

APPROVED MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on April 13, 2005 at 8:00 P.M.

PRESENT:

STEVEN OTIS, Mayor
FRANKLIN J. CHU
ROBERT S. CYPHER
MATTHEW FAHEY
DUNCAN HENNES
ROSAMOND LARR
HOWARD G. SEITZ
Councilmen

ABSENT: None

1. Pledge of Allegiance

Mayor Otis called the meeting to order and invited the Council to join in the Pledge of Allegiance.

2. Roll Call

Mayor Otis asked the City Clerk to call the roll; a quorum was present to conduct official City business.

Announcements

The Mayor congratulated Scott Seaver on becoming Firefighter of the Year, an honor granted to the volunteers responding to the most calls (225 last year).

The Mayor reported that the State budget appears, by last night's resolution, to have retained supplemental support aid to the seven cities in the State that have not been included in the past. This means that Rye will receive an extra \$100,000 from the State. He thanked the Governor and our State legislators, saying he had worked closely with the Mayor of Little Falls to try and make this happen.

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

Former Mayor John Carey announced he and *Ann Cochran*, President of the League of Women Voters, would take responsibility for creating a July 4th celebration for the City of Rye. It will not include a parade, but will focus on various historical texts, including Rye's 1774 declaration against the British after the famous Boston 'tea party' signed by Ebenezer Haviland,

Chairman of a committee of Rye citizens (See Baird's History of Rye p. 219). He hopes the celebration will attract people of all ages.

Mr. Carey reported on a liquid natural gas (LNG) problem looming on the horizon for the Sound Shore area, saying a docking station proposed for Long Island Sound is now being considered as a Federal decision, rather than the State matter and he is concerned the plan will go through. He said *Bertrand de Frondeville*, a Rye resident, has technical knowledge about the project and is following it closely. Mayor Otis thanked Mr. Carey for bringing the matter to the Council's attention saying that, because of security concerns, the plans include cordoning off about one square mile of the Sound, which would be guarded by the Coast Guard. In addition, if the Federal government takes over this operation it would supercede States' rights to protect our shores. He said offshore loading might not be considered possible, so the middle of the Sound is an attractive site to the planners. Councilman Fahey expressed concern as it would not only be an eyesore, but would create ecological problems.

4. Proclamation proclaiming April 29th as Arbor Day in the City of Rye

Mayor Otis asked the Council to approve this year's proclamation proclaiming April 29th as Arbor Day in the City of Rye. He said the annual tree ceremony would take place on May 14, 2005 as part of "Pride in Rye" clean-up day.

Councilwoman Larr made a motion, seconded by Councilman Chu and unanimously carried, to adopt the following proclamation:

***WHEREAS**, Arbor Day is now observed throughout the nation and the world, and*

***WHEREAS**, trees can reduce soil erosion, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and*

***WHEREAS**, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community, and*

***WHEREAS**, trees are a source of joy and spiritual renewal, and*

***WHEREAS**, the City of Rye has been recognized as a Tree City USA by The National Arbor Day Foundation and desires to continue its tree-planting ways,*

***NOW, THEREFORE, I**, Steven Otis, Mayor of the City of Rye, do hereby proclaim April 29, 2005 as ARBOR DAY in the City of Rye, and I urge all citizens to support efforts to care for our trees and woodlands, and to support our City's community forestry program, and*

***FURTHER**, I urge all citizens to plant trees to gladden the hearts and promote the well being of present and future generations.*

Signed and sealed this 29th day of April 2005.

*Steven Otis
Mayor*

5. Report by City Naturalist of the Current Recommendations of the Deer Committee

This agenda item was deferred to a later meeting.

6. Referral to Planning Commission of Petition to amend B-1 Neighborhood Business District to allow dwelling units over nonresidential main uses

City Manager Shew asked the Council to take the administrative action to refer to the Planning Commission a petition to amend zoning in B-1 Neighborhood Business Districts to allow dwelling units over nonresidential main uses. The Mayor mentioned that a recent report on the various neighborhood business districts scattered throughout Rye had proposed such a change and there is a petition now submitted from an individual requesting creation of an apartment above a store. He said he thought it was a good idea (Councilman Seitz agreed), but urged the Planning Commission to look at the issue of existing structures versus new construction when considering zoning changes.

