

APPROVED MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on July 21, 2010 at 8:00 P.M.

PRESENT:

DOUGLAS FRENCH Mayor
RICHARD FILIPPI
PAULA J. GAMACHE
SUZANNA KEITH
CATHERINE F. PARKER
JOSEPH A. SACK
Councilmembers

ABSENT: PETER JOVANOVIICH

The Council convened at 7:40 p.m. Councilman Filippi made a motion, seconded by Councilwoman Gamache to adjourn into executive session to discuss attorney/client matters. Councilwoman Parker made a motion, seconded by Councilwoman Gamache and unanimously carried, to adjourn the executive session at 8:23 p.m. The regular meeting convened at 8:30 p.m.

Mayor French began by noting that this was the first regular City Council meeting since Scott Pickup has been appointed City Manager. He presented Mr. Pickup with a copy of the book "*Shackleton's Way – Leadership Lessons from the Great Antarctic Explorer*" on behalf of the Council.

1. Pledge of Allegiance

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

2. Roll Call

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

3. General Announcements

Announcements were made about the following items:

- New optical scanning voting machines will be used beginning this year replacing the lever machines. The City Clerk provided a brief description of the new process.
- There is an opening on the Recreation Commission. Anyone wishing to serve should contact the Mayor or Recreation Commission Chair Bart DiNardo.
- The Mayor will begin holding office hours for the public in the Mayor's Conference Room at 7:00 p.m. on regular City Council meeting nights.

- A list of pedestrian safety improvement projects that are in progress is on the City website.

Additional announcements were made regarding other topics and information provided relating to other groups and organizations in the City.

4. Draft unapproved minutes of the regular meeting of the City Council held June 9, 2010, the special meeting of the City Council held June 14, 2010 and the special meeting of the City Council held June 28, 2010

Councilwoman Keith made a motion, seconded by Councilwoman Parker and unanimously carried, to approve the minutes of the regular meeting of the City Council held on June 9, 2010, as amended.

Councilman Filippi made a motion, seconded by Councilwoman Parker and unanimously carried, to approve the minutes of the special meeting of the City Council held on June 14, 2010, as submitted.

Councilwoman Gamache made a motion, seconded by Councilwoman Parker and unanimously carried, to approve the minutes of the special workshop meeting of the City Council held on June 28, 2010, as submitted.

5. Approval of the election of four new members to the Rye Fire Department

Mayor French noted the recent loss of career fireman Bruce Kerr and volunteer fireman Scott Seaver, and offered the condolences of the City Council to their families.

Councilman Sack made a motion, seconded by Councilwoman Keith and unanimously carried, to adopt the following Resolution:

RESOLVED, that the City Council of the City of Rye hereby approves the election of Robert Rodriguez to the Poningoe Engine and Hose Company, Peter Kennedy to the Milton Point Engine and Hose Company and Robert Iabani and Michael Marchand to the Fire Police Patrol Company, as approved at the last meeting of the Fire Wardens.

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

There were no residents wishing to speak under this topic.

7. Mayor's Management Report

- Coyote update

City Manager Pickup reported that since the special meeting that the Council held on the coyote issue another meeting was held with representatives of neighboring communities as well as a Federal representative from Wildlife Services, who work with the State Department of Environmental Conservation (DEC). The agencies are supportive of the City's trapping program. The City is now using the collarum traps, not only in public spaces but on private property as well. The trapper moves the traps based on sightings and animal activity. There may be 10 to 20 traps set at any given time. They are also trying a system of calls to attract the animals. The ideal time for trapping coyotes is when they are in the den with their young, not when they move out of the dens, which is the current situation. The Federal representatives believe that "harassment and hazing" is still the best plan to follow. The most important way that the public can assist the City is to call in the sightings of the animals.

