

## **CITY OF RYE**

### **NOTICE**

There will be a regular meeting of the City Council of the City of Rye on Wednesday, January 20, 2010, at 8:00 p.m. in the Council Room of City Hall. *The Council will convene at 7:00 p.m. and it is expected they will adjourn into Executive Session at 7:01 p.m. to discuss litigation and attorney/client matters.*

### **AGENDA**

1. Moment of silence.
2. Pledge of Allegiance.
3. Roll Call.
4. Draft unapproved minutes of the regular meeting of the City Council held January 6, 2010.
5. Westchester County Government Update by Westchester County Legislator Judy Myers.
6. Mayor's Manager Report
7. Residents may be heard who have matters to discuss that do not appear on the agenda.
8. Continuation of public hearing to amend Chapter 53, "Architectural Review" of the Code of the City of Rye by amending §53-3 "Meetings and Procedures of Board" regarding noticing requirements for applications and to rescind Chapter 68-8(G) "Building and Demolition Permits". (Ministerial function only to close the public hearing. No action will be taken by the City Council.)
9. Public hearing to restrict parking on Midland Avenue by amending changes to local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-19, No Parking Any Time, to not allow parking on the eastbound side of Midland Avenue from Ellis Court to Grace Church Street.
10. Update on Midland Avenue Improvements.
11. Two appointments to the Board of Appeals for three-year terms, by the Mayor with Council approval.
12. One appointment to the Board of Architectural Review for a three-year term, three appointments to fill out a term expiring on January 1, 2011, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
13. Designation of the Chairman of the Board of Architectural Review by the Mayor.

14. One appointment to the Board of Ethics for a three-year term, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
15. Three appointments to the Conservation Commission/Advisory Council for three-year terms, two appointments to fill out a term expiring on January 1, 2011, and two appointments to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
16. Designation of the Chairman of the Conservation Commission/Advisory Council by the Mayor.
17. Four appointments to the Finance Committee for a three-year term, by the Mayor with Council approval.
18. Three appointments to the Landmarks Advisory Committee for three-year terms, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
19. Two appointments to the Planning Commission for three-year terms, by the Mayor with Council approval.
20. Designation of the Chairman of the Planning Commission, by the Mayor.
21. Four appointments to the Recreation Commission for three-year terms, by the Mayor with Council approval.
22. Designation of the Chairman of the Recreation Commission by the Mayor.
23. Three appointments to the Rye Cable Commission for three-year terms, two appointments to fill out a term expiring on January 1, 2011, and two appointments to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
24. Designation of the Chairman of the Rye Cable Commission by the Mayor.
25. Three appointments to the Traffic and Transportation Committee for three-year terms, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.
26. Designation of the Chairman of the Traffic and Transportation Committee by the Mayor.
27. Consideration of establishing the Rye Governmental Relations Committee.
28. Consideration of resolution to increase the size of the Finance Committee.
29. Consideration of resolution to increase the size of the Rye Cable Television Committee.
30. Consideration to set a Public Hearing to amend Chapter 10, "Committees" of the Code of the City of Rye by rescinding Article III to dissolve the Youth Advisory Committee.
31. Consideration to set a Public Hearing to amend Article 20A, "Traffic and Transportation Committee" of the Charter of the City of Rye, Section C20A-2 to expand the number of members on the committee.
32. Update on the 2010 Capital Improvement Budget.

- 33. Resolution to declare certain equipment as surplus.  
Roll Call.
- 34. Miscellaneous communications and reports.
- 35. Old Business.
- 36. New Business.
- 37. Adjournment.

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The next regular meeting of the City Council will be held on Wednesday February 10, 2010.



# CITY COUNCIL AGENDA

NO. 4

DEPT.: City Clerk

DATE: January 13, 2010

CONTACT: Dawn F. Nodarse

**AGENDA ITEM:** Draft of the unapproved minutes of the regular Meeting of the City Council held on January 6, 2010, as attached.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the draft minutes.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**

Approve the Unapproved Minutes of the regular Meeting of the City Council held on January 6, 2010.

***DRAFT UNAPPROVED MINUTES*** of the  
Regular Meeting of the City Council of the City of  
Rye held in City Hall on January 6, 2010 at 8:00 P.M.

**PRESENT:**

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

**ABSENT:** None

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.

Mayor French welcomed everyone to the first meeting of the Rye City Council for 2010 and introduced the other members of the Council and City staff seated at the dais. He then summarized the agenda for the meeting, highlighting changes that had been made to the order.

3. Draft unapproved minutes of the regular meeting of the City Council held on December 16, 2009

Councilman Sack made a motion, seconded by Councilwoman Gamache and unanimously carried, to approve the minutes of the regular meeting of the City Council held on December 12, 2009, as amended.

4. The State of the City Address by the Mayor

“Members of the City Council, City Manager, City Employees, Members of our Boards and Commissions, Members of the Media and Citizens of Rye

“Good evening – It is our tradition at the first meeting of the year to have the Mayor present the “State of the City’ address. It is a pleasure to be before you tonight.

“Today, we begin a New Year and a new decade with a new council and a renewed sense of optimism. There is much to be proud of about our City:

- We share a rich heritage that ties our generations together
- We share a true sense of community where help thy neighbor is a reality
- And we share an opportunity -- an opportunity to make our City the leading community along the sound shore

“But we will be tested. Just as you, your family and those around you have been tested by today’s economic times -- in 2010 our government will be tested.

“Our government is defined by more than just the 7 volunteers on the Council, but it includes volunteer boards and commissions with over 100 volunteer commission members, and a paid professional City Management team – not to mention you, the Citizens of Rye.