7. Designation of the official polling places of the City of Rye for all elections, requesting various changes

City Manager Shew said this year's designation of official polling places, as required by State law, suggests making some changes that create significant improvements in terms of handicapped access and convenience. He turned the floor over to City Clerk, Susan Morison, who explained that the two polling places at Milton School needed to move to the Milton Firehouse because, in addition to no longer meeting handicapped standards even with a waiver, the school would be under construction. She said this would mean those who used to vote at the Firehouse would remain at the Middle School, but there is no other option. She also suggested that three other polling sites (Disbrow Park Garage [housing District 9], Osborn School [District 12] and the Carriage House [District 1]) be consolidated under one roof at Whitby Castle. Not only would several handicapped access concerns be addressed, but also the City would be able to consolidate voting in these districts during smaller elections, potentially saving the City about \$1600 per election. Mayor Otis pointed out that these suggestions were being made primarily because of outside pressures over which the City had no control and he knew the changes would not make everyone happy. Mrs. Morison agreed, and assured the Council she would oversee a significant awareness campaign so that no voter would feel disenfranchised.

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

RESOLVED that the City of Rye hereby designates the following locations as the official polling places for all the elections:

- District No. 1 Whitby Castle, Boston Post Road
- District No. 2 The Osborn, in the Strathcona Building
- District No. 3 City Hall, Council Chambers

District No. 4 City Hall, Council Chambers
District No. 5 Milton Fire House, Milton Road
District No. 6 Rye Middle School Gymnasium
District No. 7 Damiano Recreation Center, Midland Av.
District No. 8 Damiano Recreation Center, Midland Av.
District No. 9 Whitby Castle, Boston Post Road
District No.10 Rye Middle School Gymnasium
District No.11 City Hall, Council Chambers
District No.12 Whitby Castle, Boston Post Road
District No.13 Milton Fire House, Milton Road
District No.14 The Osborn, in the Strathcona Building

8. Acceptance of a Grant Award from the Governor's Traffic Safety Committee in the amount of \$8,000 for participation in the statewide "Buckle Up New York" program

Councilman Hennes made a motion, seconded by Councilman Fahey, to adopt the following resolution:

RESOLVED, that the City Manager is hereby authorized to accept the Grant Award from the Governor's Traffic Safety Committee in the amount of \$8,000 for participation in the statewide "Buckle Up New York" program.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz
NAYS: None
ABSENT: None

9. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department, Amendment of General Order #102.2, "Orders of Rank"

City Manager Shew said this agenda item, and the next three, were all Rules and Regulations of the City of Rye Police Department, which, as a matter of practice, are regularly updated. They have all been reviewed by the Police Collective Bargaining Units. They had no comments.

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

RESOLVED, that the proposed revision of the Rules and Regulations of the City of Rye Police Department for General Order #102.2, "Orders of Rank," adding language to provide clarification regarding command authority, be adopted.

10. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department, Amendment of General Order #114.8, "Mutual Aid", to incorporate the revised Westchester County Mutual Aid and Rapid Response Plan

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

RESOLVED, that the proposed revision of the Rules and Regulations of the City of Rye Police Department for General Order #114.8, "Mutual Aid" to incorporate the revised Westchester County Mutual Aid and Rapid Response Plan, be adopted.

11. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department, Amendment of General Order #121.1, "Carrying of Firearms by Auxiliary Police"

Councilwoman Larr had a question about the timing of training mentioned in General Order #121.1 and Councilman Fahey wanted to make sure it does not prevent auxiliary police from using personal firearms when not on duty. City Manager Shew said it did not, but would bring the matter to the attention of the Commissioner so the wording could be clarified.

Rather than delay passage of this document, eagerly awaited by the Auxiliary Police, Councilman Hennes made a motion, seconded by Councilman Cypher and unanimously carried, to adopt the following resolution:

RESOLVED, that the proposed revision of the Rules and Regulations of the City of Rye Police Department for General Order #121.1, "Carrying of Firearms by Auxiliary Police," amending guidelines, be adopted.

12. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department, Amendment of General Order #103.2, "Legislative Restrictions/Off Duty Employment"

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

RESOLVED, that the proposed revision of the Rules and Regulations of the City of Rye Police Department for General Order #103.2, "Legislative Restrictions/Off Duty Employment", enhancing record keeping, be adopted.

13. Discussion of seasonal rental legislation/rules issue

The City Manager asked the Council to review the code from the Village of Quogue on the south shore of Long Island relating to seasonal rentals to see how it could relate to the City of Rye. He said there are not many summer rentals in Rye, but we should look into the existing rules. Councilman Seitz said he had listened to the neighbors on Wainwright Street and recognized a quality of life issue in this specific case and wondered if there were other places where such violations applied. Councilman Cypher pointed out the bungalows in question used to be for summer rental but are now in a single-family area. Councilman Hennes suggested we look at what laws are currently on the books (in terms of zoning, building and fire safety) and see if we just need more ability to enforce what is already in place. Councilwoman Larr suggested stiffer fines. The Mayor asked if the Building Inspector can live with the existing rules and warned the Council to beware of unexpected consequences (i.e. for the people who want to rent their house for a month while they are away and find themselves under more restrictive rules). Staff will looking to existing code, review the code from Quogue, and report back.

14. Approval of the election of the Fire Chief, 1st Assistant Fire Chief, 2nd Assistant Fire Chief

Mayor Otis made a motion, seconded by Councilman Hennes and unanimously carried, to approve the election of Peter Cotter as Fire Chief; John Wickham as 1st Assistant Chief; and Peter Donahue as 2nd Assistant Chief on April 7, 2005. The Mayor recognized Chiefs Cotter, Wickham and Donahue who were in the audience.

General Comments on Locust Avenue Firehouse Renovation

Before awarding any of the bids for the Locust Avenue Firehouse Renovation, Mayor Otis commented on the success of the entire project to date, saying the Council had unanimously come to the decision to support the bond referendum to fund the renovation with the promise that they would try and save as much as they could; that the Fire Department Building Committee

had worked closely with the staff; that the bids have come in lower than the approved bonding limit; and congratulations are due to all who worked so hard. He said he is proud of their efforts and the resulting savings, as evidenced by the bids. The City Manager urged all present to come forward (John McDwyer, Dan DeCarlo, former Chief George Ballantoni, the three current Chiefs (Cotter, Wickham and Donohue), Former Chief George Hogben and Nick Loddo) and personally thanked them for their hard work and spirit of compromise which had led to the total bids coming in some \$250,000 below estimates. Councilman Hennes said he was pleased to see the bids so much lower than the amount authorized and said renovation will not only increase morale and safety, but will reduce the fire insurance premiums which will save taxpayers money each year. Councilman Seitz pointed out it was positive that the City waited to float the bonds so they didn't have extra outstanding debt.

Councilman Seitz remarked that the bids for Fire Safety and Mechanicals indicated a large spread between the winner and runners-up. City Engineer, George Mottarella said Calgi, our construction consultant, had investigated all winners and the first three runners-up; that the bonding was all in place (except for AllState, winner of the Sprinkler bid, now in the midst of changing carriers); that the bids all contain a 15% contingency and he is hopeful he can return some funds at the end, but it is too early to know. He said there would be change orders, but nothing would be approved without his signature. He said the awards would be binding only after all contract were firm, but he was very pleased, saying it was a very healthy bidding time and therefore a benefit to the City.

A discussion took place about whether to spend an extra \$100,000 to have a slate roof or select the synthetic slate. The slate has a life span of at least twice the synthetic roof, but it is hard to estimate the savings at this time. Councilman Seitz said he thought slate was a better value and more fitting with the Village Green area. Other Council members seemed to think the synthetic roof would be acceptable and would save today's taxpayer money. The decision was deferred to the following meeting.

The bid tabulations for Contracts #2005-01, 02, 03, 04 and 05
can be found on pages 10, 11, 12, and 13.