Council comments and questions included:

- It is good that the City is trying new things but the object is to catch the coyotes. The City should provide an incentive to the trapper to catch the animals rather than just setting traps and being paid on a weekly basis. (The City is coordinating with other communities and information is being shared.)
- The DEC recommends using pepper spray against coyotes. Wasp spray is also good.
- Aggressive behavior against coyotes must be maintained in order to change their behavior.
- What purpose do the helicopters serve and who is paying for them? (There is no direct cost to the taxpayers. They are used because they have an infrared capacity that can be used in areas where sightings have been reported.)
- How is the City working with neighborhoods? (Individuals are calling in sightings and working with the City on placing traps on private property.)
- Is the City looking at the deer population in relation to the coyote issue? (The DEC is not linking culling the deer population to a reduction of the coyote population. The wildlife biology people say that the favorite food of coyotes is voles, animals similar to a mouse, and the City has a large population of these animals.)
- Should the trapping efforts be curtailed because this is not the ideal trapping season? (The program should continue as long as coyote sightings continue. When activity declines, it may be scaled back.)

Henry King, 76 Coolidge Avenue, said that he believed there was no incentive to catch coyotes. He believes the trappers should be paid for what they trap. They should be easy to catch if they are not afraid of humans. He said there is someone from Cornell working in Greenburgh, who has no trouble catching the animals. City Manager Pickup said that sometimes private contractors exaggerate their capabilities and results, similar to "fish stories".

- Construction Update

City Manager Pickup provided updates on the following projects:

Central Business District: additional mark outs have been done in and around pedestrian crossing areas in order to improve sight distances.

Annual Paving Program: the program is dependent on the weather and asphalt supply, but will hopefully be completed by the beginning of August.

Central Avenue Bridge: the State Department of Transportation (DOT) has notified the City that the Federal Highway money has been rereleased. They will be processing the reimbursement to the City for money already spent. Once the account is activated, the money cannot be taken back. When that money is received, staff may be able to give the Council a schedule of when the project can go out to bid and construction can proceed.

Stimulus Projects: the majority of the work has been completed at every location. There have been some problems, mostly due to utilities that were not recorded and must be relocated. Most of the infrastructure work has been done. The electrical contractor is ready to begin the next phases of the signal work. The stimulus piece of Oakland Beach Avenue is almost done. The second phase, which involves realigning the road, has been marked out; some of the work has begun and it is hoped it will be completed in the next few weeks.

Boston Post Road Diet: when the stimulus projects are done, some of the same contractors will be working on this project. It should be a short term project.

Jim Amico, 350 Midland Avenue, said he believed the turning radius that resulted from the Palisade Avenue/Midland Avenue stimulus project will cause accidents because a car or truck must cross the double yellow line in order to make the turn. City Manager Pickup said that when the project is completed the turning radius will match County requirements for the intersection. Mr. Amico also said that the City should hold the contractors to strict standards of operation. Councilmembers suggested the City adopt a Resolution setting standards for contractors and suggested that escrow funds be required in contracts that could be deducted for violations. City Manager Pickup said that when there have been issues in the field, City staff have discussed them with the head of the construction company and the Assistant City Engineer speaks to the crew in the field and they have been responsive. Mr. Pickup added that most of the construction that occurs in City right-of-ways is done by companies that have been contracted by utilities, not the City.

- Legal update

Interim Corporation Counsel Wilson reported on the following cases:

- The City has moved for summary judgment in the RB Conway matter, which is a breach of contract action stemming from the contract to dredge the Municipal Boat Basin. RB Conway has moved for partial summary judgment.
- A decision is still pending from the Appellate Division, Second Department in the Osborn case.
- The City was served with an Article 78 in the form of a mandamus by HealtheHarbor.com and Ray Tartaglione. Motion papers have been served by the City. A large part of the argument is who has jurisdiction over the issues raised in the case, the City or the County.

- The Planning Commission, Building Department and the City Engineer have been served with an Article 78 by Robert and Rita Schubert. It relates to the requests made by Chuck Pateman to those City departments.
- The Schubert v. City of Rye federal case is pending before Judge Caras. A decision is awaited on the City's motion to dismiss.
- An appeal has been filed in connection with a traffic conviction in Rye City Court. The City has moved to dismiss the action.