“As we have all seen, local governments everywhere are facing a paradigm shift. Voters have reached their absolute limit when it comes to taxes. Affordability is the central issue. When that happens, it is time to get back to basics and rethink government. The primary role of local government is:

- the financial sustainability of our City
- the safety and well being of our citizens
- And the need to enhance our quality of life within the confines of good economics

“In Rye, we will be faced with –

- anticipated revenue shortfalls
- structural state and county deficits
- 4 new labor agreements
- a transition to a new City Manager
- flood mitigation solutions
- The restructuring of our law dept.
- a fresh look at our litigation strategy
- capital investment demands
- A \$5M balloon payment on 1037 Boston Post Road
- environmental concerns
- And the need for immediate pedestrian safety infrastructure improvements.

### **How is Rye going to succeed?**

“Beginning today, we will deploy three governing philosophies that will be central in everything we do to give us the best chance for success:

1. **Establish clear lines of senior management accountability** – Under the direction of our City Manager, we have some of the best professional municipal talent in the County who are eager to lead and deliver the results we need.
2. **Empower our boards and commissions** – we also have the best and brightest private sector individuals who can provide the requisite skills and experience to think through the toughest problems we face and provide us with recommendations. Good leadership requires empowerment at this level. I am encouraging natural turnover on our boards to attract new ideas and talent. Appointments will begin to take place at the meeting of January 20<sup>th</sup>.
3. **Encourage active public participation** – an informed and engaged public is fundamental to positive change so we need to provide as many forums and formats for Citizen input. Fact-based communication is critical.

**Where are we going to focus?**

“More specifically, our priorities in the coming year are as follows:

**Financial Management**

“Budgets are built on assumptions, and already the assumptions in our 2010 budget are starting to change with anticipated revenue shortfalls, state cuts and potential cost increases. We are an economically diverse community with moderate to high-income to fixed income to unemployed so we need to re-dedicate ourselves toward tax relief. As a result, I am calling on the City Manager and the Senior Management Department heads to begin planning for the 2011 budget today by identifying 5% in contingency savings.

“In addition, we need an objective look at financial trends, their impact on us and measures we need to take. Therefore, tonight, we will begin with a review of our Finance Committee, its role and the role it needs to play in the future. I will ask Councilwoman Paula Gamache to continue her work on that committee.

**Litigation Management**

“Starting today, we will incorporate additional controls on our case management. All legal and litigation activity will require cost estimates to be reviewed by Council prior and post legal activity. I have asked former Mayor John Carey and Councilman Joe Sack to make a recommendation to the Council on establishing a volunteer Litigation/Case Management Committee to act as an advisory panel on our legal process. I have also asked them to make a recommendation on the structure of our Law Department and our retainer agreements. We have just instituted Kristen Wilson as our Interim Corporation Counsel and we are very happy to have her – but at the same time we do not want to miss this opportunity to review our overall legal operation.

### **City Management**

“Frank Culross has expressed an interest to retire at some point in 2010 and he and I both agree that we cannot go into 2011 without our future City Manager. I have asked Frank to put together a recommended transition plan for the Council to review that will allow us ample time to identify and responsibly transition to our new City Manager. That process should begin at the end of Q1 and could take 3 to 6 months. I cannot properly express my enormous gratitude for his continued service and leadership to Rye. I also want to commend City Comptroller Jean Gribbins and Asst. City Manager Scott Pickup for their work during a difficult 2009.

### **Pedestrian Safety**

“This has been a common theme of mine, but one cannot go from Point A to Point B in Rye without taking on some level of safety risk whether by walking, jogging or biking. This has become a citizen-driven issue and government needs to respond in terms of enforcement and investment.

“Cell phone, texting and speeding are just a few examples where as a community we need to say – enough. School Board President Josh Nathan and I have agreed to lead a joint organizational meeting with the City and School officials to frame out the issues and the implementation plans. Any work – which will include downtown -- will be conducted through sub-committees of the Traffic and Transportation Committee where I would like to add an active Police officer. I have asked Suzanna Keith to be a working member of that commission.

### **Flood Mitigation**

“Flooding in Rye is no longer a “Buyer Beware in Indian Village” problem. The emotional and financial price Rye continues to pay is too great. It impacts our downtown, our institutions and our infrastructure. Yet the experts and the community at-large continue to disagree not just on what – but if we should do anything. We need to move forward with one voice. I have asked Richard Filippi in concert with our City Planner, Planning Commission, Conservation Commission and Flood Action Committee to deliver a recommended plan summary by April 16<sup>th</sup> for the Council and Public to react to – 3 years to the day of the last flood.”

5. Appointment of City Court Judge (full-time), by the Mayor with Council approval, for a ten-year term expiring January 1, 2020

Mayor French explained that the term of Judge Peter Lane, who has served as City Court Judge for 17 years, is expiring and in addition he must step down by law due to age requirements. He said that six people had inquired about the job and four actually applied. He said he was looking for four things in making the appointment: (1) municipal experience; (2) judicial temperament; (3) ability to manage the Court and Court staff; and (4) being part of the



community and understanding its people and institutions. He announced he was appointing Joseph Latwin and indicated that those he spoke to about Mr. Latwin spoke glowingly about his integrity and honesty. Councilman Sack said that Mayor French could not have made a better choice, adding that Mr. Latwin has the skill set required of a local court judge. Councilwoman Gamache said that Mr. Latwin was a terrific choice but said she believed the appointment process should have been discussed with the other members of the Council first.

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

**RESOLVED**, that Joseph Latwin be appointed Rye City Court Judge (Full Time) for a ten-year term commencing January 1, 2010 and expiring January 1, 2020.

**ROLL CALL:**

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

Mayor French offered congratulations to Mr. Latwin, who was then sworn in by outgoing Judge Peter Lane.

