

APPROVED MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on April 9, 2014 at 7:30 P.M.

PRESENT:

JOSEPH A. SACK Mayor
LAURA BRETT
KIRSTIN BUCCI
JULIE KILLIAN
TERRENCE McCARTNEY
RICHARD MECCA
RICHARD SLACK
Councilmembers

ABSENT: None

The Council convened at 7:00 p.m. Councilman Mecca made a motion, seconded by Councilwoman Brett and unanimously carried to immediately adjourn into executive session to discuss collective bargaining. Councilwoman Killian made a motion, seconded by Councilman Slack and unanimously carried, to adjourn the executive session at 7:30 p.m. The regular meeting convened at 7:35 p.m.

1. Pledge of Allegiance

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

2. Roll Call

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

3. Recognition of the Rye Recreation Girls All Star Basketball Team and the Resurrection CYO 8th Grade Boys A Basketball Team

Mayor Sack announced that this year the Rye Recreation 5th and 6th Grade Girls All Star Basketball Team and Resurrection CYO 8th Grade Boys Basketball Team had both won their respective championships.

Mayor Sack and Councilwoman Bucci presented Proclamations for the members of the Girls All Star Team: Leah Atkins, Mara Ball, Teaghan Flaherty, Ava Greto, Leah Kenny, Audrey Labovitz and Ella Rivera as well as their coaches Kelsey Hanley and Ryan Tracy and their Recreation Department Supervisor Jennifer Giusti.

Mayor Sack and Councilwoman Killian presented Proclamations for the members of the Resurrection CYO 8th Grade Boys Team: Jack Cacase, Harrison Caponiti, Joseph Colaio-Coppola, Matt Cooper, Jack Doty, Jake Heffernan, Gavin Kenny, Van Schwarz, Will Tepedino and A.J. Thompson and their coaches Martin Durkin and Mike Tepedino.

4. General Announcements

Announcements were made in connection with various recent or upcoming events that may be of interest to the community.

5. Draft unapproved minutes of the regular meeting of the City Council held March 26, 2014

Councilman Mecca made a motion, seconded by Councilman Slack and unanimously carried, to approve the minutes of the regular meeting of the City Council held on March 26, 2014, as amended.

6. Issues Update/Old Business

Central Avenue Parkette – Mayor Sack asked City Manager Pickup to remove the gravel from the site and put the grass back. He said that if the Council makes other decisions regarding the site in the future, it can be changed. Councilwoman Brett said that the City is in the process of receiving an IMA from Port Chester for removal of a mile marker and the Landmarks Committee will look at whether this is an appropriate place to relocate the marker.

7. Continuation of the Public Hearing to change the zoning designation of County-owned property located on Theodore Avenue and North Street to the RA-5 District to provide for the construction of affordable senior housing

Mayor Sack announced that the hearing would be put over for a month. More testing is being done on the property and the County and the developer have asked for additional time to provide the information requested by the City.

John Shoemaker 250 North Street said that he has received information from the County that he wants to provide to the City. *Dawn Wilson, Hammond Road*, said that the project as proposed does not meet the HUD definition for Senior Housing.

Mayor Sack made a motion, seconded by Councilman Mecca and unanimously carried, to keep the public hearing open until the May 7, 2014 meeting.

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

Mack Cunningham, 502 Forest Avenue, spoke about comments made by former Mayor Doug French in the Rye Record regarding the Sustainable Playland initiative.

Jack Zahringer and Maurio Sax of the Landmarks Advisory Committee spoke about the Village of Port Chester Board of Trustees allowing Mile Marker #26 to be brought back to Rye. Councilwoman Brett asked the Landmarks Committee to make a recommendation to the City Council regarding where the marker should be placed.

9. Resolution for the City of Rye to participate in the Westchester County Hazard Mitigation Plan (HMP) Update project

City Manager Pickup said the last Hazard Mitigation Plan the City adopted has now expired. A new requirement for participation in Hazard Mitigation Grant Funding requires municipalities to work with a higher level of government, which in this instance is the County. This is an effort to position the City to be eligible for future rounds of grant funding.

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

RESOLVED, that the City Council of the City of Rye hereby authorizes the City to participate in the Westchester County Hazard Mitigation Plan Update project.

10. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department: Amendment of General Order #113.7, "Domestic Violence"

This agenda item was deferred.

11. Consideration of proposed revision of the Rules and Regulations of the City of Rye Police Department: Approval of new General Order #113.21, "Guidelines for Recording Custodial Interrogations of Suspects"

This agenda item was deferred.

12. Acceptance of Grant Award from the Westchester County District Attorney's Office in the amount of \$3,130 to purchase equipment for the video recording of statements
Roll Call.