Councilman Sack said that it was his understanding that the City was going to retain FPM to provide consulting in connection with the Beaver Swamp Brook Administrative Proceeding. He said he believed the City Counsel should have voted on the decision to retain them and if that had happened he would have voted against hiring them. Ms. Wilson said that generally when consultants are hired it is done by the City Manager with the consensus of the Council. Mayor French said that in this case it was the consensus of the Council that FPM was the most cost effective consultant to use in order to meet a court deadline. City Manager Pickup said that staff generally consults with the Council about professional services in large scale matters but it is not the norm to have a vote by the Council.

- Summary of Council Workshop to be held on July 26, 2010

City Manager Pickup said that the items that will be discussed at the City Council workshop on Monday, July 26th include: (1) doing a test in the downtown of stop signs at certain intersections to determine how traffic would be impacted; (2) updates on the deferred capital projects that were discussed at a special meeting in March such as the Friends Meeting House; and (3) a presentation on cash management items and issues that may impact the budget.

8. Authorization for City Manager to enter into a settlement agreement regarding the United Water rate case

City Manager Pickup said that the City has an ongoing relationship with an attorney who has represented the City's interests with respect to water service issues. There is a rate request before the Public Service Commission (PSC) and the City has joined with Rye Brook to hire a professional to look at the rate and see if there is a way to modify it. There is a proposal from the current counsel that they recommend be brought to the PSC to settle the case. The request is that the Council grant the authority to go forward with the proposal but also to grant authority to withdraw if the Village of Rye Brook votes not to go forward with the agreement.

Councilwoman Keith made a motion, seconded by Councilwoman Gamache, to adopt the following Resolution:

RESOLVED, that the City Manager is authorized to enter into negotiations for settlement of the United Water rate case before the Public Service Commission assuming that other municipal parties involved in the case are part of any negotiated settlement.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith and Parker
NAYS: Councilman Sack
ABSENT: Councilman Jovanovich

The Resolution was adopted by a vote of 5-1

9. Authorization for City Manager to seek an RFP for the City of Rye Corporation Counsel position

Mayor French said the City would be posting for the position of Corporation Counsel and the draft Request for Proposal (RFP) was before the Council for consideration. Former Mayor John Carey, who worked with Councilman Sack on a recommendation for the Law Department offered the following comments on the draft RFP:

- The City Charter does not allow for the Corporation Counsel to be a firm.
- The qualifications for law firms is useful, but should be used for firms the City might use in special circumstances.
- When the City needs to hire an outside firm, the terms should be negotiated.
- Candidates should supply curriculum vitae, writing samples, written recommendations and other references.
- Applicants should show their ability to perform the skills required of trial lawyers.
- The only exception should be litigation where representation is provided by an insurance carrier.
- The applicant should state the price they would be willing to accept for the job.

Council comments and questions included:

- Why were civil rights cases excluded? (City Manager Pickup said that historically, the City has assigned civil rights cases to outside counsel. They are usually covered by insurance.)
- Lawyers are always asked to state their salary requirements today.
- Applicants should be directed to review the Carey/Sack report on the City website.
- The RFP outlines the hiring criteria and expectations. The Carey/Sack Report is just a recommendation.
- Applicants should be required to disclose if they have had conversations with sitting Counsel members.
- Should there be a periodic review by the Council of the operation of the Law Department? (The contract provision refers to an annual review of performance.)

City Manager Pickup said that the RFP would be revised into another draft and circulated to the Council for review before a vote is taken.

10. Authorization for City Manager to enter into a license agreement with Eduardo and Monica Vergara, residing at 45 Dearborn Avenue, Rye, New York, to install drainage

City Manager Pickup said that Eduardo and Monica Vergara have made improvements to their property, which create additional stormwater requirements. As part of their surface water control and stormwater management plan they need to execute this proposed agreement to complete the drainage on their property. The agreement has been fully reviewed and is in full compliance of the City's Code and meets all regulatory requirements.