Prior to the next agenda item, Mayor French acknowledged the presence of Congresswoman Nita Lowey. Congresswoman Lowey offered congratulations and said she looked forward to working with the entire City Council as a team in order to succeed. She said that bringing money home from the Federal Government helps reduce local property taxes. She said she and the members of the Council are all privileged to serve the people of the community.

6. Appointment of the 2010 Deputy Mayor by the Mayor

Mayor French made a motion, unanimously approved by the Council, to appoint Councilwoman Suzanna Keith as Deputy Mayor for a one-year term commencing January 1, 2010, to serve as Acting Mayor in the Mayor's absence.

7. Mayor's Management Report

Mayor French said that the purpose of this agenda item was to put issues before the City Manager and receive reports back from City staff on topical issues. Police Commissioner William Connors reported on burglaries and coyotes.

Commissioner Connors provided an update on the pattern of burglaries that began in October. The last incident occurred on December 13<sup>th</sup> on Hayward Place. There was an attempted burglary on Elizabeth Street that does not fit the pattern of the other burglaries. There have been two incidents in Harrison and Scarsdale and the County Crime Analysis is working to determine how they fit in the pattern. He commended his staff for their effort during the holiday period. Two community meetings were held, additional staff was deployed, reverse 911 calls

were sent and the vender of the license plate reader loaned additional equipment. They are currently working on promising investigative information and are pushing patrols deep into the neighborhoods. He said Rye is never completely out of the woods in terms of burglaries because it is an attractive community for thieves. He warned residents not to leave valuables in their cars and lock them, lock their doors, set their alarms, keep lights on, communicate with their neighbors and call the police if they see anything suspicious. He also noted that if iphones are not password protected, thieves can get into their information.

Council questions and comments included:

- How often do reverse 911 calls go out? (They are done as they are deemed needed.)
- Should people photograph their jewelry in order for it to be easily identified? (It can be very helpful.)
- Was there anything learned from neighborhood meetings that can be spread to other neighborhoods? (Let neighbors know when you will be away, leave the blinds up, program the 967-1234 number into cell phones, because cell phone calls do not always go directly to the Police Desk in Rye.)
- The Police Department has been responsive to the call from the community for greater police presence.
- What do people do who are not on the reverse 911 list? (People on 'do not call' lists may not be in the system. Contact Sgt. Nick Groglio at 967-1234 x304 and ask to be put into the system.)

Commissioner Connors said he has conferred with colleagues and experts in the field on the subject of coyotes. He said it is a complex situation with no easy answer. The coyote problem is being experienced by many suburban communities because they find a greater source of food in these communities. Coyotes have been seen in Rye primarily in the areas of Greenhaven, the Preserve and the Rye Neck Schools. They are part of the canine family; are active at night but are not nocturnal and are more active in daylight during the mating season in February and March. The young are born in April and May and are put out on their own in June and July. They eat anything. They will eat cats and will attack small dogs as a territorial issue but do not eat them. They are curious but generally timid animals; are generally afraid of human contact and can be easily frightened away by aggressive behavior. They lose fear if people act afraid of them. Attacks on humans are rare. The current situation is natural animal behavior. The options are not great. There is an open hunting and trapping season on coyotes from November through April, with few restrictions. Hunting in a developed area is an obstacle. Discharge of a firearm is generally prohibited in Rye and hunting is not permitted within 500 feet of a building. Trapping is expensive, many people feel it is inhumane, and there is a danger of trapping children and pets. There is a fact sheet on the City website that lists standard recommendations on dealing with coyotes. The current situation is unsettling but there are no indications of unusual aggressive behavior on the part of the animals. Sick or injured animals can be destroyed and the Commissioner is working with the Department of Environmental Conservation to get training for staff on what to watch for.

Christine Siller, Executive Director of the Friends of Rye Nature Center, said she had spoken to Daniel Bogen, who is doing county-wide research on the problem of coyotes. He sees

a direct correlation between the presence of coyotes and the explosion of the deer problem but says that removing the deer population will not fix the coyote problem. She urged the Council to educate the public and encourage them to properly dispose of garbage, keep small pets within eyesight and watch children. She said it is also important to act aggressively toward the animals to establish that this is our territory. She said the coyote population is at its peak; that we should not see more of them and discouraged spending money on trapping.

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

*Henry King, 76 Coolidge Avenue*, said he wanted to introduce himself to the new members of the Council. He urged the Council to continue working on the issue of Beaver Swamp.

*Stuart Schoeman, 567 Milton Road*, said he represented five or six households that park in and around Park Lane, which is located near the Milton Firehouse. Until recently, they have parked on Park Lane all year, but recently have been receiving tickets for illegal parking. They want to work with the City Manager to reach a resolution that will provide them with permanent overnight parking possibly in and around Park Lane or at the Firehouse. City Manager Culross said staff would work with them and come back to the Council with any proposals. *Margaret Devlin, 2 Park Lane*, said that those who are complaining about people parking on Park Lane take their cars out of their driveways and park them on Park Lane to prevent others from parking in front of their houses. She said she felt it was unfair that some people can park in the Firehouse lot and others can't because the lot is mostly empty.

*Tom O'Connor, 26 Johnson Place*, asked about the status of the public hearings on the notification issue and added that he had invited the Council to come to his property to see the house that is being built near his property. Mayor French said the public hearing has been left open until the next meeting and added that the Council wants to hear from the Building Department and Planning Commission on the law.

Mayor French noted the presence of County Legislator Judy Myers at this time and congratulated her on her reelection. Legislator Myers said she wanted to congratulate the new Members of the Council and offer best wishes on their term. She said there are tough times ahead but said everyone was ready to weather any economic storms. She said she is ready to continue working with the City. Mayor French noted that Ms. Myers would be making a presentation at the next City Council meeting.

