TCI beginning in the year 1998. The estimated figure is \$146,000.

Additionally, the following points were raised:

- The Commission strongly supports televising the City Council and Board of Education meetings.
- It was recommended that a part-time position be added to the RCTV staff.

Mayor Dunn asked the City Manager to report on the following in February, 1997:

- Proceed with negotiations with the School Board.
- Ascertain the cost of equipping a studio.

Mayor Dunn stated that dealing with the School Board is a complex issue. Councilman Hutchings added that there is no agreement in writing as to what the School Board's responsibility is to RCTV. He told the Council that it is important for the City Manager to work with the Superintendent of Schools to understand what their commitment is to RCTV.

Chairman John Gregg requested that the City Council endorse the Cable Television Committee's report in principle.

Councilwoman Cunningham was willing to agree to the endorsement of the Cable Television Committee's report in principle.

The consensus of opinion was that the City Council could not yet support the recommendations of the Commission.

Motion was made by Councilman Latwin, seconded by Councilman Burke and unanimously carried, to table this discussion until February, 1997.

3. Old Business

There was no old business to be discussed.

4. Public hearing on proposed local law amending Chapter 46, Alarm Systems, of the Code of the City of Rye with respect to fees

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, the Mayor closed the public hearing.

Councilman Collins made a motion, seconded by Councilwoman Cunningham, to adopt the following local law:

CITY OF RYE
LOCAL LAW NO. 12- 1996

A local law amending Chapter 46, Alarm Systems, of the Code of the City of Rye with respect to fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Subsection E of Section 46-5, License fees and use charges, is hereby amended to read as follows:

E. Any owner or lessee who maintains a burglar or fire alarm shall pay a fee of twenty-five dollars (\$25.) per calendar year or part thereof to the City Comptroller during January of each year or during the first month of operation on new installations.

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS: None

ABSENT: None

The local law was adopted.

5. Public hearing on proposed local law amending Chapter 68, Building Construction, of the Code of the City of Rye with respect to fees

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, the Mayor closed the public hearing.

Councilman Hutchings made a motion, seconded by Councilman Latwin, to adopt the following local law:

CITY OF RYE

LOCAL LAW NO. 13 - 1996

A local law amending Chapter 68, Building Construction, of the Code of the City of Rye with respect to fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Section 68-12, Fees, is hereby amended to read as follows:

§ 68-12. Fees.

- A. Upon the filing of an application for a building-related permit or license, fees shall be payable in connection with the following:

Plumbing, Oil Heating, Gas Heating or Electric
Certificate of Competency

Building Permits

Plumbing Permit for Changes in Plumbing
That Do Not Require a Building Permit in
Existing Buildings

Oil or Gas Heating Permits in Existing
Buildings Where a Building Permit Is
Not Required

Electrical Permits in Existing Buildings
Where a Building Permit Is Not Required

Certificate of Occupancy

- B. The City Council shall set the fees in connection with the above annually by resolution before adoption of the budget.
- C. In the event that an application for a building permit is not approved, the applicant shall be entitled to a refund of fifty percent (50%) of the fee paid, provided that no construction has been commenced. If construction work has been started and the application is not approved, the fees paid shall not be refunded.
- D. Due to large additional administrative and inspection expenses incurred by the city, an additional application fee of three hundred dollars (\$300.) shall be payable when construction work has been commenced prior to the issuance of the building permit.

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS: None

ABSENT: None

The local law was adopted.

6. Public hearing on proposed local law amending Chapter 98, Fire Prevention, of the Code of the City of Rye with respect to fees

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, Mayor Dunn closed the public hearing.

Councilman Latwin made a motion, seconded by Councilman Hutchings, to adopt the following local law:

CITY OF RYE

LOCAL LAW NO. 14 - 1996

A local law amending Chapter 98, Fire Prevention, of the Code of the City of Rye with respect to fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Section 98-41, Permit required, is hereby amended to read as follows:

§ 98-41. Permit required.