Councilman McCartney made a motion, seconded by Councilman Mecca, to adopt the following Resolution:

RESOLVED, that the City Council of the City of Rye hereby authorizes the City Manager to

accept a Grant Award from the Westchester County District Attorney's Office in the amount of \$3,130.00 to purchase equipment for the video recording of statements.

ROLL CALL:

AYES: Mayor Sack, Councilmembers Brett, Bucci, Killian, McCartney, Mecca and Slack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

13. Adoption of the 2014 County property tax rates

Councilman Mecca made a motion, seconded by Councilman Slack, to adopt the following Resolution:

RESOLVED, that the tax rates for the amounts of Westchester County, Blind Brook Sewer District, Mamaroneck Valley Sewer District and Refuse Disposal District charges for the fiscal year beginning January 1, 2014, shall be as follows:

<u>Westchester County</u>	
Levy	\$25,907,788
Taxable Assessed Value	137,863,523
Taxable Rate per \$1,000 Assessed Value	187.923
<u>Blind Brook Sewer District</u>	
Levy	\$4,167,580
Taxable Assessed Value	140,390,701
Taxable Rate per \$1,000 Assessed Value	29.686
<u>Mamaroneck Valley Sewer District</u>	
Levy	\$569,795
Taxable Assessed Value	19,114,965
Taxable Rate per \$1,000 Assessed Value	29.809
<u>Refuse Disposal District No. 1</u>	
Levy	\$2,467,038
Taxable Assessed Value	140,101,716
Taxable Rate per \$1,000 Assessed Value	17.609

And be it further

RESOLVED, that the Council does hereby certify to the City Comptroller the above stated levies and tax rates for Westchester County, Blind Brook Sewer District, Mamaroneck

Valley Sewer District and Refuse Disposal District No. 1 charges, and the City Comptroller is hereby directed to apportion and extend against each taxable property listed upon the assessment roll of the City of Rye for 2014 at the rates specified, the amount of taxes required to produce the total sums certified and to render tax notices for, and receive and collect, the several sums computed and determined, and, it is further

RESOLVED, that the tax warrant of Westchester County be signed by the Mayor and directed to the City Comptroller to collect the amount of said taxes with interest as provided by law and any special assessment heretofore authorized and approved.

ROLL CALL:

AYES: Mayor Sack, Councilmembers Brett, Bucci, Killian, McCartney,
Mecca and Slack

NAYS: None

ABSENT: None

The Resolution was adopted by a 7-0 vote.

14. Designation of City Council Liaison to the Rye Chamber of Commerce by the Mayor

Mayor Sack designated Councilman Mecca to serve as the City Council Liaison to the Rye Chamber of Commerce.

15. Consideration of Bid Award for Whitby Castle Door & Window Replacement Project Phase I (Contract #2014-01)
Roll Call.

City Manager Pickup said the City had worked with the Golf Commission on an expedited basis when it had expected to have a contract vendor on site in May. There were concerns about a couple of items within one of the submissions as well as the overall costs when the bid came back. The bid will be put out again so the work can be done after the golf season and before the winter. The bid specs will also be revised to include additional damage that has been found.

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

RESOLVED that all bids received in connection with Contract #2014-01 (Whitby Castle Door and Window Replacement Project Phase I) are hereby rejected.

ROLL CALL:

AYES: Mayor Sack, Councilmembers Brett, Bucci, Killian, McCartney,
Mecca and Slack

NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

16. Resolution to declare certain equipment as surplus
 Roll Call.

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

WHEREAS, the City has been provided with a list of City equipment identified as being obsolete or will become obsolete during 2014, and,

WHEREAS, the Information Technology Department has recommended that said equipment be declared surplus, now, therefore, be it

RESOLVED, that said equipment are declared surplus, and, be it further

RESOLVED, that authorization is given to the City Comptroller to sell or dispose of said equipment in a manner that will serve in the best interests of the City.

ROLL CALL:

AYES: Mayor Sack, Councilmembers Brett, Bucci, Killian, McCartney,
 Mecca and Slack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

List of Surplus Equipment:

Make	Model	Serial number
Brother	2820	U61325D5J723274
Brother	2820	U61325M6J397705
Brother	DCP-9040CN	U61831L7J194788
Brother	HL2040	U61229D6J500806
Canon	MF6530	SLX68538
Canon	PC745	ZTC89826
COMPAQ	W6000	6Y26KN72300J
COMPAQ	D5S	X201JYHZA648
COMPAQ	D5S	X218JYHZC645
COMPAQ	D5S	X216JYHZD550
COMPAQ	D5S	X216JYHZZB868