*Bob Zahm, 7 Ridgewood Drive*, spoke about pedestrian safety and said he was trying to get a meeting of representatives from City government, Westchester County and interested members of the public in order to clarify the existing sidewalk on the bridge over the Playland Parkway and the pedestrian crosswalks across the Access Drives on either side of the bridge. He said since the County had included work on this bridge as part of their capital spending plan, it was important to meet with them. Mayor French said that he and Legislator Myers would be sitting down in the next few days. Mr. Zahm also inquired as to when traffic enforcement statistics would be available on the City website. He also requested that year-to-date statistics be updated monthly. Councilman Jovanovich said that public awareness of these statistics was important but thought that quarterly was less onerous. *Elizabeth Zahm, 7 Ridgewood Drive*, also

spoke about the issue of the bridge over the Playland Parkway. She asked if there was any research done to determine if the crosswalks that were removed from the Access Drives had improved the situation by slowing traffic. She asked if signage could be put up to indicate a shared road situation with pedestrians and cars. City Manager Culross said it was the judgment of the professional staff that this location is not a safe location to cross. He said City staff were prepared to meet with the County to look at options. Councilwoman Keith suggested doing a walk through to determine what could be done.

*Jim Amico, 350 Midland Avenue*, asked when the work at the intersection of Theodore Fremd Avenue and North Street would be finished and relined. He asked that Legislator Myers look into the situation. City Manager Culross said that it was a County contract, with a County contractor.

*Bob Schubert, 980 Forest Avenue*, said he was here to welcome the new Council Members and wish them success.

9. Discussion on the role of the Finance Committee

Mayor French said he had asked David Mullane, the Chair of the Finance Committee to give the Council an update on what is working and not working in the role of the Finance Committee. Mr. Mullane introduced other members of the Committee in attendance including Norm McMaster, Fred Dunn, Arthur Stampleman and Jono Peters. He said the Committee is a great mixture of corporate finance and municipal finance knowledge that operates in a very collegial, non-partisan manner. Their power emanates from a City Council Resolution from 1997 and their role is to advise the Council on revenue and expenditure policies; review quarterly and annual financial statement; review annual budgets and undertake such other studies assigned to them or deemed appropriate by them to ensure the financial condition and policies of the City are sound. He said there is a desire on the part of the Committee to get direction from the Council.

Arthur Stampleman summarized prior accomplishments of the Committee:

- The Expense Reduction Task Force;
- Commenting on the budget and suggesting changes;
- Promoted clear reporting for the public by suggesting the Citizens' Budget Report;
- Serve as a window on the financial markets;
- Provided an opinion on the adequacy of the tax certiorari reserves;
- Analyzing City departments;
- Offered ideas on recruiting the new Comptroller;
- Offered help in evaluating the accounting and finances of Rye Town Park
- Done periodic reviews of the financial and accounting policies of the City.

Mr. Mullane said he felt that the Finance Committee is an underutilized resource. He offered suggestions of areas where the Committee might be of further assistance to the Council:

- Examining current municipal service levels by providing a comparative analysis of other municipalities;
- Examining the expenses associated with Rye Town Park;
- Offering general advice regarding any anticipated borrowing or refinancing;
- Examining the growth of future potential pension liabilities and health care related liabilities;
- Financial assistance regarding any strategic planning.

Council comments and questions included:

- The presentation by the Committee was exactly what the Council was looking for.
- The Council will be asking more of the Finance Committee going forward.
- The Council would be interested in hearing more about the trend in terms of future obligations and alternatives relative to pension and health care liabilities.
- Is the size of the Committee sufficient or should it be expanded to allow for subcommittees? (The Committee is open to expanding the size of the Committee. The correct balance must be found so the Committee does not become too large. Subcommittees of other residents could be helpful to add new perspectives.)
- The Committee should make rules regarding members who sit on other boards in order to clarify the objectivity of discussions. (Someone with a vested interest in the outcome of a discussion should recuse themselves from the discussion.)
- The City needs to take a look at long-term financial planning.
- The Council should encourage the Finance Committee to bring ideas to the Council.

Fred Dunn said it was a great time to finance by bonding and suggested the City should take a hard look at the rates available to it due to its Aaa rating.

10. Update on the 2010 Capital Improvement Budget

City Manager Culross said that the Council had asked for an opportunity to review the 2010 Capital Improvement Budget, which consists of projects that are budgeted and authorized to proceed during 2010.

Mayor French asked about the status of the Central Avenue Bridge. Assistant City Manager Pickup said the City submitted the final design early in the summer, responded to comments received and resubmitted it to the Department of Transportation (DOT) consultant. A letter was recently received requesting minor language changes and it is believed that the DOT is at the point of issuing the City a Notice to Proceed. The City could then put the project out to bid and, hopefully, come back to the City Council in late Spring or early Summer. The length of the project is weather dependent because some work must be done in the stream.

