

**APPROVED MINUTES** of the Regular  
Meeting of the City Council of the City of Rye held in  
City Hall on August 5, 2013 at 8:00 P.M.

PRESENT:

DOUGLAS FRENCH Mayor (Arrived at 7:50 p.m. during CIP presentation)  
LAURA BRETT (Not present for CIP presentation)  
PETER JOVANOVIĆH  
JULIE KILLIAN  
CATHERINE F. PARKER (Arrived at 7:35 p.m. during CIP presentation)  
JOSEPH A. SACK (Not present for CIP presentation)  
Councilmembers

ABSENT: RICHARD FILIPPI, Councilman

CIP Presentation

At 7:00 p.m., prior to the beginning of the regular meeting, City Planner Christian Miller made a presentation on the City's 2014-2018 Capital Improvement Plan (CIP), which is a five-year planning document used to identify capital needs prior to budget discussions. The 2014-2018 CIP is for \$25.7 Million and consists of 56 projects. The projects are broken down as: \$14.6 Million for Transportation projects; \$5.8 Million for Recreation projects; \$5.3 Million for Vehicle and Equipment; \$2.7 Million for Building projects; \$1.7 Million for Sewer projects; and \$0.8 Million for Drainage projects. Funding is allocated as 50% from grants and aid, 29% from debt and 21% from general revenues. The allocation for funding over the five year period is: \$5.3 Million in 2014; \$3.8 Million in 2015; \$3.6 Million in 2016; \$5.3 Million in 2017; and \$7.4 Million for 2018. The sale of the property at 1037 Boston Post Road has enhanced the Fund Balance Building & Vehicle Fund, which has historically been the primary funding source for capital projects. Mr. Miller also provided a brief overview of some of the projects; spoke about how the City has been trying to merge ideas and opportunities when doing capital planning; and, about capital needs of other community entities that may impact the City budget. He concluded his presentation by noting that it is important to fund a Capital Improvement Plan and deferring projects usually creates bigger problems.

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

Mayor French noted the passing of John Paulus, who served as the City's first City Manager from 1960 to 1974.

4. Draft unapproved minutes of the Workshop on the Rye Golf Club and the regular meeting of the City Council held July 10, 2013

Councilman Jovanovich made a motion, seconded by Councilwoman Killian and unanimously carried, to approve the minutes of the workshop of the Rye Golf Club held on June 10, 2013, as submitted.

Councilwoman Killian made a motion, seconded by Councilman Jovanovich and unanimously carried, to approve the minutes of the regular meeting of the City Council held on July 10, 2013, as submitted.

5. Mayor's Management Report

- Update on the City of Rye Mile Markers

Jack Zahringer, Chair of the Landmarks Advisory Committee said that the Committee has received bids for the restoration of Mile Markers 25 and 26. The Committee received two bids for \$4,800 and has chosen the bid submitted by AM Art Conservation, LLC. City Manager Pickup said the City will contact the people involved and get the projects underway.

- Sustainability Committee Presentation on The Sustainability Plan

Mayor French said that the Sustainability Plan reflects the will of the residents of Rye. Sara Goddard, Chair of the Sustainability Committee, made a presentation on the draft Sustainability Plan. She said the content has not changed significantly from when it was presented in March. The Committee relied on best practices in drafting the plan; were guided by ICLEI's Five Milestone Process; and, reviewed numerous Sustainability Plans, Climate Action Plans and Environmental Plans for format. She provided an overview of changes that have been made to the content, layout and design of the Plan since the last presentation by the Committee and thanked the donors who will pay for the design fees and printing costs. She also spoke about other City Boards, Committees or Subcommittees possibly working on some of the priorities set forth in the Plan. The Plan will be on the agenda for adoption in September.

- Capital Projects Update: Central Avenue Bridge, Road Repairs and Bond Projects

City Manager Pickup reported that concrete work is being done on the Central Avenue Bridge and the finishing date for the project will be tied into additional paving on the Boston Post Road. The goal is to have the contractor completely finished before school starts. There will be sidewalks on the South side of the bridge so the Council will need to decide if they want to remove the Lowenstein Bridge. Some people do use the bridge and it does not necessarily have much impact on flooding.