Councilman Sack made a motion, seconded by Councilwoman Gamach, to adopt the following Resolution:

RESOLVED, that the City Manager is hereby authorized to enter into a license agreement with Eduardo and Monica Vergara, residing at 45 Dearborn Avenue, Rye, New York, (said property shown on the tax assessment map of the City of Rye as 153.7-3-5) to permit them to connect to the catch basin located on the northeast corner of Dearborn Avenue and Newberry Place.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker and Sack
NAYS: None
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote

11. Resolution establishing a standard workday for elected and appointed officials as per new reporting requirements of the New York State and Local Employees' Retirement System

City Manager Pickup said this agenda item is reflective of updates to the New York State Retirement System reporting requirements. The only two people who meet the requirements are the City Manager and Corporation Counsel. They are required to maintain a written record, which shows their work hours. The Resolution sets a minimum of what constitutes a work day. If they do not meet the standard, the Retirement System can go back and recover from those who do not comply.

The Council asked for more information from the Retirement System regarding the new requirement prior to voting on the Resolution.

12. Designation of Nominating Committee for the Boat Basin elections and appointment of the Chairman of the Nominating Committee

Councilwoman Parker made a motion, seconded by Councilwoman Keith and unanimously carried, to adopt the following Resolution:

RESOLVED, that the City Council of the City of Rye hereby designates Ford Winters (Permit Holder elected to the Nominating Committee in August 2009); Andrew Bodner (Commission Member not running for re-election); and Frank Mangiamele (Permit Holder appointed by the Commission) as the Rye Boat Basin Nominating Committee for the 2010 Rye Boat Basin Commission elections and designates Ford Winters as the Chair of the Nominating Committee.

13. Discussion of the revised law on solicitation

Mayor French said that Interim Corporation Counsel Wilson was asked to review the City's solicitation law and look into what other communities were doing. Ms. Wilson said that the draft before the Council includes several changes from the current law, including a change in the hours, tightening of definitions, updating of the list of exemptions, clarification of licensing requirements and who is required to pay for a license, a criminal background check for commercial licenses and the creation of a "Do Not Knock Registry", which would require those going door-to-door to have an up-to-date list of addresses where they may not solicit.

Councilwoman Keith made a motion, seconded by Councilman Filippi and unanimously carried, to adopt the following Resolution:

WHEREAS, the Council wishes to amend Chapter 114 "Peddling and Soliciting" of the Code of the City of Rye; and

WHEREAS, it is now desired to call a public hearing on such proposed amendments to the law, now, therefore, be it

RESOLVED, by the Council of the City of Rye as follows:

Section 1. Pursuant to Section 20 of the Municipal Home Rule Law and the Charter of the City of Rye, New York, a public hearing will be held by the Council of said City on August 11, 2010 at 8:00 P.M. at City Hall, Boston Post Road, in said City, for the purpose of affording interested persons an opportunity to be heard concerning such proposed local law.

Section 2. Such notice of public hearing shall be in substantially the following form:

PUBLIC NOTICE
CITY OF RYE

**Notice of Public Hearing on a proposed local law to amend Chapter 114
“Peddling and Soliciting” of the Code of the City of Rye.**

Notice is hereby given that a public hearing will be held by the City Council of the City of Rye on the 11th day of August, 2010 at 8:00 P.M. at City Hall, Boston Post Road, in said City, at which interested persons will be afforded an opportunity to be heard concerning a proposal to amend Chapter 114 Peddling and.

Copies of said local law may be obtained from the office of the City Clerk.

Dawn F. Nodarse
City Clerk
Dated: July 30, 2010

14. Consideration to set a Public Hearing to add a proposed Escrow local law to assign the costs of any experts utilized by a City Board or Commission to the applicant

Interim Corporation Counsel Wilson said that a prior escrow provision in the Code “sun-setted” and the new version tweaks it to allow the Planning Commission or City Engineer to hire consultants that are outside of their expertise, with the cost borne by the applicant and not the City. The new law provides a mechanism for collecting the money, putting it in an escrow account and paying the consultants.

