

APPROVED MINUTES of the Regular
Meeting of the City Council of the City of Rye held in
City Hall on May 11, 2011 at 8:00 P.M.

PRESENT:

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

ABSENT: RICHARD FILIPPI, Councilman

The Council convened at 6:50 p.m. Councilman Jovanovich made a motion, seconded by Councilman Sack and unanimously carried, to adjourn into Executive Session to discuss real estate matters. Councilwoman Keith made a motion, seconded by Councilwoman Parker and unanimously carried, to adjourn the Executive Session at 7:25 p.m. to move to the Square House.

Prior to the beginning of the ceremonial portion of the meeting at the Square House, there was a screening of Councilman Sack's video "The Council Project", which includes interviews with former Mayors and Councilmembers reflecting on their time in office.

Sheri Jordan, Director of the Rye Historical Society, welcomed everyone saying this meeting was held at the Square House every year to honor the time when the Square House served as Rye's City Hall. Mayor French thanked Councilman Sack for creating "The Council Project" video, saying it captured the "heart" of this meeting. He added that Rye is all about volunteerism and contributing to the community and that even though there is active debate it can be done with respect.

Mayor French then asked the other members of the Council for comments. Councilwoman Keith said that the current Council has made major steps in the last 17 months but it is always good to appreciate those who have come before. Councilman Sack said he had spoken with 18 former Mayors and Councilmembers for "The Council Project" and noted three who are no longer in this area but had gone out of their way to participate (Bob Hutchings, MaryAnn Ilse and Fred Hunziker). Councilwoman Parker said this was a favorite night of hers and added that working in a non-partisan way is in the best interests of the City. Councilwoman Gamache said that Rye is special because most of its residents expect standards to be met and are willing to help. She said the City is fortunate to have its volunteers and its top notch staff. Councilman Jovanovich paid tribute to the spouses of those who serve, saying that without their support and understanding, those who serve on the Council and Boards and Commissions would not be able to serve as effectively.

State Assemblyman and former Councilman *George Latimer* said that sometimes it is possible to leave Albany feeling cynical, but at the Square House meeting he always feels lucky to have served in Rye.

Former Mayors in attendance also offered comments. *John Carey* said that the current Council should enjoy their time and not do anything they might regret. He complimented Mayor French on a recent article encouraging people with questions and comments to contact the Mayor or City Manager, saying it was important for people to be listened to. *Ted Dunn* praised the current Members of the Council for not using the City website for political purposes. *Steve Otis* said this evening is about the bond between the Mayors, Councils, volunteers and staff of today and those of yesterday, which is something that makes Rye great.

Former Judge and Councilman *John Alfano* said he enjoyed his time on the Council and that great relationships were developed. Former Councilman and current City Court Judge *Joe Latwin* said it is nice to come back and see those who are here and hear about those who are not.

Comments were also made by other former Councilmembers. *Pat Levine* said the City would not have been able to get Senior Citizen Housing approved in Rye without the involvement of the Interfaith Council and also recalled the influence of Edith Reed on past City Councils. *Beth Matthews* offered thanks to all her colleagues for their service and also to the City staff. She added that she experienced what it was like to be in the majority and minority during her time on the Council. *Ed Collins* noted that since leaving the Council he has served on the Boat Basin Commission and now serves on the Board of Assessment Review. *Jim Flick* offered his thanks to former Mayor John Carey for fighting against the creation of a Regional Postal Center at the Avon property. *Jim Burke* said he looks forward to the invitation to this meeting and thinks it is a good idea that residents are able to contact a Councilmember when they need to. *Carolyn Cunningham* said that there is an exceptional group of nice, dedicated and talented people in Rye and that she looks back at her time on the Council with mostly good feelings. *Bob Cypher* thanked everyone for inviting him. *Gerry Seitz* said that Rye is lucky that it has had people of the mindset to identify major issues that could have had a major affect on the City if they had turned out differently.