Councilman Jovanovich said he would like staff to review the entire budget in order to move up in priority projects, either currently on the list or not, that are related to pedestrian safety with the idea of reprioritizing projects within the same budgeted amounts. He suggested leaving the projects up to the judgment of the City Manager and Assistant City Manager. As a result of this suggestion, there was a discussion among the Council regarding the purpose of the

agenda item and ability to reprioritize the adopted capital projects list. The points raised included:

- The purpose of this agenda item was to consider whether or not all the projects on the list could be done and discuss which ones might not be done.
- Is there was an opportunity to reexamine allocations made from the Recreation bond? (The Council can reexamine the allocations but the uses are restricted to recreation building projects and cannot be used for pedestrian safety projects.)
- What is the thinking about the crosswalk near the Boston Post Road retaining wall since design studies are included in the capital budget? (The sidewalk has been closed because it is unsafe. Studies for the wall have been put into the budget in order to have a designed project in case there was another Federal Stimulus Program, because the estimated cost of the retaining wall project could be \$.5 million.)
- The retaining wall is a public safety issue and that is why the prior Council authorized \$35,000 for design work.
- The list was the last Council's priority list; they are all projects that must be done, but this Council might have to decide which ones must be cut in these economic times.
- Maybe the Council should be bonding for capital projects.
- A great deal of thought went into determining the list of capital projects for 2010.
- Cutting capital projects does not affect the operating budget.

Mr. Culross noted that many of the studies in the capital budget plan relate to pedestrian safety issues. Mr. Pickup said that in reprioritizing projects, overlapping projects and construction time windows must be taken into consideration. Mr. Culross said he was asked to help prioritize the projects on the list but believed that he was also being asked to create a list of projects that could be deferred in order to reallocate funds to pedestrian safety projects. He said that the appropriate time to reprioritize was in January due to the timing of projects.

Councilman Jovanovich made a motion, seconded by Councilwoman Keith to ask the City Manager to look at the Capital Spending Plan for 2010 in order to offer the Council alternatives that will implement improvements in pedestrian safety faster or more extensively than the projects currently in the plan based on the best judgment of City staff.

Council comments on Councilman Jovanovich's motion included:

- It is the Council's responsibility to provide direction to the staff, not the staff's to give the Council direction.
- Can the Council ask the staff to look for funding from other projects to reallocate to pedestrian safety projects? (Staff did this during the budget process.)
- Should the Council vote on the motion or just ask the City Manager to look into the request and report back to the Council?
- Is the idea of the motion to take items off the approved capital projects list and replace them with other projects? (Possibly, based on the alternatives provided by the City Manager's Office.)
- The point is to create a dialogue and see what the Council's options are.
- There are 10 items in the adopted list that are pedestrian safety related.

Arthur Stampleman said he was not aware of a Council changing a previous Council's budget in the last 20 years and said he believed it would be poor practice. He added that capital projects do not have impact on the tax rate.

The motion was tabled and the City Manager will provide a report identifying projects that have a relationship to pedestrian safety.

11. Appointment of a Council Member as Trustee of the Police Pension Fund, by the Mayor with Council approval, for a one-year term

Mayor French made a motion, seconded by Councilwoman Keith and unanimously approved by the Council, to appoint Councilman Richard Filippi as Trustee of the Police Pension Fund for a one-year term commencing January 1, 2020.

12. One appointment to the Rye Town Park Commission for a two-year term, by the Mayor with Council approval.

Mayor French made a motion, seconded by Councilwoman Keith and unanimously approved by the Council, to appoint Councilman Joseph Sack to the Rye Town Park Commission for a two-year term commencing January 1, 2010.

13. One appointment to the Planning Commission for a three-year term, by the Mayor with Council approval.

Mayor French made a motion, seconded by Councilwoman Keith and unanimously approved by the Council, to appoint Councilman Peter Jovanovich to the Planning Commission for a two-year term commencing January 1, 2010.

14. Designation of the City Council's Audit Committee by the Mayor

Mayor French designated Councilwoman Paula Gamache and Councilman Peter Jovanovich to the City Council's Audit Committee for a one-year term commencing January 1, 2010.

15. Designation of the following City Council Liaisons by the Mayor

Mayor French designated City Council liaisons as follows:

Board of Appeals – Councilman Sack  
Conservation Commission/Advisory Council – Councilman Filippi  
Finance Committee – Councilwoman Gamache  
Rye City School Board – Mayor French  
Rye Chamber of Commerce – Councilwoman Parker  
Traffic and Transportation Committee – Councilwoman Keith

Rye Free Reading Room – Councilwoman Gamache

16. Designation of the days and time of regular meetings of the City Council

Councilwoman Keith made a motion, seconded by Councilwoman Gamache and unanimously approved, designating the following dates for regular meetings of the City Council in 2010:

January 6  
January 20  
February 10  
February 24  
March 10  
March 24  
April 17  
April 21  
May 5  
May 19  
June 9  
July 14  
August 9 – Capital Projects Presentation  
August 11  
September 15  
October 6  
October 20  
November 3  
November 17  
December 1  
December 15

17. Designation of official City newspaper

Councilwoman Keith made a motion, seconded by Councilman Filippi and unanimously carried to designate *The Journal News* as the official City newspaper.

18. Designation of the amounts of faithful performance bonds:

Councilwoman Keith made a motion, seconded by Councilman Filippi, to recommend the following amounts of faithful performance bonds, as recommended by the auditors:

A.	City Comptroller	\$ 1,000,000
B.	City Clerk	\$ 500,000
C.	City Marshal	\$ 100,000

ROLL CALL:

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

NAYS: None

ABSENT: None



19. Miscellaneous communications and reports

Councilman Filippi asked if the Council could receive an update on the Rye Town Park project in February or March.

20. Old Business

Councilman Sack asked the City Manager to release the report done about a year ago on the Police/Court facility if he deemed it fit to be released. City Manager Culross said he was planning on having the consultant JCJ Architecture make a presentation to the Council at the next meeting. Councilman Sack also inquired about a meeting between the City Council and School Board. Mayor French said that he and School Board President Josh Nathan would be meeting to determine the logistics of the Joint Committee of the Council and School Board that the last Council had discussed.