Councilwoman Parker made a motion, seconded by Councilwoman Gamache and unanimously carried, to adopt the following Resolution:

WHEREAS, the Council wishes to amend the Code of the City of Rye by repealing Chapter 87 “Environmental Quality Review” and replacing it with a new Chapter 87, “Escrow Provisions”; and

WHEREAS, it is now desired to call a public hearing on such proposed amendments to the law, now, therefore, be it

RESOLVED, by the Council of the City of Rye as follows:

Section 1. Pursuant to Section 20 of the Municipal Home Rule Law and the Charter of the City of Rye, New York, a public hearing will be held by the

Council of said City on August 11, 2010 at 8:00 P.M. at City Hall, Boston Post Road, in said City, for the purpose of affording interested persons an opportunity to be heard concerning such proposed local law.

Section 2. Such notice of public hearing shall be in substantially the following form:

PUBLIC NOTICE
CITY OF RYE

Notice of Public Hearing on a proposed local law to amend the Code of the City of Rye by repealing Chapter 87 “Environmental Quality Review: and replacing it with a new Chapter 87, “Escrow Provisions”.

Notice is hereby given that a public hearing will be held by the City Council of the City of Rye on the 11th day of August, 2010 at 8:00 P.M. at City Hall, Boston Post Road, in said City, at which interested persons will be afforded an opportunity to be heard concerning a proposal to amend the Code of the City of Rye by repealing Chapter 87 “Environmental Quality Review” and replacing it with a new Chapter 87, “Escrow Provisions”.

Copies of said local law may be obtained from the office of the City Clerk.

Dawn F. Nodarse
City Clerk
Dated: July, 30, 2010

15. Consideration to set a Public Hearing to amend Local Law Chapter 53, Section 53-2, “Membership of Architectural Review Board”, stipulating residency requirements for architects serving on the Board of Architectural Review

Mayor French said that because an architect who is also a Rye resident has agreed to serve on the Board of Architectural Review, the Council would not proceed with setting a public hearing at this time.

Councilman Filippi made a motion, seconded by Councilwoman Keith and unanimously carried, to appoint Carmen Aguilar to the Board of Architectural Review to fill out a term expiring on January 1, 2011.

16. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department

City Manager Pickup said that the General Orders of the Police Department are periodically updated. The Department receives grant money to conduct sobriety checkpoints and this change tightens up some of the procedures and brings them more in line with the requirements of the authorities who provide the money. A copy of the proposed changes were sent to the union membership for their review and comment.

Councilman Filippi made a motion, seconded by Councilwoman Gamache, to adopt the following Resolution:

RESOLVED, that the proposed revision of the Rules and Regulations of the City of Rye Police Department: General Order #109.10 Sobriety Checkpoint Procedures, is hereby approved.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker and Sack
NAYS: None
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote.

17. Discussion of Resolution to establish a Rye Town Park Advisory Committee

Mayor French said that neighbors of Rye Town Park have indicated that this has been one of the best summers in memory regarding impacts to the neighborhoods surrounding Rye Town Park. He said that he believed many of the changes resulted from work done by the Parking Committee that reviewed the policies and practices of the Park. The proposed Resolution would formalize that Committee and give the Council a group of citizens representing the neighbors of the park, the dog groups and the Friends of Rye Town Park and provide an out reach to the community, similar to the Rye Playland Advisory Committee.

Councilwoman Gamache made a motion, seconded by Councilman Filippi, to adopt the following Resolution:

WHEREAS, the volunteer committees in the City of Rye (“City”) perform a critical function in the City by advising the City Council on important issues that are relevant to the daily operations of the assets within and near the City of Rye; and

WHEREAS, the City of Rye and Town of Rye share ownership and operating responsibility of Rye Town Park; and

WHEREAS, residents of the City of Rye and Rye Town visit Rye Town Park regularly and enjoy its location and participate in the events and activities that take place; and

WHEREAS, the Rye Town Park Commission is a representative body of the City of Rye and Rye Town which includes the Village of Port Chester, Village of Rye Brook and the Rye Neck section of the Village of Mamaroneck; and