The manufacture of explosives is prohibited within a municipality. A permit shall be obtained to have, keep, use, store or transport any explosives. Application for such permit shall be accompanied by an inspection and permit fee of one hundred dollars (\$100.). Each such permit or renewal thereof shall expire on December 31 next following its issuance and may be renewed for a period of one (1) year from the date of expiration after application therefor and payment of the permit fee.

Section 2. Section 98-45, Application for permit; fee., is hereby amended to read as follows:

§ 98-45. Application for permit; fee.

All applications for each public display of fireworks made pursuant to the provisions of the Penal Law of the State of New York shall first be referred to the Fire Inspector and to the Police Commissioner of the City of Rye for approval before any permit for the public display of fireworks is issued by the City Clerk pursuant to the provisions of said Penal Law. Application for such permit shall be accompanied by an inspection and permit fee of one hundred dollars (\$100.) for each display.

Section 3. Subsection F of Section 98-51, Permits required, is hereby amended to read as follows:

F. Application for such permit shall be accompanied by an inspection and permit fee of one hundred dollars (\$100.).

Section 4. Subsection B of Section 98-57, Application and permit for installation, is hereby amended to read as follows:

B. Application for such permit shall be accompanied by an inspection and permit fee of fifty dollars (\$50.).

Section 5. Section 98-82, Permits for installations, is hereby amended to read as follows:

§ 98-82. Permits for installations.

A permit shall be obtained for each installation of liquefied petroleum gas made at buildings in which people congregate for civic, political, educational, religious, social or recreational purposes. Such buildings shall include schools, churches, hospitals, institutions, hotels and restaurants, each having a capacity of twenty (20) or more persons. Prior to making such an installation, an installer shall submit plans to the Fire Inspector, and if compliance with the requirements of this chapter is shown by said plans, a permit shall be issued. Application for such

permit shall be accompanied by an inspection and permit fee of fifty dollars (\$50.).

Section 6. Section 98-85, Permit required, shall be amended to read as follows:

§ 98-85. Permit required.

No person shall store in excess of one hundred thousand (100,000) board feet of lumber without a permit. Application for such permit shall be accompanied by an inspection and permit fee of fifty dollars (\$50.).

Section 7. Subsection C of Section 98-101, Permit required, is hereby amended to read as follows:

C. Application for such permit shall be accompanied by an inspection and permit fee of one hundred dollars (\$100.).

Section 8. Section 98-130, Permit required, is hereby amended to read as follows:

§ 98-130. Permit required.

A permit shall be required of each company, corporation, co-partnership or owner-operator performing welding or cutting operations. This permit shall not be required for each welding or cutting job location. The company, corporation, copartnership or owner-operator shall notify the Fire Inspector in advance where such work is taking place, except where such work is done in response to an emergency call that does not allow time for the Fire Inspector to be notified in advance of the work. Application for such permit shall be accompanied by an inspection and permit fee of fifty dollars (\$50.).

Section 9. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS: None

ABSENT: None

The local law was adopted.

7. Public hearing on proposed local law amending Chapter 167, Streets and Sidewalks, of the Code of the City of Rye with respect to fees

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, Mayor Dunn closed the public hearing.

Councilman Burke made a motion, seconded by Councilman Collins, to adopt the following local law:

CITY OF RYE

LOCAL LAW NO. 15 - 1996

A local law amending Chapter 167, Streets and Sidewalks, of the Code of the City of Rye with respect to fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Subsection D of Section 167-9, Fees, is hereby amended to read as follows:

D. Fees. No permit for a street opening shall be issued by the City Clerk until the applicant shall have first paid to the City, in cash or by check payable to the City of Rye:

- (1) A deposit to be determined as provided hereunder and to be furnished by the applicant; and

- (2) A fee of one hundred eighty dollars (\$180) or ten percent (10%) of the amount of the deposit, whichever shall be greater, except that whenever a permittee has filed a bond in lieu of a deposit, in accordance with Subsection F of this section, said fee shall be two dollars and fifty cents (\$2.50) per linear foot of street opening measured along the length of the street opening or one hundred eighty dollars (\$180), whichever shall be greater, except that no fee shall be charged to a public service corporation for the installation or relocation of poles. Said fee is to cover the cost of issuing and recording the permit and the supervision and inspection of the work done in connection therewith.
- (3) Test holes (keyhole method). The fee for test holes shall be a minimum of sixty dollars (\$60.) per hole.