- Legal Update

Corporation Counsel Wilson provided updates on the following matters:

- *The Ives v. City of Rye* – The Council needs to provide feedback on options that they have been presented in connection with moving this matter forward. City Manager Pickup suggested scheduling an executive session prior to the September meeting to discuss the matter.
- *Beaver Swamp Brook* – Ms. Wilson is working with City staff on providing the Council with options on hydrologists and hydrogeologists to review the Leonard Jackson report and data from the Town of Harrison when it is received. When the data is evaluated, the Council must decide if they want to continue to oppose “Project Home Run” or withdraw the City’s opposition.
- *Rye Town Park* – The Notice of Appeal was filed, which preserves the City’s right to appeal the decision in this case. The Council has to determine if they want to proceed with the appeal.
- *OMNI Contracting* – This matter deals with the construction of the Locust Avenue Fire Department and was commenced several years ago. The claim was assigned to insurance counsel to defend and is still in litigation because OMNI was blacklisted with the Department of Labor for several years. The City has received a letter from its insurance carrier Lloyds that they are disclaiming coverage at this time.

6. Public Hearing to amend local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-21, “Parking, standing or stopping”, to prohibit parking on the South side of Platt Lane on School days during the hours of 8:00 a.m. to 9:00 a.m. and 2:30 p.m. to 4:00 p.m.

City Manager Pickup said that the purpose of the amendment is to alleviate traffic congestion during drop off and pick up on school days. The change is recommended by staff and the Traffic and Pedestrian Safety Committee.

Councilman Jovanovich made a motion, seconded by Councilwoman Parker and unanimously carried, to open the public hearing.

There was a question regarding the time of the afternoon restriction. *Lela Negri* of 7 Platt Lane said that the objective was to keep it consistent with signage on Billington Court.

Councilman Jovanovich made a motion, seconded by Councilwoman Killian and unanimously carried, to close the public hearing.

Councilwoman Brett made a motion, seconded by Councilwoman Killian, to adopt the following Resolution:

**RESOLVED**, that Section 191-21, “Parking, standing, or stopping”, of the City Code is hereby amended to prohibit parking on the South

side of Platt Lane on school days during the hours of 8:00 a.m. to 9:00 a.m. and 2:30 p.m. to 4:00 p.m.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

7. Resolution to amend changes to local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-19.1, "Parking prohibited certain hours", to temporarily prohibit parking on the south side of Parsons Street from 2:00 p.m. to 4:00 p.m. for the duration of the Rye City School District construction.

City Manager Pickup said that the reason for this proposed change is due to changes in traffic patterns at the High School/Middle School as a result of the construction project. The School District requested that parking be restricted on Parson Street in the afternoon so that sports teams and buses can be lined up because the school campus will be an active construction zone.

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

**RESOLVED**, that Section 191-91, "Parking prohibited certain hours, of Chapter 191, Vehicles and Traffic, of the Rye City Code is hereby amended to temporarily prohibit parking on the south side of Parsons Street from 2:00 p.m. to 4:00 p.m. for the duration of the Rye City School District construction.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

8. Consideration of amending the governing procedures of City Enterprise Funds

Mayor French said that feedback has been received regarding the City's Enterprise Funds. A governance structure for the Enterprise Funds must look at the process and procedures for budgets, capital plans, internal controls, performance management and public disclosure. He

presented an overview of a proposal that defines the role of the Commissions and their Responsibilities; Membership of the Commissions; and, Protocols for Certain Oversight Responsibilities. There was a discussion among the Council regarding the governance proposal. John Duffy, Chair of the Golf Commission also offered comments but said that the Golf Commission has not met yet to discuss the proposal. There was also a discussion regarding issues related to the company who was contracted to run the pool. City Manager Pickup said that there are some changes unique to the Golf Club that include changes to the management structure and contract employees. The cost associated with hiring a full-time Club Manager was also discussed. Feedback should be sought from both the Golf Commission and Boat Basin Commission on the proposal.

9. Discussion on amending the City's management employment agreements

There was a suggestion that since this was a personnel matter it should be discussed in executive session. There was a discussion of what might be included, such as succession plans for certain positions such as the City Manager and Corporation Counsel and issues related to the position of Comptroller.