WHEREAS, activities, policies, events and practices at Rye Town Park have financial and neighborhood impacts on the City and Town of Rye Residents; and

WHEREAS, the City would like to establish the Rye Town Park Citizens Advisory Committee to, among other duties, assist the City and Rye Town Park Commission in identifying areas that can be improved, advise on important issues, and inform on upcoming events;

NOW, THEREFORE, BE IT RESOLVED, that the Rye Town Park Advisory Committee is hereby established; and be it further

RESOLVED, that the Committee shall consist of no more than seven (7) members, representative of the user groups and surrounding neighborhoods. The initial appointments shall be staggered two (2) one-year terms, two (2) two-year terms, and three (3) three-year terms; and be it further

RESOLVED, that members of the Rye Town Park Advisory Committee shall be appointed by the Mayor, with the approval of the Rye City Council. The Mayor shall designate the Chairperson; and be it further

RESOLVED, that the Rye Town Park Advisory Committee shall have the following duties and powers:

1. To establish Committee rules and procedures for meetings;
2. To advise the City Council and Rye Town Park Commission on issues relating to the operation and management of Rye Town Park;
3. To identify and review neighborhood issues that arise relating to Rye Town Park; and
4. To recommend to the City Council bi-annually in March and September, on possible changes to the practices, policies and daily operations of Rye Town Park to better meet the needs of the residents of the City and Rye Town.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker and Sack
NAYS: None
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote.

Councilman Sack suggested that the Planning Commission meet with the new Rye Town Park Advisory Committee in order to provide suggestions for the Rye Town Park Commission for what might be done going forward at the Park.

18. Resolution to grant permission to the Rye Free Reading Room to hold a free public concert on the Village Green on Sunday, September 19, 2010 at 2 p.m.

Councilwoman Gamache made a motion, seconded by Councilman Filippi and unanimously carried, to adopt the following Resolution:

RESOLVED, that the City Council of the City of Rye hereby grants permission to the Rye Free Reading Room to use the Village Green from 12:00 to 5:00 p.m. on Sunday, September 19, 2010, for a free public concert.

19. Bid Award for Automotive Parts and Machine Shop Services (Bid # 3-10).
Roll Call.

City Manager Pickup said he recommends that the Council approve the bids as listed. He said the companies give the City a listing based on their catalogue price, which is a percentage off the list.

Councilwoman Keith made a motion, seconded by Councilman Filippi, to adopt the following Resolution:

RESOLVED, that Bid #3-10 for Automotive Parts and Machine Shop Services is hereby awarded to Tri-City Automotive Parts and Mendel's Truck & Auto Parts as follows:

Tri-City Automotive Parts	<u>Category 1</u>	
	Group 1	Brake Shoes & Linings
	Group 1A	Brake Parts
	Group 2	Bearings
	Group 4	Carburetors
	Group 7	Electric Switches & Wiring
	Group 10	Headlights
	Group 11	Hose Clamps
	Group 12	Hoses & Belts
	Group 13	Ignition Equipment
	Group 15	Shock Absorbers
	Group 16	Seals
	Group 17	Water Pumps

Group 18 Filters
Group 19 Windshield Wiper Products
Group 21 Batteries
Group 22 Starter & Alternators

Mendel's Truck/Auto Parts

Category 1

Group 3 Brass Fittings
Group 5 All Clutch Assemblies
Group 6 Exhaust Parts
Group 8 New Fuel Pumps
Group 9 Gaskets & Gasket Sets
Group 14 Mirrors & Lamps
Group 20 Chassis Front End Parts
Group 23 Bolts, Nuts, Washers, Etc.

Category 2

Group 1 Brake Parts
Group 2 Starter & Alternators
Group 3 Exhaust Parts
Group 4 PTO Clutch Assemblies

Category 3

Flywheels Cut to 12"
Flywheels Cut to 12" or Over
Driveshafts Rebuilt
King Pins Fitted
King Pins w/I Beams
Brake Bands Relined
Brake Shoes Relines
V-8 Heads Rebuilt
6 Cylinder Heads Rebuilt
4 Cylinder Heads Rebuilt
4 OHC Head Rebuilt
Pistons Changed Over & Cleaned
Axles Bearing and Related
Press Work (per bearing)
Heavy Duty Break Drums 16" & Up (price cut
per inch)
Passenger Car & Light Duty Truck up to 14" Drums
Rotors
Unltd. Shop Work (per hour)

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker
and Sack

NAYS: None

ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote.