Comments were also made by representatives of City Boards. *Maurio Sax* (Landmarks Advisory Committee) said that all Mayors, past and present, have contributed to the Historic preservation of the community. *Brian Dempsey* (Traffic and Pedestrian Safety Committee) said that their committee is a good committee made up of residents from all areas of town and different backgrounds. He offered special thanks to Assistant City Engineer Chris Tallerini. *Robin Jovanovich* (Board of Architectural Review) said she was happy to serve and that building applications are up, which is good for Rye.

City Manager Pickup said that the great part of this evening was saying thank you to past and present Councilmembers. He added that the City has a great staff and asked those present to stand for a round of applause. He ended by saying that the excellence of the community is a reflection of great volunteers, past and present.

Mayor French closed the ceremonial portion of the meeting by referring to former Mayors and Councilmembers in the video and said that they all have affected the lives of people living in Rye today. The meeting reconvened in Council Chambers at 9:02 p.m.

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.

Prior to beginning the business portion of the meeting, Mayor French said that the community has a number of questions for Ray Tartaglione regarding an incident that had occurred the prior weekend. Mr. Tartaglione asked that any questions be emailed to him and he would address them. The Mayor said that the City has been looking into Mr. Tartaglione's issues regarding Hen Island and the City Manager has been working with Kuder Island Corporation and the County of Westchester to come up with a reasonable solution that all parties are in favor of. Mr. Tartaglione asked that his response to the questions posed to him be read at the next Council meeting.

3. General Announcements

- Mayor French and City Manager Pickup attended the public meeting of the Westchester Joint Water Works. Inserts will be put into the next bill regarding anticipated rate increases.
- The Rye Town Park Commission will be adopting their 2011 budget at the May 16th meeting.

4. Draft unapproved minutes of the regular meeting of the City Council held April 27, 2011

Councilman Jovanovich made a motion, seconded by Councilwoman Gamache and unanimously carried, to approve the minutes of the regular meeting of the City Council held on April 27, 2011, as amended

Agenda Item 6 was taken out of order.

5. Mayor's Management Report

- Re-inventing Playland Update

Mayor French reported that 12 proposals have been received in response to the County RFP (Request for Proposals) on Playland. The proposals are all park related and include amusements; field space; a field house; improved dining; the ice rink and ideas on how the park could be managed more effectively. The Feasibility Committee will review each proposal and its feasibility and rank each proposal based on the following criteria: economic sustainability; impact to the environment; entertainment value; experience and expertise of the proposer and the overall expectation. After the proposals have been ranked, they will be reviewed by County staff for financial and legal ramifications. The Feasibility Committee should have its report around the 4th of July; the County staff should review it through the Fall and a decision could be made by the County Executive by the end of the year.

- Legal Update

Corporation Counsel Wilson reported on the following matters:

- *Carroll v. The Assessor* – A trial will begin this week in front of Judge LaCava in connection with this Tax Certiorari case. Richard Blancato, Esq. is working with City Assessor Noreen Whitty on the case.
- *Beaver Swamp Brook* – The ALJ came out with a decision putting forth time frames for the City and other interested parties to respond to any issues on the Negative Declaration. The City has until the beginning of June to petition the ALJ.
- *Schubert v. City of Rye* - A Notice of Appeal to the Second Circuit Court of Appeals has been filed. The plaintiffs have six months from the date of filing to perfect their appeal.
- *Munding v. Planning Commission* – A conference was held before Judge Colangelo. The certified record will be served this week. A briefing schedule through the beginning of June was agreed to.

6. Presentation on the Walk Rye History Tour

Laura Brett and Pam McGuire, representing the Rye Historical Society, updated the Council on the Walk Rye History Tour that had first come before the Council in August 2010. It will be a permanent walking tour through Rye, which they believe is a great way to celebrate Rye's history and the community in general. The Historical Society has vetted the project through their Board, the Chamber of Commerce, the Lions Club and the Landmarks Advisory Committee. The tour will consist of approximately 21 signs, measuring 24" by 30" that include pictures and text. The signs will be displayed around the City at various landmarks and historic properties. The Historical Society is coordinating with the Rye Shared Roadways Committee to incorporate the Walk Rye History stops into their fitness and walking trails. They are also working with Google Maps to link the stops with various fitness walks such as the East Coast Greenway Trail. There will be User's Guide pamphlets available at the Square House and with merchants who are willing to carry them. They also hope to create a downloadable MP3 Tour. The next step is to present the project to the Board of Architectural Review and then it will come back to the Council for final approval.