Councilwoman Parker asked if the revised plans that the Town of Harrison has submitted to the DEC would be sent to Laura Tessier for review. City Manager Culross said he was not sure if there was a current agreement in effect with Ms. Tessier but would look into it.

Mayor French asked about the public hearing to prohibit parking on a section of Midland Avenue. He was advised that it has been scheduled for the second meeting of January and had the recommendation of the Traffic and Transportation Committee.

21. New Business

Councilman Filippi said he would like a better understanding of the plans for the Friends Meeting House and Bird House, such as the public purpose, the funding and the maintenance of the properties. City Manager Culross said that the City can provide information on the Friends Meeting House because it is City-owned, but would have to ask the Friends of the Bird Homestead for information on that property; therefore, he would probably not be able to report back to the Council until February.

22. Adjournment

There being no further business to discuss, Mayor French made a motion, seconded by Councilman Sack and unanimously carried, to adjourn the meeting at 10:15 p.m.

Respectfully submitted,

Dawn F. Nodarse  
City Clerk



# CITY COUNCIL AGENDA

NO. 8

DEPT.: City Mayor

DATE: January 13, 2010

CONTACT: Mayor French

**ACTION:** Continuation of public hearing to amend Chapter 53, "Architectural Review" of the Code of the City of Rye by amending §53-3 "Meetings and Procedures of Board" regarding noticing requirements for applications and to rescind Chapter 68-8(G) "Building and Demolition Permits".

(Ministerial function only to close the public hearing. No action will be taken by the City Council.)

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**

Ministerial function only to close the public hearing. No action will be taken by the City Council.



# CITY COUNCIL AGENDA

NO. 9

DEPT.: City Manager

DATE: January 13, 2010

CONTACT: Francis J. Culross, City Manager

**AGENDA ITEM:** Public hearing to restrict parking on Midland Avenue by amending changes to local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-19, No Parking Any Time, to not allow parking on the eastbound side of Midland Avenue from Ellis Court to Grace Church Street.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** A proposal has been put forward from the residents of Midland Avenue to restrict parking whereby no parking would be allowed on the north side of Midland Avenue from Ellis Court to Goldwin Street.

See attached Local Law.

**PROPOSED LOCAL LAW  
CITY OF RYE NO. \_\_\_ OF 2010**

**A PROPOSED LOCAL LAW AMENDING CHAPTER 191 “VEHICLES AND TRAFFIC” SECTION 191-19 “NO PARKING ANY TIME” OF THE CITY CODE OF THE CITY OF RYE FOR THE PURPOSE OF PROHIBITING ON-STREET PARKING ALONG MIDLAND AVENUE FROM ELLIS COURT TO GRACE CHURCH STREET**

Be it enacted by the City of Rye, in the County of Westchester, as follows:

**Section 1.**     § 191-19. No parking any time [Added 5-15-1963 by Ord. No. 4-1963] is hereby amended to read as follows:

The parking of vehicles is hereby prohibited in all of the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Midland Avenue	East	<del>Goldwin Street</del> Ellis Court to Grace Church Street

**Section 2.**     Severability

If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder thereof.

**Section 3.**

This local law shall take effect upon filing with the Secretary of State.

Midland Avenue Between Grace Church Street and Ellis Court



Dear Rye City Council,  
T & T Committee,

11/12/09

We, the Residents of Midland Avenue that reside between the block of Ellis Court and Goldwin Street RESPECTFULLY REQUEST that there be a "NO PARKING ZONE" from Ellis Court to Goldwin Street on the Northbound side of Midland Avenue.

The Ellis Court/Midland Avenue intersection is the beginning of the narrowest section of Midland Ave.

During all Midland School events, Rye Rec events, especially Soccer, and even on regular school days, cars line up to park creating a VERY DANGEROUS situation. These parked cars create ZERO VISIBILITY of oncoming traffic!

Often these cars park partially blocking our driveways and at all times it is near impossible for us to exit our driveways SAFELY!

WE THANK YOU IN ADVANCE FOR YOUR IMMEDIATE ATTENTION TO THIS MATTER!

Print Name THOMAS AMICO  
Signature Thomas Amico Address 336 Midland

Print Name Jean Amico  
Signature Jean Amico Address 336 Midland

Print Name Lloyd Johnson  
Signature Lloyd Johnson Address 340 Midland

Print Name Dynal Rice-Johnson  
Signature Dynal Rice-Johnson Address 340 Midland

Print Name Wm. McCaffrey  
Signature Wm. McCaffrey Address 342 Midland

Print Name Mary McCaffrey  
Signature Mary McCaffrey Address 342 Midland

Print Name [Signature]

Print Name Cindy Genovelli  
Signature [Handwritten Signature] Address 348 Midland

Print Name [Handwritten Name]  
Signature [Handwritten Signature] Address 348 Midland

Print Name MARY M AMICO  
Signature [Handwritten Signature] Address 350 Midland

Print Name JAMES W. AMICO  
Signature [Handwritten Signature] Address 350 Midland

To: Mayor and Council

From: Brian Dempsey, Traffic and Transportation Committee Chair

Date: December 2, 2009

Re: T & T Recommendations for Elm Street and Midland Avenue

Theodore Fremd/Elm Place Parking - it is the T&T's opinion that the 15 minute parking could be installed during the reconstruction of the bridge/wall. However, from a long-term standpoint, the T&T has some concerns. First, the T&T feels that it should be discussed with the other tenants in the building and adjacent building. Second, it could set a precedent for other requests. While there is a 15 minute parking area at the UPS facility and at the Post Office, these facilities do not have the same adjacent uses. There have been other requests for 15 minute parking, including by the Smoke Shop, which was denied by the City Council and by Sunrise Pizza (the two spots adjacent to the building so that people could run in and pick up their pizza), which is currently being reviewed by the T&T in conjunction with the request from Fong's. If these are granted, there could be similar requests from other facilities such as Longford's, and the other pizza store on Elm, the Yogurt store opposite Sunrise, Subway, etc.