20. Bid Award for Hewlett Avenue Sanitary Sewer Forcemain Replacement (Contract # 2010-04)
Roll Call.

Councilwoman Gamache made a motion, seconded by Councilman Filippi, to adopt the following Resolution:

RESOLVED, that Contract # 2010-04 for Hewlett Avenue Sanitary Sewer Forcemain Replacement is hereby awarded in the amount of \$172,587.50 to Bilotta Construction Corporation, the lowest bidder whose bid meets specifications.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith and Sack
NAYS: Councilwoman Parker
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 5-1 vote.

CONTRACT #2010-04

HEWLETT AVENUE FORCEMAIN INSTALLATION

Position	Contractor	Amount Bid
1	Bilotta Construction Corporation	\$172,587.50
2	ELQ Industries	\$238,305.00
3	Joken Develoment	\$242,195.00
4	Contech Construction Tech.	\$292,475.00
5	NDL Associates	\$555,000.00

21. Bid Award for Solid Waste Container Service at the Department of Public Works (Contract # 2010-05)
Roll Call.

Councilwoman Keith made a motion, seconded by Councilwoman Parker, to adopt the following Resolution:

RESOLVED, that Contract #2010-05 for Solid Waste Container Service is

hereby awarded in the amount of \$45,900.00 to City Carting, the lower bidder whose bid meets specifications.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker and Sack
NAYS: None
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote.

CONTRACT #2010-05

Solid Waste Container Service Contract

				City Carting		Rogan Bros.		
#	Item No.	Items	Quantity	Unit	Total	Unit	Total	
1	1	20 Cubic Yard Container For Street Sweepings	40	PULLS	\$110.00	\$4,400.00	\$120.00	\$4,800.00
2	2	Price per Ton for Disposal of Material From ITEM 1	500	TON	\$68.00	\$34,000.00	\$75.00	\$37,500.00
3	3	30 CY Container for Garbage	50	PULLS	\$150.00	\$7,500.00	\$175.00	\$8,750.00
Contractor's Total					\$51,050.00		\$43,097.00	
Engineer's Total					\$45,900.00		\$51,050.00	
Position					1		2	
% Above Low Bidder					0.00%		11.22%	

22. Miscellaneous communications and reports

Councilwoman Keith announced that the Government Policy and Research Committee had held their first meeting. She also said that the Pedestrian Safety team has been working on Eye on Rye programs on the stimulus projects and safe routes projects to educate the public on traffic safety.

Councilwoman Parker said that a meeting had been held on June 30th of the “Playland Strategic Plan Working Group” that is made up of Mayor French, herself, Legislator Judy Myers, Charles Dorn and former Councilman Doug McKean. The group discussed possible

options for Playland going forward with a goal of assisting Westchester County in identifying strategies that would be compatible with the interests of the City and supplement and enhance the economic sustainability of Playland. She said she would like to make this group a formal committee known as the Playland Strategic Planning Group and asked anyone interested in serving on the group to contact her. She added that people with backgrounds in finance, entertainment and marketing would be helpful. Ms. Parker said that the Playland Advisory Committee met in June with Dan McBride, the Deputy Commissioner of Westchester County Parks, and Joanne Marchesani, the Director of Operations for Playland, who are very receptive to issues brought forward by Rye residents.

23. Old Business

There was no old business to be discussed.

24. New Business

There was no new business to be discussed.

25. Adjournment

There being no further business to discuss, Councilman Sack made a motion, seconded by Councilman Filippi and unanimously carried to adjourn the meeting at 10:50 p.m.

Respectfully submitted,

Dawn F. Nodarse
City Clerk