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

John Carey, 860 Forest Avenue, spoke about a Shared Roadways Committee proposal for the “Forest Avenue Corridor”. He said he was not in favor of the proposal that he had seen, which would expand hard surface almost to property lines and include sidewalks. He asked what the proposal would cost; where the money would come from; and why it is being contemplated. Councilwoman Keith said that the proposal Mr. Carey is referring to was just an idea that came from the Capstone Presentation made last month and before any decision would be made there would be a community dialogue.

Ray Tartaglione spoke about Hen Island. He read a letter to the editor of the Rye Record about mosquitoes by someone who had visited Hen Island three years ago. He also showed photos of water tanks and septic tanks on Hen Island. City Manager Pickup said that the City has been dealing with the Kuder Island Association and the County regulatory agencies on the complaint Mr. Tartaglione’s filed and suggested that if he had anything to add to that original complaint he should put it in writing and deal with the appropriate parties.

8. Consideration to set a Public Hearing for May 25, 2011 to establish the 2012 Budgeted Fees and Charges

City Manager Pickup said that during the 2011 budget process the Council decided it was appropriate to establish fees and charges for the next year earlier in the year outside the budget process.

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

WHEREAS, the City Council wishes to establish the 2010 Budgeted Fees and Charges; and

WHEREAS, it is now desired to call a public hearing on the proposed 2012 budgeted fees and charges, 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 May 25, 2011 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 2012 fees and charges.

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

**PUBLIC NOTICE
CITY OF RYE**

Notice of Public Hearing to establish the 2012 Budgeted Fees and Charges.

Notice is hereby given that a public hearing will be held by the City Council of the City of Rye on the 25th day of May, 2011 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 the proposed 2012 Budgeted Fees and Charges.

Copies of said proposed fees and charges may be obtained from the office of the City Clerk.

Dawn F. Nodarse
City Clerk
Dated: May 12, 2011

9. Consideration to set a Public Hearing for May 25, 2011 to amend Local Law Chapter 76, "Dogs", Section 76-5, "Running at large prohibited" and Section 76-6, "When Leash Required", to establish regulations for the leashing of dogs at Rye Town Park

Mayor French said that in order for the Rye Police to enforce a decision made by the Rye Town Park Commission to allow dogs to be off their leashes in a certain area for a limited time period during the Summer months, the City Code must be amended.

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

WHEREAS, the Council wishes to amend Chapter 76, "Dogs" of the Code of the City of Rye by amending Sections 76-5 "Running at large prohibited" and 76-6 "When Leash Required" to establish regulations for the leashing of dogs at Rye Town Park; 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 May 25, 2011 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 76, “Dogs” of the Code of the City of Rye by amending §76-5 “Running at large prohibited” and §76-6 “When Leash Required” to establish regulations for the leashing of dogs at Rye Town Park.

Notice is hereby given that a public hearing will be held by the City Council of the City of Rye on the 25th day of May, 2011 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 76, “Dogs” of the Code of the City of Rye by amending §76-5 “Running at large prohibited” and §76-6 “When Leash Required”.

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

Dawn F. Nodarse
City Clerk
Dated: May 12, 2011

10. Resolution to amend the City of Rye’s FOIL procedures

Corporation Counsel Wilson outlined the proposed updates to the City’s FOIL procedures. The Corporation Counsel will now be the appeals officer; there is a streamlined procedure for filing FOILs; and there is a new section created that follows the New York State Public Officer Law in allowing the City to charge back some of the costs associated with processing FOIL requests if they meet a certain threshold. There was a discussion among the members of the Council regarding the appropriateness of adopting the proposed new section allowing the City to charge for staff time and an additional amendment was suggested that would allow the applicant to request the fee be waived by the City Council. There was also discussion about the proposal to change the appellate body for disputed FOIL responses from the City Council to the Corporation Counsel.