15. Bid award for Contract #2005-01 Locust Avenue Firehouse Renovation – General Contractor

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Contract #2005-01, Locust Avenue Firehouse Renovation – General Contractor, is hereby awarded to Omni Construction, the lowest bidder meeting specifications, in the amount of \$1,927,000.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz
NAYS: None
ABSENT: None

16. Bid award for Contract #2005-02 Locust Avenue Firehouse Renovation – Plumbing

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Contract #2005-02, Locust Avenue Firehouse Renovation – Plumbing, is hereby awarded to Gruppuso Plumbing, the lowest bidder meeting specifications, in the amount of \$278,500.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz
NAYS: None
ABSENT: None

17. Bid award for Contract #2005-03 Locust Avenue Firehouse Renovation – Fire Protection

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Contract #2005-03 Locust Avenue Firehouse Renovation – Fire Protection, is hereby awarded to Allstate Sprinkler Corp., the lowest bidder meeting specifications, in the amount of \$88,765.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz
NAYS: None
ABSENT: None

18. Bid award for Contract #2005-04 Locust Avenue Firehouse Renovation – Mechanical

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Contract #2005-04 Locust Avenue Firehouse Renovation – Mechanical, is hereby awarded to Atlantic Westchester, the lowest bidder meeting specifications, in the amount of \$376,400.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz

NAYS: None

ABSENT: None

19. Bid award for Contract #2005-05 Locust Avenue Firehouse Renovation – Electrical

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Contract #2005-05 Locust Avenue Firehouse Renovation – Electrical, is hereby awarded to Innovative Electric, the lowest bidder meeting specifications, in the amount of \$367,323.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz

NAYS: None

ABSENT: None

Contract No. 2005-01 (General)

Contractor	Contractor's Bid	Engineer's Check	Alternate	Dollar Amount Above Low Bid	% Above Low Bidder	Position
Omni Construction	\$1,927,000.00	\$1,927,000.00	\$100,000.00	\$0.00	0.00%	1
Melwood Contracting	\$1,946,000.00	\$1,946,000.00	\$150,000.00	\$19,000.00	0.99%	2
Phoenix Building Corp.	\$2,094,000.00	\$2,094,000.00	\$95,000.00	\$167,000.00	8.66%	3
KMK Construction	\$2,095,000.00	\$2,095,000.00	\$75,000.00	\$168,000.00	8.71%	4
TDT Inc.	\$2,244,205.00	\$2,244,205.00	\$150,000.00	\$317,205.00	16.46%	5
Eastland Construction	\$2,297,000.00	\$2,297,000.00	\$155,000.00	\$370,000.00	19.20%	6
Piazza Brothers	\$2,328,000.00	\$2,328,000.00		\$401,000.00	20.80%	7
Subolo Contracting Corp	\$2,362,000.00	\$2,362,000.00	\$110,000.00	\$435,000.00	22.57%	8
AARK	\$2,387,400.00	\$2,387,400.00	\$127,400.00	\$460,400.00	23.89%	9
Summit Construction	\$2,398,400.00	\$2,398,400.00	\$102,000.00	\$471,400.00	24.40%	10
Xavier Contracting	\$2,399,000.00	\$2,399,000.00	\$123,000.00	\$472,000.00	24.49%	11
Darlind Construction	\$2,473,000.00	\$2,473,000.00	\$105,000.00	\$546,000.00	28.33%	12
Saint Francis Construction	\$2,475,800.00	\$2,475,800.00	\$95,700.00	\$548,800.00	28.48%	13

Contract No. 2005-02 (Plumbing)

Contractor	Contractor's Base Bid	Engineer's Check	Dollar Amount Above Low Bid	% Above Low Bidder	Position
Gruppuso Plumbing Corp.	\$ 278,500.00	\$ 278,500.00	\$0.00	0.00%	1
LJ Coppola	\$ 288,000.00	\$ 288,000.00	\$ 9,500.00	3.40%	2
Beneway Plumbing	\$ 289,750.00	\$ 289,750.00	\$ 11,250.00	4.00%	3
Frank and Lindy Plumbing and Heating	\$ 301,000.00	\$ 301,000.00	\$ 22,500.00	8.00%	4
S&L Plumbing and Heating Corp.	\$ 330,000.00	\$ 330,000.00	\$ 51,500.00	18.49%	5