Midland Avenue Parking - there has been a request to the T&T, supplemented by a petition, to prohibit parking on the east side of Midland Avenue from Ellis Court to Goldwyn Street, extending the existing "No Parking" Zone on the east side. The request was that the on-street parking there, which generally only occurs on Soccer Saturdays and during school events, and sometimes at night, blocks sight distance for the streets and driveways. The T&T was generally acceptable to this based upon the limited impact and the narrowness of the road at this point. However, while this does help the sight distance, there are also negatives. The on-street parking does provide a benefit in that it does keep the road narrow and thus slows vehicles driving by. In addition, the removal of this parking will force more cars to park on the side streets, including drivers destined to the nearby restaurant, which could then force patrons to park further away from the restaurant (which could affect the business of the restaurant) and force residents to park further from their residences. Another factor that must also be considered is that the T&T has also recently received a request from the resident at 393 Midland Avenue to prohibit parking in front of their neighbor's house along Midland Avenue because of sight distance limitations while backing out of her driveway. However, while one of the negatives of any on-street parking is that it limits sight distance, the T&T is not in favor of eliminating this on-street parking at this time as it would set a precedent along this street, the on-street parking is needed for the various residences as well as the restaurants and pizza place, and the on-street parking helps keep traffic slower in this area. The T&T will look at this further. The No Parking near Ellis should be performed when the other Midland Avenue work is performed. The T&T also suggests that Rye Youth Soccer encourage drivers on Saturdays to park at Midland School, including the parking spaces behind the school.

cc: F. Culross, City Manager  
S. Pickup, Assistant City Manager



## (2) Midland Avenue in the vicinity of Palisade Road

This stretch of Midland Avenue has been reviewed previously by the T&T and has been reviewed again at the request of the Council and a resident. Recently the T&T has been quoted in the Journal News, Rye Record, and Rye Sound Shore Review as well as Cablevision News12 regarding this issue.

At the intersection of Midland Avenue and Palisade Road itself, there have not been accidents recently but there is limited sight distance. The City Engineering Department and T&T representatives have performed a sight distance analysis at the intersection, which is summarized below and provided in a separate document.

The T&T is in receipt of the December 10, 2008 letter from Judy Myers and some of the various emails from a longtime local resident relating to that letter and we disagree with various aspects of the correspondence. In addition, previous discussions with the County Traffic Engineer do not reflect the comments made in the Myers' letter. (It should be noted that since the time of the letter and the emails, that representatives of the T&T have held various conversations with the resident and have come to some agreements on portions of these issues.)

The T&T understands the concern of the resident and has looked seriously at Midland Avenue as well as at other locations throughout the City. As Midland Avenue is a County Road, the T&T and the City have worked closely with the County regarding Midland Avenue, drawing upon their expertise, including performing speed measurements and field observations. The T&T has met with the County's Traffic Engineer at the Site (a member of the resident's family was present for a portion of that meeting) to review possible modifications. The County has also performed speed measurements during two different periods at the Site. While the New York State Vehicle and Traffic Law does give Cities certain jurisdiction on County Roads within the City limits, we have consulted with the County for their guidance based upon their experience and knowledge. Even though the City may have some jurisdiction on the roadway, it must still follow State regulations and Traffic Engineering Principles and Guidelines. Each of the previously suggested modifications has been looked at and has consequences, as described below. The T&T has taken a hard look at this location on various occasions including field visits, review of the data, and discussions with the resident. **It is the opinion of the T&T, and also of the County Traffic Engineer, that some of the previously proposed solutions could actually make the condition less safe and most likely would not have eliminated the tragic accident that did occur.**

### Stop Signs

As stated in the letter, stop signs can be installed to regulate traffic (such as the right-of-way for turning movements), but they are not to be installed to regulate speeds (and studies have shown that stop signs actually increase speeds in some situations as drivers speed up to make up for lost time). It is the opinion of the T&T that installation of stop signs will not obtain the desired goals. In addition, installing unwarranted stop signs can lead to more accidents as well as disregard for other stop signs. It is the opinion of the T&T that installing a stop sign at the intersection of Midland Avenue and Palisades Road would increase the number of rear end accidents as drivers are not expecting to stop at that location. The County Traffic Engineer had a similar opinion. These signs will also increase noise and air pollution and increase driver frustration, leading to more aggressive driving.



# CITY COUNCIL AGENDA

NO. 10

DEPT.: City Manager

DATE: January 15, 2010

CONTACT: Frank J. Culross, City Manager

**AGENDA ITEM:** Update on Midland Avenue Improvements.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** An update on the scheduled improvements for Midland Avenue will be provided.