John Carey also made suggestions regarding changes to the proposed procedures.

Councilman Jovanovich made a motion, seconded by Councilwoman Gamache, to amend the City of Rye’s FOIL Procedures to read as follows:

Procedures for Public Access to the Records of the City of Rye

Section 1. Purpose and Scope

- (a) These regulations are established pursuant to Article 6 of the Public Officers Law, known as the Freedom of Information Law.
- (b) These regulations provide the procedures by which records of the City of Rye may be obtained.
- (c) Personnel of the City of Rye shall furnish to the public the information and records required by law and those which were furnished to the public prior to the enactment of the Freedom of Information Law, subject to the conditions contained in subdivision 2 of Section 87 of the Freedom of Information Law, or other provisions of Law.

Section 2. Designation of records access officer.

- (a) The City Manager shall be the Records Access Officer responsible for assuring compliance with these regulations, and designates the following persons as additional records access officers:
 - 1. The City Comptroller for all records in the Department of Finance.
 - 2. The City Assessor for all records in the office of the City Assessor.
 - 3. The Building Inspector for all records in the Department of Buildings.
 - 4. The City Engineer for all records in the Department of Public Works.
 - 5. The City Planner for all records in the offices of the Planning Commission and City Planner.
 - 6. The Police Commissioner for all records in the Department of Police.
 - 7. The City Clerk for all records in the office of the City Clerk and for all other records of the City of Rye not previously mentioned.
- (b) The records access officers shall be responsible for assuring appropriate responses to public requests for access to records. The records access officers shall assure that appropriate personnel are adequately instructed in and properly perform the functions described in Sections 6 and 7 of these regulations and shall supervise the administration of these regulations.

Section 3. Designation of fiscal officer.

The City Comptroller is designated the fiscal officer, who shall certify the payroll and respond to requests for an itemized record setting forth the name, address, title and salary of every officer or employee of the City of Rye.

Section 4. Location.

Records shall be available for public inspection and copying at the office of the records access officer at City Hall, Boston Post Road, Rye, New York, or at the location where they are kept.

Section 5. Hours for public inspection.

Requests for public access to records shall be accepted and records produced during all hours City Hall is regularly open for business except that all records must be returned to their proper custodian at least 30 minutes before closing time.

Section 6. Request for public access to records.

- (a) Requests for records shall be in writing (hard copy or electronically) in accordance with New York Public Officers Law. The custodian of the records has discretion to waive the requirement for written requests in appropriate circumstances.
- (b) If records are maintained on the internet, the requestor shall be informed that the records are accessible via the internet and in printed form either on paper or other information storage medium.
- (c) Officials shall respond to a request for records no more than five (5) business days after receipt of the request. This response will acknowledge receipt of request and indicate that the requestor will receive a response within twenty (20) business days unless otherwise noted. Any electronic requests received after 5:00 P.M. will be considered received by the City on the next business day.
- (d) A request for access to records should be sufficiently detailed to identify the records. Where possible, the requestor should supply information regarding dates, titles, file designations or other information which may help identify the records.
- (f)
 - 1. A current list, by subject matter, of all records produced and retained in accordance with the Department of Education's State Archives Schedule MU-1, shall be maintained by each records access officer by the City Clerk or the appropriate records access officer and shall be available for public inspection and copying. The list shall be sufficiently detailed to permit the requestor to identify the file category of the records sought.
 - 2. The subject matter list shall be updated periodically and the date of the most recent updating shall appear on the first page. The updating of the subject matter list shall not be less than semiannual.
 - 3. A duplicate copy of such current subject matter list shall be filed by each records access officer with the City Clerk who shall consolidate and maintain all such current lists. Each records access officer shall keep a copy of these regulations with the subject matter list.
- (f) Appropriate personnel of the City of Rye shall assist the requestor in identifying requested records.
- (g) Upon locating the requested records, the appropriate personnel of the City of Rye shall, as promptly as possible, and within the time limits set in subsection (b) above, either:

- (1) Make the records available by either, (i) indicating a time and date when the records are available for review and inspection, or (ii) send the records electronically if the request was for electronic copies and the records can be sent electronically, or
 - (2) Deny access in whole or in part, and explain in writing the reasons therefore.
- (h) Upon failure to locate records, the appropriate official shall certify that:
- 1. The City of Rye is not the legal custodian of the requested records; or,
 - 2. The requested records, after diligent search, cannot be found.