10. Resolution to amend the City of Rye's FOIL procedures regarding the FOIL Appellate body

The Council discussed three options have been proposed for dealing with FOIL appeals: (A) the Council will hear appeals at regularly scheduled City Council meetings and if the appellant does not waive the 10 day requirement for an appeal to be heard, it will be heard by the Corporation Counsel; (B) the Corporation Counsel will serve as the Appeals Officer; or, (C) a FOIL Appeals Committee comprised of three Council members will hear all Appeals submitted to the Council. There was discussion among the Council regarding whether the Corporation Counsel or another outside attorney should hear the appeals.

Councilwoman Brett made a motion, seconded by Councilman Sack, to amend "Section 8. Denial of access to records" of the City of Rye's FOIL Procedures to read as follows:

**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 City Council within thirty (30) days of the denial. However, if the City Council does not meet within the statutory ten (10) business days following receipt of the appeal, the individual filing the appeal will be asked to waive the ten (10) day statutory period for hearing the appeal. If the individual agrees to waive, the appeal will be heard at the next regularly scheduled City Council meeting. If the individual does not waive the ten (10) day statutory period then the Corporation Counsel will hear the appeal. Appeals heard by either the City Council or Corporation Counsel are final determinations. (i.e. a City Council's determination in an appeal cannot be reheard by the Corporation Counsel or vice versa).

- (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 Council 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 Council or the Corporation Counsel within ten (10) business days of 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.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker  
and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Motion was adopted by a 6-0 vote.

11. Resolution to amend local law Chapter 15, "Code of Ethics", to reflect the addition of the Conflict of Interest form

Corporation Counsel Wilson reported on a meeting held with the Board Ethics relating to Chapter 15 of the City Code and the proposed Conflict of Interest form. The Council has been provided with their recommendations. Ms. Wilson reviewed proposed changes to the law. There was a lengthy discussion among the Council regarding the Waiver Procedure proposed under Section 15-16.

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

**WHEREAS**, the Council wishes to amend Chapter 15 “Ethics, Code of” 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 September 11, 2013 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 15 “Ethics, Code of” §§ 15-2 “Conflicts of Interest”, 15-4 “Disclosure of interest”, 15-13 “Board of Ethics” and to add § 15-16 “Waiver procedure” of the Rye City Code**

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 September, 2013 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 15 “Ethics, Code of” of the City Code of the City of Rye.

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

Dawn F. Nodarse  
City Clerk  
Dated: August 29, 2013

12. Consideration to adopt a Conflict of Interest form

This item was deferred.

13. Discussion of the Sluice Gate legislation: “Development and Planning Standards” Intermunicipal Agreement Compliance with City of Rye Boards and Committees

City Manager Pickup said that a stipulation for receiving the County share of the Sluice Gate funding is that the City must adopt the County’s model ordinance. It has been circulated among Boards, Commissions, City staff and the Council. Upon adoption the City will be able to apply for reimbursement of up to 50% of the cost of installation of the Sluice Gate or \$1.1 Million, whichever is lower.

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

**WHEREAS**, the Council wishes to repeal Chapter 173, “Surface Water, Erosion and Sediment Control and amend Chapter 174, “Stormwater Management”, 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 September 11, 2013 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 to Repeal Chapter 173, Surface Water, Erosion and Sediment Control, and Amend Chapter 174, Stormwater Management, of the Code of The City of Rye New York**

Notice is hereby given that a public hearing will be held by the City Council of the City of Rye on the 11<sup>th</sup> day of September 2013 at 8:00 PM 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 Repeal Chapter 173, Surface Water, Erosion and Sediment Control, and Amend Chapter 174, Stormwater Management, of the Code of the City of Rye New York

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

Dawn F. Nodarse  
City Clerk  
Dated: August 29, 2013

14. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department to General Order #120.09 "Workplace Violence Protection"

Mayor French made a motion, seconded by Councilman Jovanovich, to adopt the following Resolution:

**RESOLVED**, that the City Council of the City of Rye hereby approves the proposed revision of the Rules and Regulations of the City of Rye Police Department General Order #120.09 "Workplace Violence Protection."

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

15. Residents may be heard on matters for Council consideration that do not appear on the agenda

There were no residents who wished to be heard under this agenda item.