Section 2. Subsection D of Section 167-14, Containers for construction debris, is hereby amended to read as follows:

- D. Deposits and fees. No permit for a container for the collection and storage of construction debris stored in a public street shall be issued by the City Clerk unless and until the applicant heretofore has paid, in cash or by check payable to the City of Rye, the following amounts:
 - (1) A deposit of one hundred fifty dollars (\$150.) per location, per container.
 - (2) A fee of fifty dollars (\$50.) per day, per location, per container.

Section 3. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS: None

ABSENT: None

The local law was adopted.

8. Public hearing on proposed local law amending Chapter 170, Subdivision of Land, of the Code of the City of Rye with respect to increases in subdivision preliminary application fees

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, the Mayor closed the public hearing.

Councilman Collins made a motion, seconded by Councilwoman Walsh, to adopt the following local law:

CITY OF RYE
LOCAL LAW NO. 16 -1996

A local law amending Chapter 170, Subdivision of Land, of the Code of the City of Rye
with respect to increases in subdivision preliminary application fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Subparagraph (d) of Paragraph (1) of Subsection B of Section 170-6 is hereby amended to read as follows:

- (d) Be accompanied by a fee of four hundred thirty dollars (\$430.), plus two hundred dollars (\$200.) for each lot shown on the proposed preliminary layout. In addition, the Planning Commission, in the review of the application, may refer such application to the Westchester County Soil and Water Conservation District for a written review. Fees charged by the Westchester County Soil and Water Conservation District for its written review shall be paid by the applicant before action is taken on the application. Payment of the fee shall be a check made payable to the Westchester County Soil and Water Conservation District and shall be submitted to the City Planner for transmittal to the Westchester County Soil and Water Conservation District.

Section 2. Subsection F of Section 170-6 is hereby amended to read as follows:

- F. Informal public hearing and public notification by subdivider. The Planning Commission, at its discretion, may hold an informal public hearing on the preliminary layout, particularly where the layout of the subdivision will affect adjacent properties. In the event that more than one (1) informal public hearing is held, a fee of sixty dollars (\$60.) shall be paid for each additional informal public hearing. To facilitate notification of the public, a public notification list shall be prepared by the subdivider, using the most current City of Rye Tax Maps and Tax Assessment Roll, showing the Tax Map sheet, block and lot number, the owner's name and owner's mailing address for each property located wholly or partially within five hundred (500) feet of the perimeter of the property that is the subject of the application, when

said property is located in R-1 through R-6, RT, RA-1 through RA-5 or RFWP Zoning Districts, and seven hundred fifty (750) feet when said property is located in RS, B-1 through B-7, LPD, MC, WR or C

Zoning Districts. If a property on the public notification list is also listed as a cooperative or an apartment on a list entitled "Apartment List City of Rye," maintained by the City Assessor's Office, the address of each of the dwelling units in the building shall also be listed under the name "Occupant," and each "Occupant" shall be considered a property owner for the purposes of the list. When an informal public hearing is required by the Planning Commission, the subdivider shall deliver a copy of the public notice provided by the City Planner to all of the property owners contained on the public notification list either personally or by first-class mail, posted within Westchester County at a post office or official depository of the Postal Service, and shall post a sign on the property in accordance with the following requirements:

Section 3. Paragraph 1 of Subsection B. of Section 170-11 is hereby amended to read as follows:

1. For modifications of tentative approvals of preliminary subdivision layouts or requirements requiring a public hearing, the fee shall be three hundred eighty dollars (\$380.). For modifications of tentative approvals of preliminary subdivision layouts or requirements not requiring a public hearing, the fee shall be three hundred twenty-five dollars (\$325.). If the approval has expired, then the fee shall be the above fee plus that fee times the number of years or fraction thereof that have elapsed since the expiration of the approval.