Section 7. Inspection and copying of records.

- (a) A person who has requested access to the public records of the City of Rye shall be given full opportunity to see and inspect such records unless access is denied as provided in Section 8 herein.
- (b) The requestor may also make a copy of the records he/she inspects. No record may be removed from the office where it is located without written permission of the person in charge of the office at that time.
- (c) Upon request and payment of the established fee, if any, the appropriate officer or employee shall prepare and deliver a transcript of such records.
- (d) Upon request and payment of the established fee, if any, an appropriate official of the City of Rye shall certify as correct a transcript prepared by the custodian of the records.

Section 8. Denial of access to records.

- (a) Denial of access to records shall be in writing stating the reason(s) therefore and advising the requestor of the right to appeal to the Corporation Counsel within ten (10) business days of the denial. Appeals heard by the Corporation Counsel are final determinations.
- (b) If requested records are not provided promptly, as required in Section 6 (c) of these regulations, such failure shall also be deemed a denial of access. In such cases, appeals must be filed within thirty (30) days of the date by which the records were to be made available.
- (c) The time for deciding an appeal by the City's Corporation Counsel shall commence upon receipt of a written appeal identifying:
 - 1. The date of the appeal.
 - 2. The date and location of the original record request.
 - 3. The records to which the requestor was denied access.

4. Whether the denial of access was in writing or by failing to provide records in accordance with the applicable time periods.
 5. A copy of the written denial, if any.
 6. The name and return address (or email address) of the requestor.
- (d) The appeal shall be determined by the City's Corporation Counsel's office within ten (10) business days if the receipt of the appeal. If the appeal is submitted via email, any emails received after 5:00 P.M. will be considered received on the next business day. Written notice of the determination shall be served upon the person requesting the record and the Committee on Open Government.
- (e) A person requesting an exception from disclosure, or an agency denying access to record, shall in all appeal proceedings have the burden of proving entitlement to the exception.
- (f) A proceeding to review an adverse determination upon appeal may be commenced pursuant to Article 78 of the Civil Practice Law and Rules in accordance with all applicable provisions of the law.

Section 9. Fees.

- (a) Except as otherwise specifically authorized by law, or by established practice prior to September 1, 1974, there shall be no fee charged for:
1. Inspection of records;
 2. Search for records;
 3. Any certification pursuant to this part.
- (b) The fee for a photocopy transcript of records shall be 25 cents per single sided page for pages not exceeding 9 by 14 inches. The City has the authority to redact portions of a paper record in accordance with the Public Officers Law and does so prior to the disclosure of the record by making a photocopy from which the proper redactions are made.
- (c) The fee for photocopies of records exceeding 9 by 14 inches per page or any non-paper format (such as computer disk, microfilm, etc.) shall be the actual costs of reproduction, which shall be deemed to be the average unit cost for making such a photocopy, excluding fixed costs such as operator salaries, except when a different rate is otherwise prescribed by statute.
- (d) The fee for a transcript that is typed, handwritten, or otherwise prepared by hand shall cover the clerical time involved in making the transcript, including comparison for accuracy.
- (e) The fee the City may charge for a copy of any other record is based on the actual cost of reproduction and may include only the following:

- (1) an amount equal to the hourly salary attributed to the lowest paid employee who has the necessary skill required to prepare a copy of the requested record, but only when more than two hours of the employee's time is necessary to do so; and
 - (2) the actual cost of the storage devices or media provided to the person making the request in complying with such request; or
 - (3) the actual cost to the agency of engaging an outside professional service to prepare a copy of a record, but only when an agency's information technology equipment is inadequate to prepare a copy, and if such service is used to prepare the copy.
- (f) The City shall inform a person requesting a record of the estimated cost of preparing a copy of the record if more than two hours of an agency employee's time is needed, or if it is necessary to retain an outside professional service to prepare a copy of the record.
- (g) A person requesting a record shall pay the City the required fee for copying or reproducing the record in advance of the City preparing such copy.

