

APPROVED MINUTES of the Special Meeting of the City Council of the City of Rye held in City Hall on June 3, 2005 at 8:30 A.M.

PRESENT:

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

ABSENT: ROBERT S. CYPHER

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.

3. Bid Awards for Locust Avenue Fire House Renovation Project

City Engineer George Mottarella explained that Allstate Sprinkler, the lowest bidder for Contract 2005-03 had failed to produce the required \$5 million Umbrella Insurance as specified in the contract. Therefore he recommends the Council rescind the bid award to Allstate Sprinkler; opt to retain their bid security that is in the form of a certified check; and award the bid for Fire Protection to the second lowest bidder, D&S Fire Protection, also the winner of the Fire Protection bid for the Damiano Center project.

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

RESOLVED, that Contract #2005-03 Locust Avenue Firehouse Fire Protection, awarded to Allstate Sprinkler Corp. in the amount of \$88,765 at the regular meeting of the City Council held is hereby rescinded; and be it further

RESOLVED, that because Allstate Sprinkler Corp was unable to supply the required \$5 million Umbrella Insurance, the City Council of the City of Rye hereby authorizes the City Manager to retain the bid bond, submitted in the form of a certified check in the amount of \$4438.25 from Allstate Sprinkler Corp.

ROLL CALL:

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

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

RESOLVED that Contract #2005-03, Locust Avenue Firehouse – Fire Protection, is hereby awarded to D&S Fire Protection, the second lowest bidder meeting specifications, in the amount of \$105,000.

ROLL CALL:

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

4. Authorization for the City Manager to enter into an agreement with the Rye Merchants Association to use Car Park #5 for a Farmer’s Market beginning Sunday, June 5, 2005 through November 20, 2005

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

RESOLVED, that the City Manager is hereby authorized to enter into an agreement with the Rye Merchant’s Association to use Car Park #5 for a Farmer’s Market every Sunday from 7:00 A.M. until 3:30 P.M., beginning Sunday, June 5 and ending Sunday, November 20, 2005.

ROLL CALL:

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

5. Consideration of Home Rule Messages for S5387A and A8015-B to amend the tax law, in relation to the imposition of an occupancy tax in the City of Rye

Mayor Otis reported that another new version of the proposed law to impose an occupancy tax on the City of Rye, reinserting a sentence stating that the tax rate would be 3%, was ready to be considered by the State legislature under numbers S5387A and A8015-B and another Home Rule Message would need to be passed by the Council. He said hopefully there will be no further objections and the proposal can be passed into law soon. State Assemblyman George Latimer assured the Council he would do whatever he could to see that the proposal is enacted into law.

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

RESOLVED, that the Council of the City of Rye hereby adopts Home Rule Messages for S5387A and A8015-B to amend the tax law in relation to the imposition of an occupancy tax in the City of Rye.

ROLL CALL:

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

6. Adjournment

Just prior to adjournment Councilman Seitz referred to a memorandum he had sent to the City Manager the prior day requesting changes to the normal budget process saying he believed there had been a resolution by the Council requesting preliminary budget figures by September. After considerable discussion Acting City Manager Michael Genito said he would discuss it with City Manager Paul Shew, but noted that no one at the meeting recalled such a resolution and staff highly recommends against submitting earlier budget estimates.

There being no further business to discuss, Councilman Hennes made a motion, seconded by Councilwoman Larr and unanimously carried, to adjourn the meeting at 9:05 A. M.

Respectfully submitted,

Susan A. Morison
City Clerk