Section 4. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS:None

ABSENT: None

The local law was adopted.

9. Public hearing on proposed local law amending Chapter 191-47, Vehicles and Traffic, of the Code of the City of Rye with respect to replacement stickers

Mayor Dunn opened the public hearing.

There being no one who wished to address this proposed local law, the Mayor closed the public hearing.

Councilman Burke made a motion, seconded by Councilman Collins, to adopt the following local law:

CITY OF RYE

LOCAL LAW NO. 17 - 1996

A local law amending Chapter 191-47, Vehicles and Traffic, of the Code of the City of Rye with respect to replacement stickers.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Subsection G of Section 191-47, Parking Fees, is hereby amended to read as follows:

- G. If a license or a tag, or both, is lost or destroyed or if another motor vehicle is substituted for the vehicle for which the license had been issued, a new license will be issued for the remainder of the period upon payment of a fee of five dollars (\$5.00); however, if the old sticker is not returned, the fee for such replacement sticker shall be fifty dollars (\$50.00).

Section 2. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS: None

ABSENT: None

The local law was adopted.

10. Public hearing on proposed local law amending Chapter 197, Zoning, of the Code of the City of Rye with respect to increases in site plan preliminary application fees

Mayor Dunn opened the public hearing.

Councilwoman Cunningham expressed concern that fee structures in Rye were higher than those of other municipalities.

Councilman Latwin explained that other municipalities operate on a different fiscal year which would make the City of Rye's fees more in line.

The Mayor closed the public hearing.

Councilman Collins made a motion, seconded by Councilwoman Cunningham, to adopt the following local law:

CITY OF RYE
LOCAL LAW NO. 18 -1996

A local law amending Chapter 197, Zoning, of the Code of the City of Rye with respect to increases in site plan preliminary application fees.

Be it enacted by the Council of the City of Rye as follows:

Section 1. Subparagraph (b) of Paragraph (1) of Subsection F of Section 197-84 is hereby amended to read as follows:

- (b) Preliminary application for a new use or building: four hundred thirty dollars (\$430.), plus thirty-five (\$35.) per required parking space. In the event that more than one (1) public hearing is held, a fee of sixty dollars (\$60.) shall be paid for each additional public hearing.

Section 2. Subparagraph (d) of Paragraph (1) of Subsection F of Section 197-84 is hereby amended to read as follows:

- (d) Application for modification of a preliminary approval requiring public hearing: four hundred thirty dollars (\$430.), plus thirty-five dollars (\$35.) per additional parking space required if the modification involves an addition to a building. In the event that more than one (1) public hearing is held, a fee of sixty dollars (\$60.) shall be paid for each additional public hearing. If the approval has expired, then the fee shall be the above fee plus that fee times the number of years or fraction thereof that have elapsed since the expiration of the approval.

Section 3. This local law shall take effect immediately upon filing in the Office of the Secretary of State.

ROLL CALL:

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

NAYS:None

ABSENT: None

The local law was adopted.

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

Mrs. Cecilia McAndrews, 24 Locust Lane, expressed concern that business owners in her neighborhood and their employees have been parking on the sidewalk on Milton Road near the Cornerstone (544 Milton Rd.). She explained that this has caused damage to the concrete. City Manager Culross told her that this is illegal and that he would investigate the matter immediately.

On another note, Mayor Dunn told the Council that a discussion with the City Assessor has yielded the following:

- Rye's effective tax rate (1.78%) is the lowest in the County.
- The value of houses in Rye has increased more in Rye than in other comparable communities in the County.

12. Resolution amending the General Fund Budget for the 1997 fiscal year

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

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 General Fund Budget as follows:

Increase revenues as follows:

1410 Alarm Permits by \$20,000 to \$44,000.

Decrease amount to be raised by taxation by \$24,328 to \$9,413,246

which reduces General Fund Revenues by \$4,328 to \$14,566,368.