Section 10. Public Notice.

A notice containing the job title or name and business address of the records officers and the appeal body shall be posted in the Office of the City Clerk. A copy of these rules will be kept in the custody of each records officer and be made available for inspection upon request.

Section 11. Severability.

If any provision of these regulations or the application thereof to any person or circumstances is adjudged invalid by a court of competent jurisdiction, such judgment shall not affect or impair the validity of the other provisions of these regulations or the application thereof to other persons and circumstances.

ROLL CALL:

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

The Motion was adopted by a vote of 5-1

11. Two appointments to the Board of Architectural Review for a three-year term, by the Mayor with Council approval

Councilman Jovanovich made a motion, seconded by Councilwoman Keith and unanimously carried, to appoint John R. Clark to the Board of Architectural Review for a three-year term expiring on January 1, 2014.

Councilwoman Gamache made a motion, seconded by Councilman Jovanovich and unanimously carried, to appoint Louis E. Rollano to the Board of Architectural Review for a three-year term expiring on January 1, 2014.

12. Designation of the Chairman of the Board of Assessment Review by the Mayor

Mayor French designated Caroline Mosher Gadaleta to serve as Chair of the Board of Assessment Review.

12A. Appeal of denial of FOIL request by Timothy Chittenden

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

RESOLVED, that the appeal by Timothy Chittenden to the response to his April 11, 2011 Freedom of Information Request (F.O.I.L.) is hereby denied.

ROLL CALL:

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

The Resolution was adopted by a vote of 6-0

13. Miscellaneous Communications and Reports

Councilwoman Keith reported that the Sustainability Committee did a walk through at Whitby Counsel and will report back to the Council probably in July. The Shared Roadways Committee will come back to report to the Council on May 25th. Ms. Keith also offered thanks to the YMCA for the presentation of the Capstone projects and said there was an opportunity to engage the Capstone students again next year on additional projects.

14. Old Business

Councilman Sack suggested postponing indefinitely the workshop on the Golf Club and other recreational issues that he had previously requested due to the amount of work the Council has on upcoming agendas. He said that if needed, it could be held closer to budget season. City Manager Pickup said that as the budget calendar is developed he will get back to the Council regarding topics the Council might want to cover in workshops.

Councilwoman Keith asked about the process for the 2012 budget. City Manager Pickup said there would be financial presentations at the June meeting as well as staff's initial take on where things are for the current budget year. Ms. Keith also asked for an update on the tree ordinance because of concerns about clear cutting raised to her by residents. City Manager Pickup said that changes to the proposed legislation are being made based on comments received the last time the tree ordinance was on the agenda. The new draft will then be re-circulated to the Council.

Mayor French said he has met with other Mayors and the County Executive and they are looking to do something collectively on the proposed tax cap asking for mandate relief, similar to the Resolution passed with the School District.

15. New Business

Councilman Sack noted that there was a skateboard problem in town and asked if the Traffic & Pedestrian Safety Committee or the Shared Roadways Committee could consider the problem and think about the best way to communicate with the children who are putting themselves in jeopardy in order to make everyone safer. City Manager Pickup said the problem is caused by the use of long boards which do not lend themselves to the traditional skateboard venues and he has been working with the Recreation and Police Departments to find creative ways to address the problem, which may have to be addressed with their parents.

City Manager Pickup said that the City has had a recent issue with radioactive medical waste being put in the garbage. He said one of the City's garbage trucks was impounded because of the level of radioactivity in the load. He cautioned people not to put such dangerous items in their trash and dispose of them properly.

16. Adjournment

There being no further business to discuss Councilwoman Gamache made a motion, seconded by Councilman Jovanovich and unanimously carried, to adjourn the meeting at 10:38 p.m.

Respectfully submitted,

Dawn F. Nodarse
City Clerk