COMPAQ	D5S	6X22JYHZ805F
COMPAQ	D5S	X216JYHZD539
COMPAQ	D5S	X221JYHZB745
COMPAQ	D51S	W246KN9ZA835
COMPAQ	D51S	W238KN9ZC158
COMPAQ	W6000	6Y23KN72W00D
COMPAQ	D510C	USW3230462
COMPAQ	PRESARIO	CND6252BR4
COMPAQ	N600C	6J23KBSZX03Y
COMPAQ	ARMADA 1750	7808984A
COMPAQ	TFT5030	148BL72UK131
COMPAQ	TFT5030	205BL72UP255
COMPAQ	TFT5030	214BL72UP056
COMPAQ	TFT5030	220BL72UXO22
COMPAQ	TFT5030	214BL72UP052
COMPAQ	TFT5030	205BL72UP252
COMPAQ	TFT5030	205BL72UP332
COMPAQ	TFT5030	212BL72UP012
COMPAQ	TFT5030	205BL72UP335
COMPAQ	TFT5030	212BL72UP045
Epson	Photo 1280	CZYK046231
HP	D530 SFF	USU3510F6P
HP	D530 SFF	USW3350B7C
HP	D530 SFF	USV4280455
HP	D530 SFF	USU4400FS4
HP	D530 SFF	USU40409WK
HP	D530 SFF	USW3490CCS
HP	DC5700 SFF	2UA82411GP
HP	D530 CMT	USU4390KX4
HP	700 SFF	MXL7130PW9
HP	D530 SFF	USU40409WM
HP	DX2300 MT	MXL71306CS
HP	DX2000 MT	MXD5330BBD
HP	D530 SFF	USU40409V9
HP	DC5000 MT	2UA52904NC
HP	d530	p/n 176137-F31
HP	DX5150 SFF	MXL61700Y6
HP	DC7700 SFF	MXL7040B2M
HP	D220 MT	MXD41301BX
HP	D220 MT	MXD41301CK
HP	1720	CN3130Y281
HP	1702	CNN4460H4H
HP	4000T	USEF051186
HP	1040 Fax	CN61NAJS6S
HP	4100N	USJNJ14205

HP	6L	JPHL051245
HP	J4580	CN99LD62NG
HP	P2015dn	CNBJP34510
HP	P2015	CNB2S36915
HP	1100	USHG016079
HP	3330	SGK2BCOK6T
HP	Scanner	C7710A
HP	Model 920	MY990E12FT
HP	2500	SG08E8305B
HP	1150	CNBB043561
HP	M2727nf	CND98CN1K6
HP	4000	USMC067485
HP	2200	JPGGC61116
Hp	1200	CNC3084118
HP	1200	CNBB276547
HP	1220Xi	MY213D6001
HP	3320	SGD1B103YS
HP	5/5M	JPHF140356
HP	2500	SG9BF13079
HP	L1506	CNC616PWRK
HP	2335	CNP423Z1G8
HP	L1706	CNC646QFJ8
HP	L1845W	3CQ9340D9W
KDS	780	E71Z380411U
NEC	multisync A700+	15200381
OPTI QUEST	VS11201	Q5W062708539
OPTIQUEST	Q9	Q5W062708537
Panasonic	KXFHD331	4HBWA603635
Privitizer	PS16300	204002
Privitizer	PS16300	226020
RICOH	SP3200 SF	KRE1JC9604701AADUBQAK1172
RICOH	SP C220S	S2788500182
Sharp	A11631	6506412Y
Sharp	A1 1661CS	55006164
VIEW SONIC	VCDTS21470-1M	DL00400322
VIEW SONIC	VA2226W	QTS080100386
Xerox	M20i	RYU422921

17. Miscellaneous Communications and Reports

City Manager Pickup announced that the new General Manager for the Rye Golf Club, Jim Buonaiuto, started work this week.

Mayor Sack noted that an Article 78 proceeding has been filed against the Zoning Board of Appeals regarding variances granted to a property on Kirby Lane. The matter will be defended by the Corporation Counsel under the Retainer Agreement.

17A. Designation of Chairs of New York Rising Program Committee

Councilwoman Brett reported that New York Rising is a program set up by the state to distribute flood mitigation funding to local communities who received significant damage in recent floods. Rye has been designated to receive \$3 million but in order to claim the money the City must comply with the New York State process set up by New York Rising. This process requires the City to designate a committee made up of community leaders. There will be a meeting on April 23rd in Albany and committee chairs must be designated in order to participate in the meeting.

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

RESOLVED, that the City Council of the City of Rye hereby designates Bernie Altoff and Holly Kennedy to serve as City of Rye Committee Chairs for New York Rising.

18. New Business

There was nothing discussed under this Agenda item.

19. Adjournment

There being no further business to discuss Councilman Mecca made a motion, seconded by Councilwoman Brett and unanimously carried, to adjourn into executive session to discuss labor negotiations, personnel and litigation and not return into regular session at 8:45 p.m.

Respectfully submitted,

Dawn F. Nodarse
City Clerk