Increase budget appropriations as follows:

7410 Rye Free Reading Room by \$12,000 to \$601,000

Decrease budget appropriations for employee benefits as follows:

General Government	\$27,879
Public Safety	34,978
Community Services	52,056
Culture and Recreation	3,407

for a total reduction in General Fund Employee Benefits cost of \$118,320 to \$2,651,163

which reduces General Expenditures by \$106,320 to \$15,869,586.

Decrease appropriation of Fund Balance by \$101,992 to \$1,303,218.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

13. Resolution amending the Rye Community Television Special Revenue Fund for the 1997 fiscal year

Councilman Hutchings made a motion, seconded by Councilman Burke, to adopt the following resolution:

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 Rye Community (RCTV) Television Special Revenue Fund Budget as follows:

Decrease expenditure for Employee Benefits by \$657 to \$7,831

which reduces total expenditure to \$84,132.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

14. Resolution amending the Rye Nature Center Special Revenue Fund for the 1997 fiscal year

Councilman Burke made a motion, seconded by Councilman Cunningham, to adopt the following resolution:

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 Rye Nature Center Special Revenue Fund Budget as follows:

Decrease expenditure for Employee Benefits by \$4,500 to \$49,064

which reduces total expenditure to \$357,887

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

15. Resolution amending the DePauw Municipal Boat Basin Enterprise Fund for the 1997 fiscal year

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

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 DePauw Municipal Boat Basin Enterprise Fund Budget as follows:

Decrease expenditure for Employee Benefits by \$678 to \$47,908

which reduces total expenditure to \$374,543.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

16. Resolution amending the Rye Golf Club Enterprise Fund for the 1997 fiscal year

Councilwoman Cunningham made a motion, seconded by Councilman Hutchings, to adopt the following resolution:

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 Rye Golf Club Enterprise Fund Budget as follows:

Decrease expenditure for Employee Benefits by \$6,683 to \$216,972

which reduces total expenditure to \$2,565,463.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

17. Resolution amending the Building and Vehicle Maintenance Internal Service Fund for the 1997 fiscal year

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

RESOLVED, that the City Council of the City of Rye hereby amends the preliminary 1997 Building and Vehicle Maintenance Internal Service Fund Budget as follows:

Decrease expenditure for Employee Benefits by \$13,164 to \$144,507

which reduces total expenditure to \$1,630,820.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

18. Resolution establishing certain fees, effective January 1, 1997

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

RESOLVED, that the following fees are hereby established, effective January 1, 1997:

BUILDING DEPARTMENT

Building Permits (min. fee)	\$ 50.00	
Add'l charge per \$1,000 est. work		13.00
Changes in Approved Plans		50.00
Demolition Permits		50.00
Plumbing Permits:		
w/o Building Permit Required (min)		25.00
For each fixture above 5		--.--
Per sewer or storm drain connection		25.00

Oil or Gas Heating Permits in existing
buildings w/o building permit required:

New heating equipment installation or replacement	25.00
Electrical Permits in existing buildings where a building permit is not required: For one & two family dwellings with contracts valued at \$500 or more	25.00
For multiple residences, commercial or industrial buildings	50.00
Certificate of Occupancy: To be paid with application for building permit: Residential	50.00
Commercial Buildings	150.00
Search of Municipal Records/ Pre-Date Letters	50.00
New certificates for old bldgs.	60.00

CITY CLERK

Mechanical Installation Licenses: Electrical: Renewal	\$ 75.00
Reciprocal	100.00
Certified Copy of Master Electricians License	10.00
Gas Heat (Renewal Only)	100.00
Oil Heat (Renewal Only)	100.00
Parking: Resident Commuter	\$275.00
Non-Resident Commuter	440.00
Resident All Day/All Night	440.00
Resident All Night	220.00
Merchant (All Day)	275.00
Replacement Sticker (w/old sticker)	5.00
Replacement Sticker (w/o old sticker)	50.00

RECREATION FEES:

Indoor Recreation

Basketball	\$ 32.00
Volleyball	32.00

Badminton (1 night per wk for 8 wks.)	32.00
Badminton (2 nights per wk. for 8 wks.)	40.00

