

APPROVED MINUTES of the Special Meeting of the City Council of the City of Rye held in City Hall on November 25, 2013 at 8:00 A.M.

PRESENT:

DOUGLAS FRENCH Mayor
LAURA BRETT
RICHARD FILIPPI
JULIE KILLIAN
JOSEPH A. SACK
Councilmembers

ABSENT: PETER JOVANOVICH
CATHERINE F. PARKER
Councilmembers

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. Authorization for the City Manager to execute, on behalf of the City of Rye, a Payment in Lieu of Tax Agreement (PILOT) between Rye Manor, LLC and the Westchester County Industrial Development Agency (IDA).
Roll Call.

Also present for the discussion of this item were Laura Slack and Katy Keohane Glassberg, representing the School Board, and John Madeo, representing Rye Manor LLC. Corporation Counsel Wilson said that the Council would be authorizing four separate actions in connection with this Agenda item: (1) a Payment in Lieu of Taxes (PILOT) Agreement; (2) Consent to the Sale and Termination of the Restrictive Covenants; (3) acceptance of the Municipal Impact Fee Agreement; and (4) an Intermunicipal Agreement (IMA) with the School District. There was a discussion regarding proposed changes to the PILOT Agreement that have been discussed since the document was published with the Agenda Packet on Friday. Ms. Wilson summarized the changes which relate to the ability to recover attorney's fees and the number of units designated as affordable senior housing. *Councilmember-elect Terry McCartney* spoke in favor of the proposals but raised concerns regarding potential repercussions from the County. John Madeo said that the County is fully aware of the proposed PILOT agreement and

has not raised any questions about distribution of the PILOT. He also noted that the County held a public hearing in Rye in connection with this matter. *John Carey* raised several concerns regarding the proposals, and suggested, along with *Joseph Murphy*, that the City Council should hold a public hearing. Changes were also suggested to the IMA with the School Board in order to clarify areas where the City might make capital improvements.

Councilman Filippi 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 execute, on behalf of the City of Rye, a Payment in Lieu of Taxes (PILOT) Agreement, as amended, between the City of Rye, HONY Housing Development Fund Corp. and Rye Manor LLC.

ROLL CALL:

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

The Resolution was adopted by a 5-0 vote.

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

RESOLVED, that the City Council of the City of Rye hereby authorizes the City Manager to execute, on behalf of the City of Rye, a Consent and Termination of Restrictive Covenants and Reverter.

ROLL CALL:

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

The Resolution was adopted by a 5-0 vote.

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

RESOLVED, that the City Council of the City of Rye hereby authorizes the City Manager to execute, on behalf of the City of Rye, a Municipal Impact Fee Agreement with Rye Manor LLC.

ROLL CALL:

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

The Resolution was adopted by a 5-0 vote.

Councilman Filippi 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 execute, on behalf of the City of Rye, an Intermunicipal Agreement (IMA), as amended, between the City of Rye and the Rye City School District for the apportionment of the PILOT payments and the use of the Municipal Impact Fee.

ROLL CALL:

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

The Resolution was adopted by a 5-0 vote.

4. Adjournment

There being no further business to discuss Councilman Filippi made a motion, seconded by Councilwoman Brett and unanimously carried, to adjourn the meeting at 9:10 a.m.

Respectfully submitted,

Dawn F. Nodarse
City Clerk