16. Adoption of the 2013/2014 tax levy and tax rate for the Rye Neck Union Free School District Roll Call.

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

**WHEREAS**, the Rye Neck Union Free School District (District) has certified to the City of Rye Comptroller taxes in the amount of \$11,133,269 to be raised on property within the District located in the City of Rye, with established tax rates of \$795.235079 per \$1,000 taxable assessed value on homestead property and \$1,029.291786 per \$1,000 taxable assessed value on non-homestead property, for the fiscal year beginning July 1, 2013 and ending June 30, 2014, now therefore, be it

**RESOLVED**, that in accordance with the provisions of the City Charter, the City Comptroller is commanded to levy and collect said taxes, subject to any further amendments or approvals required by the Rye Neck Union Free School District.

ROLL CALL:

AYES: Mayor French, Councilmembers Jovanovich, Killian and Parker  
NAYS: None  
ABSENT: Councilmembers Brett, Filippi and Sack

The Resolution was adopted by a 4-0 vote.

17. Bid Award for the Cedar Place Sanitary Sewer contract (Contract # 2013-03)  
Roll Call.

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

**RESOLVED**, that the City Council of the City of Rye hereby awards Contract #2013-03 for the Rehabilitation of Cedar Place Sanitary Sewer to Con-Tech Construction Technology Inc. in the amount of Ninety-Two Thousand, Nine Hundred Fifty dollars (\$92,950.00).

ROLL CALL:

AYES: Mayor French, Councilmembers Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilmembers Brett and Filippi

The Resolution was adopted by a 5-0 vote.

18. Authorization for City Manager to enter into an Agreement with the Village of Port Chester for the temporary use of the Rye Police Cells by the Port Chester Police Department  
Roll Call.

City Manager Pickup said that the Village of Port Chester is currently unable to use their holding cells for detention prior to people being arraigned. The Police Departments and the Judges have been involved in working out the arrangement. The IMA can be reviewed in September to determine if any modifications need to be made to the agreement.

Councilwoman Brett made a motion, seconded by Councilwoman Killian, to adopt the following Resolution:

**RESOLVED**, that the City Council of the City of Rye hereby authorizes the City Manager to enter into an Intermunicipal Agreement with the Village of Port Chester for the temporary use of the Rye Police Department jail cells by the Port Chester Police Department.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

19. Authorization for City Manager to enter into an Agreement with the County of Westchester for 2013-2014 Prisoner Transportation Services  
Roll Call.

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

**RESOLVED**, that the City Council of the City of Rye hereby authorizes the City Manager to enter into an Intermunicipal Agreement with the County of Westchester for 2013-2013 Prisoner Transportation Services.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

20. Appeal of denial of FOIL requests by Timothy Chittenden

Corporation Counsel Wilson noted that there were three appeals submitted.

Appeal 1: The request was for all Rye Police Department Ring Sheets and Activity Sheets for specific tours. The Ring Sheet documents were provided with redactions of personal

information and the Activity Sheets were denied under §87(2)(f). The appeal is for the denied records and the fact that the reason for the redactions under the Public Officer Law were not supplied. There was a discussion regarding the reasons for denying the request for the Activity Sheets, including case law provided by the Corporation Counsel.

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

**RESOLVED**, that the appeal of the response to a FOIL request submitted by Timothy Chittenden seeking “All Rye Police Department Ring Sheets and Activity Sheets for all tours for June 23, 23, 25, 26, 27, 28 and 29, 2013” is granted as to providing the reasons for redactions made to the Ring Sheet documents that were provided and denied as to providing the Activity Sheets.

ROLL CALL:

AYES: Mayor French, Councilmembers Brett, Jovanovich, Killian, Parker and Sack  
NAYS: None  
ABSENT: Councilman Filippi

The Resolution was adopted by a 6-0 vote.

Appeal 2: Requests were submitted for Statements of Final Costs submitted to the City of Rye Building Department for years 2004 through 2013. Corporation Counsel Wilson said that the FOIL Requests had not been denied but were sent back to the Requestor because the requests were too broad and the requestor was asked to clarify certain parcels that he is looking for because the Building Department does not maintain one document that contains all Statements of Final Costs submitted for a particular year. He is appealing that request for clarification. Since the requests were not denied and the City can ask a requestor to be more specific in a request, there was no action taken by the Council on this item.