Outdoor Recreation

Softball-Men's Adult (Per Team)	195.00
Softball-Women's Adult (Per Team)	165.00
Softball-Early Bird (Team)	375.00
Basketball Lights (2 hrs.)	80.00

Field Permit (2 hrs.)		75.00
All Day Field Permit		350.00

Picnic Fees (Resident Requirement):

Up to 20 (Reservation)	35.00	
Twenty-one to Forty		75.00
Forty-one to Fifty		145.00
Fifty-one to Seventy-five		265.00
Seventy-six to One Hundred		315.00
One Hundred One to One Hundred Twenty-five		415.00
One Hundred Twenty-six to One Hundred Fifty		490.00
Weekday Discount		20%

Tennis Fees

Junior Permit (6-18 yrs.)		28.00
Adult Permit (19 & over)		68.00
Family Permit (max 5)		165.00
Senior Permit (60+)		48.00
Weekday Adult		48.00
3 mo. College (18-25 yrs.)		--.---

Non-Resident (Individual)	200.00	
Daily Fee (Resident only)	9.00	
Guest of Permit Holder/hr.	7.00	
Youth Tennis Clinic (4 classes)		48.00
Adult Tennis Clinic (4 classes)		52.00
Tennis Tournament Fee		15.00
Private Lessons: Per half hour		16.00
Private Lessons: Per hour	30.00	

Day Camp Fees

Resident (Basic 6 weeks)		\$355.00
Non-Resident (6 weeks)		655.00
Additional Child Discount	50.00	
Extended Program - Resident		220.00
Extended Program - Non-Resident		300.00
Two Week Session - Resident		250.00
Two Week Session - Non-Resident		370.00
One-Half Day Program - Resident		275.00
Registration Fee After Deadline		110.00
Swim Lessons (w/ Group)	70.00	
Group Swim		40.00

Kiddy Camp - Resident	325.00
Kiddy Camp - Non-Resident	620.00
Two Week Kiddy Camp - Resident	230.00

Building Fees

Auditorium (per hour)	70.00
Other Rooms (per hour)	50.00

Non-Profit/Co-Sponsor Rate:

Auditorium	55.00
Other Rooms	40.00

Birthday Party (one and one-half hours):

Basic Program	90.00
Deluxe Program	--.---

Private Party (four hours):

Auditorium	270.00
Other Rooms (each)	225.00

Maintenance Coverage (per hour)

Part Time	18.00
Full Time	28.00

ROLL CALL:

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

NAYS: None

ABSENT: None

The resolution passed.

19. Consideration of amendments to the Administrative Pay Plan

Councilman Burke made a motion, seconded by Councilman Hutchings, to adopt the following resolution:

RESOLVED, that the City Council of the City of Rye hereby amends the Administrative Pay Plan, effective January 1, 1997, to read as follows:

Administrative Pay Grade A (salary range \$55,000-95,000)

Building Inspector
Comptroller

Engineer
Planner
Police Commissioner
Superintendent of Recreation

Administrative Pay Grade B

(salary range \$40,000-70,000)

Assessor
City Clerk
General Foreman
Golf Club Manager

Administrative Pay Grade C

(salary range \$30,000-60,000)

Administrative Assistant/Secretary
Assistant City Engineer
Assistant to the City Manager
Boat Basin Supervisor

Deputy Comptroller
Fire Inspector
Garage Foreman
Greenskeeper
Labor Foreman
Naturalist
Park Foreman
Road Maintenance Foreman
Sanitation Foreman

Administrative Pay Grade D

(salary range \$20,000-50,000)

Accountant
Administrative Assistant/Personnel
Assistant Assessor
Assistant Naturalist (Curator)
Cable Television Coordinator
Coordinator of Computer Services
Law Stenographer
Recreation Supervisor

and be it further

RESOLVED, that the City Manager be authorized to make adjustments to the salaries of the employees in this pay plan not to exceed an average of 2.0% effective January 1, 1997; the actual adjustment to each individual's salary is to be made by the City Manager upon a combination of factors, the most significant being overall performance; and be it further