Contract No. 2005-03 (Fire Protection)

Contractor	Contractor's Base Bid	Engineer's Check	Dollar Amount Above Low Bid	% Above Low Bidder	Position
Allstate Sprinkler Corp.	\$88,765.00	\$88,765.00	\$0.00	0.00%	1
D&S Fire Protection Corp	\$105,000.00	\$105,000.00	\$16,235.00	18.28%	2
Northeast Automatic	\$122,780.00	\$122,780.00	\$34,015.00	38.32%	3

Contract No. 2005-04 (Mechanical)

	Contractor's Base Bid	Engineer's Check	Alternate	Dollar Amount Above Low Bid	% Above Low Bidder	Position
Atlantic Westchester	\$376,400.00	\$376,400.00	N/A	\$0.00	0.00%	1
ACS System Associates	\$437,000.00	\$437,000.00	N/A	\$60,600.00	16.09%	2
Sun-Dance Energy Corp	\$507,183.00	\$507,183.00	N/A	\$130,783.00	34.75%	3

Contract No. 20005-05 (Electrical)

Contractor	Contractor's Bid	Engineer's Check	Alternate	Dollar Amount Above Low Bid	% Above Low Bidder	Position
Innovative Electric	\$367,323.00	\$367,323.00	N/A	\$0.00	0.00%	1
Maywood Electrical Co.	\$372,688.00	\$372,688.00	N/A	\$5,365.00	1.50%	2
Naber Electric	\$378,000.00	\$378,000.00	N/A	\$10,677.00	2.90%	3
Anderson Electric	\$393,250.00	\$393,250.00	N/A	\$25,927.00	7.00%	4
Mezz Electric	\$444,000.00	\$444,000.00	N/A	\$76,677.00	20.80%	5
Solar Electric	\$446,000.00	\$446,000.00	N/A	\$78,677.00	21.41%	6
Eastern Electric	\$447,777.00	\$447,777.00	N/A	\$80,454.00	21.90%	7
B.A.C. Electric	\$471,340.00	\$471,340.00	N/A	\$104,017.00	28.31%	8
Talt Electric	\$473,000.00	\$473,000.00	N/A	\$105,677.00	28.76%	9
All Bright Electric	\$483,000.00	\$483,000.00	N/A	\$115,677.00	31.49%	10

20. Bid award for street materials

Council members had questions for City Engineer Mottarella concerning the condition of various streets. Many are in bad repair because of work done on them during the winter by Con Edison. Mr. Mottarella has sent a certified letter to Con Edison to insure restoration. The Kirby Lane gas main will be finished soon and the street repaired. Councilman Hennes questioned having two poles in various places. The problem is that the last company to work on anything is the one to take the pole away, but it doesn't happen. Perhaps the code needs to be strengthened, as double poles are both an eyesore and block sightlines.

The tabulation for this bid is listed on the following page.

Mayor Otis made a motion, seconded by Councilman Hennes, to adopt the following resolution:

RESOLVED, that Bid #1-05, Street Materials, is hereby awarded to Peckham Materials for crushed stone (3/4 and 1 1/2), graded processed stone, binder course Types 3 and 4, shim course Type 5, top course Types 6F and 7F, and asphaltic concrete curb mix as the bidder offering the lowest price without adding transportation costs.

ROLL CALL:

AYES: Mayor Otis, Councilmen Chu, Cypher, Fahey, Hennes,
Larr and Seitz

NAYS: None

ABSENT: None

**Bid #1-05
STREET MATERIALS**

NAME OF BIDDER		Peckham		NY Materials		RCA Asphalt			
#	Item	PER TON		PER TON		PER TON		PER TON	
		F.O.B.	Delivered	F.O.B.	Delivered	F.O.B.	Delivered	F.O.B.	Delivered
	Crushed Stone ¾"	No Bid	\$19.00	\$21.00	No Bid	No Bid	No Bid		
	Crushed Stone 1 ½"	No Bid	\$19.00	\$22.00	No Bid	No Bid	No Bid		
	Graded Processed Stone NYS 304.03	No Bid	\$17.00	No Bid	No Bid	No Bid	No Bid		
		PER NET TON		PER NET TON		PER NET TON		PER NET TON	
#	Item	F.O.B. Bidder's Plant		F.O.B. Bidder's Plant		F.O.B. Bidder's Plant		F.O.B. Bidder's Plant	
403.13	Binder Course Type 3 3.5%	\$42.00		No Bid		\$45.31			
403.14	Binder Course Type 4 4.0%	\$42.00		No Bid		\$45.31			
403.15	Shim Course Type 5 8.25%	\$43.00		No Bid		\$46.81			
403.17	Top Course Type 6F 6.4%	\$42.00		No Bid		\$46.31			
403.19	Top Course Type 7F 7.0%	\$43.00		No Bid		\$46.31			
714.06	Asphaltic Concrete Curb Mix 7.5%	\$57.00		No Bid		\$54.81			
		PER CU YD		PER CU YD		PER CU YD		PER CU YD	
		F.O.B. Delivered		F.O.B. Delivered		F.O.B. Delivered		F.O.B. Delivered	
502.2	Class "A" Concrete	No Bid		No Bid		No Bid			

21. Miscellaneous communications and reports

Councilman Fahey reminded everyone to attend the opening of the new Synagogue building on Saturday, May 14.

Councilman Hennes urged everyone to volunteer for “Pride in Rye” Day, also on May 14th. It is co-sponsored by the Beautification Committee and will be held in several areas in the City, rain or shine.

Mayor Otis mentioned a letter from a citizen questioning the location of the new parking meters, as they will affect those with handicaps. The meters are designed to be handicapped accessible and perhaps the handicapped spots could be moved closer to the meters or those with handicapped stickers could be exempt from paying. The matter was referred to the staff.

22. Old Business

Councilwoman Larr reported on the Rye Town Park Commission Meeting she attended with Mayor Otis saying Rye had prevailed in several areas (weekend parking will increase from \$6 to \$7 dollars on weekends to match Playland; parking on July 4th will be raised to \$10 and to \$9 on Labor Day). They were voted down 4-2 to raise non-resident rates. The Mayor congratulated Councilwoman Larr on her aggressive pursuit of these items and reported a budget was passed which should lower Rye’s contribution a little, but also indicates a willingness to do better by Rye.

Councilman Hennes inquired about the Farmer’s Market and was told no decision had been made until the merchants had been consulted. Staff is considering approval of the request to hang banners and put signs on the Boston Post Road. Councilman Hennes made a motion, seconded by Councilwoman Larr and unanimously passed to adopt the following resolution:

RESOLVED, that the City Council hereby authorizes the Farmer’s Market to do business on Sundays in Rye beginning June 5, 2005.

Councilman Cypher will review the Agatha Durland Trust document and report back to the Council.

In response to the inquiry by Councilman Seitz concerning the Occupancy Tax bill, the Mayor reported no new progress.

Councilman Seitz discoursed on the fact that Councilman Cypher and the Mayor voted for the budget, which incorporates anticipated revenue from parking meters, yet they voted against the parking meter proposal, calling this irresponsible and indefensible. Councilman Cypher said it is his job as an elected official to do what is right for the City as a whole even if there are line items he does not like and he considers the comments out of line. The Mayor said on a night like this when they have seen such success with the Locust Fire House project, it is

hard to get upset. He continues to be against parking and to disagree with budgeting with speculative revenue, but he is happy about this evening and would like to end the meeting on a positive note. Mr. Seitz concurred.

23. New Business

There was no new business to discuss.

24. Draft unapproved minutes of the regular meeting of the City Council held March 30, 2005

Councilwoman Larr made a motion, seconded by Councilman Seitz, to approve the minutes of the regular meeting of the City Council held March 30, 2005 as amended.

25. Adjournment

There being no further business to discuss, Councilman Hennes made a motion, seconded by Councilman Fahey and unanimously carried, to adjourn the meeting at 9:58 P.M.

Respectfully submitted,

Susan A. Morison
City Clerk