Appeal 3: The requestor submitted a FOIL request to the Acting City Comptroller Fazzino, who forwarded it to the City Clerk as Records Access Officer. The requestor was asked to resubmit the request through the City’s electronic FOIL system. Corporation Counsel Wilson said that she had spoken with Bob Freeman of the Committee on Open Government, who clarified that the City can designate a Records Access Officer and require that all FOIL be sent through that person but cannot require requestors to submit through the electronic system. The appeal was submitted prior to the five-day time period for acknowledging a FOIL request. It will be acknowledged and responded to. No Council action was taken.

There was a brief discussion about the benefits to a requestor of utilizing the automated FOIL procedure as opposed to submitting requests outside the system.

21. Appeal of denial of FOIL request by Leon Sculti

A request was submitted for records in connection with 16 separate properties and was asked to resubmit the requests separately. He appealed the request to submit separate requests. An automatic acknowledgement of the request was sent through the automated system. The 20 business day period to respond has not elapsed and the City will process the request as submitted. Corporation Counsel Wilson noted that if one topic per FOIL request is submitted, the response to the requestor may be quicker than if several items are included in a request because the response will wait until all the documents are assembled. No Council action was taken.

22. Consideration of request for permission to close a section of Purchase Street for the 61<sup>st</sup> annual celebration of the Halloween Window Painting Contest

Mayor French made a motion, seconded by Councilwoman Brett and unanimously carried, to adopt the following Resolution:

**RESOLVED**, the City Council hereby approves the request of the Recreation Department for permission to close a section of Purchase Street for the 61st Annual Halloween Window Painting Contest on Sunday October 20, 2013 (rain date October 27) from 8:00 A.M. to 3:00 P.M.

23. Miscellaneous Communications and Reports

Councilwoman Parker reported on the second meeting of the Playland Advisory Committee and said although there have been few issues this year, there were issues raised regarding July 4<sup>th</sup> traffic and noise related to a concert. Ms. Parker also noted that the County had given the keys to the Westchester Children's Museum and have signed the Management Agreement with Sustainable Playland, who will partner with Central Amusements to run the amusement park portion of the park.

24. Old Business

Rye Arts Center Lease – Mayor French and Councilmembers Parker and Jovanovich met with the Rye Arts Center Board to discuss terms of the lease. The term of the lease will be reduced to 25 years; the Arts Center will pick up the cost of landscaping; and the City will be liable for maintaining the lot and snow removal. This item will come back to the Council in September to authorize an extension to the current lease, which expires in 2016.

City Manager Pickup reported on the inspection report dated July 18th issued by the Westchester County Health Department on a visit made to Hen Island after the last Council meeting. Mr. Pickup has been in contact with the President of the Kudor Island Association, who indicated that a re-visit is scheduled for this week. They expect the items to be resolved at that time. The Board would like to come to a Council meeting to discuss their issues with

compliance and concerns raised about issues on the island. There was a discussion about having a representative from the County also attend a Council meeting.

Councilman Sack asked about the issue of widening Forest Avenue. City Manager Pickup said that the sharrows on Forest Avenue will be repainted from the street resurfacing budget after other projects are completed.

Councilwoman Killian asked if the Government Relations Committee could be asked to update their presentation on revaluation.

Mayor French asked if there were any new proposals for the property at 120 Old Post Road. City Manager Pickup said that he was not aware of anything but would discuss it with City Planner Miller.

25. New Business

Councilwoman Brett said that the Planning Commission is looking at making changes to the Code that would reduce attic heights from 7 ½ to 7 feet. She also said that the Landmarks Committee want to move forward with the “Ithaca Law” regarding tax credits for renovating historic buildings in historic districts. Councilwoman Parker said it was important that members of the Landmarks Committee meet with landlords in the Central Business District to get them to “sign off” on the proposal.

26. Adjournment

There being no further business to discuss Councilman Jovanovich made a motion, seconded by Mayor French and unanimously carried, to adjourn into Executive Session to discuss personnel matters related to the terms of the City Manager’s and Corporation Counsel’s contracts, and, potentially, issues relating to the Acting Comptroller, and not return into session, at 11:50 p.m.

Respectfully submitted,

Dawn F. Nodarse  
City Clerk