RESOLVED, that the City Manager be authorized to award individual performance bonuses for employees in this pay group during December, 1997, not to exceed a total of \$60,000. Such payments would be for extraordinary performance during 1997 that enhanced the quality of service to Rye residents, increased the effectiveness or efficiency of the operations of the City of Rye, or led to cost savings. It is the stated policy of the City Council to avoid future increases in the property tax rate and to reward City employees who are instrumental in furthering this policy.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

20. Resolution establishing the compensation of the City Manager and Corporation Counsel

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

RESOLVED, that the annual compensation of Frank J. Culross as City Manager be \$121,839 and of Richard M. Gardella as Corporation Counsel be \$69,595, effective January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

21. Resolution adopting the General Fund Budget and establishing the real estate tax rate for the 1997 fiscal year

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

RESOLVED, that the proposed General Fund budget, as amended, be and the same is hereby adopted as the Annual Budget for the City of Rye for the fiscal year beginning January 1, 1997, and that the City Council does hereby levy the sum of \$9,503,246 for City taxes and determines the City tax rate to be \$73.72 per \$1,000 assessed valuation, and it is further

RESOLVED, that the City Council does hereby certify to the City Comptroller the above stated levies and tax rates for City taxes, and the City Comptroller is hereby directed to apportion and extend against each taxable property listed upon the assessment roll of the City of Rye for 1997, at the rates specified, the amount of taxes required to produce the total sums certified and to render tax notices for, and receive and collect, the several sums so computed and determined, and it is further

RESOLVED, that the tax warrant of the City of Rye be signed by the Mayor and directed to the City Comptroller to collect the amount of said taxes with interest as provided by law and any special assessment heretofore authorized and approved, and it is further

RESOLVED, that the said assessment roll, together with the aforesaid taxes so levied, together with said warrant, be and the same are hereby fixed and confirmed as the tax roll and warrant of the City of Rye for the fiscal year 1997 and the City Clerk is directed to forthwith deliver the same to the City Comptroller for the collection of taxes for the fiscal year 1997, as hereinbefore provided.

ROLL CALL:

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

NAYS: None

ABSENT: None

The resolution passed.

Mayor Dunn cited the fact that this is the third consecutive year of a zero property tax increase.

At this time, Councilman Latwin told the Council that he would abstain from voting upon any item relating to the Fire Department in accordance with the opinions of State officials.

22. Resolution adopting the Rye Community (RCTV) Television Special Revenue Fund Budget or the 1997 fiscal year

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

RESOLVED, that the Rye Community (RCTV) Television Special Revenue Fund Budget and Fee Schedule, as amended, be and the same is hereby adopted as the Rye Community (RCTV) Television Special Revenue Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

23. Resolution adopting the Rye Nature Center Special Revenue Fund Budget for the 1997 fiscal year

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

RESOLVED, that the Rye Nature Center Special Revenue Fund Budget and Fee Schedule, as amended, be and the same is hereby adopted as the Rye Nature Center Special Revenue Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

24. Resolution adopting the Debt Service Fund for the 1997 fiscal year

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

RESOLVED, that the Debt Service Fund Budget, as proposed, be and the same is hereby adopted as the Debt Service Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

25. Resolution adopting the Capital Projects Fund Budget for the 1997 fiscal year

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

RESOLVED, that the Capital Projects Fund Budget, as proposed, be and the same is hereby adopted as the Capital Projects Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

26. Resolution adopting the DePauw Municipal Boat Basin Enterprise Fund Budget for the 1997 fiscal year

Councilwoman Cunningham made a motion, seconded by Councilwoman Walsh, to adopt the following resolution:

RESOLVED, that the DePauw Municipal Boat Basin Enterprise Fund Budget and Fee Schedule, as amended, be and the same is hereby adopted as the DePauw Municipal Boat Basin Enterprise Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

27. Resolution adopting the Rye Golf Club Enterprise Fund Budget for the 1997 fiscal year

Councilwoman Cunningham made a motion, seconded by Councilman Burke, to adopt the following resolution:

RESOLVED, that the Rye Golf Club Enterprise Fund Budget and Fee Schedule, as amended, be and the same is hereby adopted as the Rye Golf Club Enterprise Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

28. Resolution adopting the Risk Retention Internal Service Fund Budget for the 1997 fiscal year

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

RESOLVED, that the Risk Retention Internal Service Fund Budget, as proposed, be and the same is hereby adopted as the Risk Retention Internal Service Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

29. Resolution adopting the Building and Vehicle Maintenance Internal Service Fund Budget for the 1997 fiscal year

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

RESOLVED, that the Building and Vehicle Internal Service Fund Budget, as amended, be and the same is hereby adopted as the Building and Vehicle Internal Service Fund Budget of the City of Rye for the fiscal year beginning January 1, 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

30. Resolution authorizing the City Comptroller to make the necessary year-end closing transfers

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

RESOLVED, that the City Comptroller is hereby authorized to make the necessary closing transfers in City accounts, provided a list of such closing transfers is furnished to the City Council at the next meeting after completion of such transfers.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

31. Resolution fixing January 8, 1997 as the first regular meeting and the organizational meeting of the City Council for 1997

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

RESOLVED, that January 8, 1997 is hereby fixed as the first regular and the organizational meeting of the City Council.

32. Resolution authorizing the Mayor to execute an agreement with the Rye Free Reading Room to furnish library services for 1997

Councilman Hutchings made a motion, seconded by Councilwoman Cunningham, to adopt the following resolution:

RESOLVED, that the Mayor be and hereby is authorized to execute an agreement with the Rye Free Reading Room to furnish library services for 1997.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

33. Consideration of proposed resolution establishing a short-term overnight parking permit

City Manager Culross explained that the short-term overnight parking permit will be available to everyone in the community. However, this does not allow street parking.

Councilwoman Walsh told the Council that the establishment of this type of parking permit is another example of City staff being responsive to an issue that was brought to their attention by residents.

Councilwoman Cunningham made a motion, seconded by Councilwoman Walsh, to adopt the following resolution:

RESOLVED, that the City Council of the City of Rye hereby establishes a short-term overnight parking permit to be used for a period of up to 14 days at a cost of \$5.00 per night.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

34. Authorization for the City Manager to enter into a Prisoner Transportation Reimbursement Agreement with the County of Westchester for the 1997/98 calendar years

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

RESOLVED, that the City Manager is hereby authorized to enter into a Prisoner Transportation Reimbursement Agreement with the County of Westchester for the 1997/98 calendar years.

ROLL CALL:

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

NAYS:None

ABSENT: None

The resolution passed.

35. Bids for Air Fill Station System for Self-Contained Breathing Apparatus

The following bids were received for Bid #5-96, Air Fill Station System for Self-Contained Breathing Apparatus:

Bid tabulation on a separate sheet.

Councilwoman Cunningham made a motion, seconded by Councilman Burke, to adopt the following resolution:

RESOLVED, that Bid #5-96, Air Fill Station System for Self-Contained Breathing Apparatus be and is hereby awarded to AAA Emergency Supply Company, Inc., the low bidder meeting specifications, in the amount of \$18,452.50.

ROLL CALL:

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

NAYS: None

ABSENT: None

The resolution passed.

36. Draft unapproved minutes of the regular meeting of the City Council held December 4, 1996

Motion was made by Councilman Collins, seconded by Councilwoman Cunningham and unanimously carried, to approve the minutes of the regular meeting of the City Council held December 4, 1996 as submitted.

37. Miscellaneous communications and reports

There were no miscellaneous communications and reports to be discussed.

38. New Business

There was no new business to be discussed.

39. Adjournment

There being no other business to come before the Council, Councilman Collins made a motion, seconded by Councilwoman Cunningham and unanimously carried, to adjourn the meeting at 9:20 P.M.

Respectfully submitted,

Alice K. Conrad
City Clerk