# CITY COUNCIL AGENDA

NO. 11

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Two appointments to the Board of Appeals for three-year terms, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointment.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Two appointments will be made to the Board of Appeals to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10



# CITY COUNCIL AGENDA

NO. 12

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** One appointment to the Board of Architectural Review for a three-year term, three appointments to fill out a term expiring on January 1, 2011, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointment.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Five appointments will be made to the Board of Architectural Review to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-11

1

1-1-11

1

1-1-11

1

1-1-12



# CITY COUNCIL AGENDA

NO. 13

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Board of Architectural Review by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**



# CITY COUNCIL AGENDA

NO. 14

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** One appointment to the Board of Ethics for a three-year term, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointment.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Two appointments will be made to the Board of Ethics to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-12



# CITY COUNCIL AGENDA

NO. 15

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Three appointments to the Conservation Commission/Advisory Council for three-year terms, two appointments to fill out a term expiring on January 1, 2011, and two appointments to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Seven appointments will be made to the Conservation Commission/Advisory Council to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10

1

1-1-10

1

1-1-11

1

1-1-11

1

1-1-12

1

1-1-12



# CITY COUNCIL AGENDA

NO. 16

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Conservation Commission/Advisory Council by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**





# CITY COUNCIL AGENDA

NO. 17

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Four appointments to the Finance Committee for a three-year term, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Seven appointments will be made to the Finance Committee to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10

1

1-1-10

1

1-1-10



# CITY COUNCIL AGENDA

NO. 18

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Three appointments to the Landmarks Advisory Committee for three-year terms, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Four appointments will be made to the Landmarks Advisory Committee to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10

1

1-1-10

1

1-1-12



# CITY COUNCIL AGENDA

NO. 19

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Two appointments to the Planning Commission for three-year terms, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Two appointments will be made to the Planning Commission to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10



# CITY COUNCIL AGENDA

NO. 20

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Planning Commission by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood X Other:

**BACKGROUND:**



# CITY COUNCIL AGENDA

NO. 21

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Four appointments to the Recreation Commission for three-year terms, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Four appointments will be made to the Recreation Commission to fill the following:

Number of Appointments

Term Expiration

1

1-1-10

1

1-1-10

1

1-1-10

1

1-1-10



# CITY COUNCIL AGENDA

NO. 22

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Recreation Commission by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood X Other:

**BACKGROUND:**



# CITY COUNCIL AGENDA

NO. 23

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Three appointments to the Rye Cable Commission for three-year terms, two appointments to fill out a term expiring on January 1, 2011, and two appointments to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Seven appointments will be made to the Rye Cable Commission to fill the following:

Number of Appointments

Term Expiration

1	1-1-10
1	1-1-10
1	1-1-10
1	1-1-11
1	1-1-11
1	1-1-12
1	1-1-12



# CITY COUNCIL AGENDA

NO. 24

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Rye Cable Commission by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood X Other:

**BACKGROUND:**





# CITY COUNCIL AGENDA

NO. 25

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Three appointments to the Traffic and Transportation Committee for three-year terms, and one appointment to fill out a term expiring on January 1, 2012, by the Mayor with Council approval.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council approve the appointments.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Seven appointments will be made to the Traffic and Transportation Committee to fill the following:

Number of Appointments

Term Expiration

1	1-1-10
1	1-1-10
1	1-1-10
1	1-1-11
1	1-1-11
1	1-1-12
1	1-1-12



# CITY COUNCIL AGENDA

NO. 26

DEPT.: City Council

DATE: January 15, 2010

CONTACT: Mayor French

**ACTION:** Designation of the Chairman of the Traffic and Transportation Committee by the Mayor.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**



# CITY COUNCIL AGENDA

NO. 27

DEPT.: City Council

DATE: January 14, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Consideration of establishing the Rye Governmental Relations Committee.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council consider the draft resolution establishing a City of Rye Governmental Relations Committee.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**

See attached Resolution.

DRAFT

**RESOLUTION OF THE CITY OF RYE CITY COUNCIL ESTABLISHING THE RYE  
GOVERNMENTAL RELATIONS COMMITTEE**

WHEREAS, the volunteer committees in the City of Rye perform a critical function in the City by advising the City Council on important issues that are relevant to the daily operations within the City, the adjoining municipalities, the State of New York and the federal government that impact the City; and

WHEREAS, legislation proposed and adopted by the federal, state and county governments impact the City of Rye; and

WHEREAS, New York State labor relations legislation and regional projects involving environmental resources, transportation corridors, and other infrastructure related projects impact the City; and

WHEREAS, the City should be aware of federal, state, county and other regional grant opportunities for which the City may qualify; and

WHEREAS, it is desirable to have a Governmental Relations Committee (the "Committee") to identify, research, investigate, study, understand, monitor and advise the City Council on issues as outlined above that may impact the City;

NOW, THEREFORE, BE IT RESOLVED, that the City of Rye Governmental Relations Committee is hereby established; and be it further

RESOLVED, that the Committee shall consist of no less than seven (7) members and no more than nine (9) members, all residents of the City, to serve three-year terms; and be it further

RESOLVED, that the initial appointments shall be staggered with three one-year terms, three two-year terms, and three three-year terms, and be it further

RESOLVED, that if only seven members are initially appointed, the appointments shall include three one-year terms, two two-year terms and two two-years terms; and be it further

RESOLVED, that the members of the Committee shall be appointed by the City Council and that one member shall be designated by the Mayor as Chairman, and be it further

RESOLVED, that the Committee shall have the following duties and powers:

1. Establish Committee rules and procedures for meetings;
2. Identify, research, investigate, understand and monitor the different policies and projects being proposed and adopted by the federal, state, county and local governments and how they may impact the City;

DRAFT

3. Advise the City Council, City Manager and City Staff with respect to both proposed and adopted legislation, policies and/or projects that may impact the City of Rye; and
4. Advise and/or recommend to the City Council and City Manager what legislative proposals the City should consider to comply with other federal, state, county and local municipal laws and policies.





# CITY COUNCIL AGENDA

NO. 28

DEPT.: City Council

DATE: January 14, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Consideration of resolution to increase the size of the Finance Committee.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council consider adopting the attached Resolution to increase the size of the Finance Committee.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**

See attached Resolution.

DRAFT

**RESOLUTION OF THE CITY OF RYE CITY COUNCIL INCREASING THE NUMBER OF MEMBERS ON THE FINANCE COMMITTEE**

WHEREAS, the City Council finds that there is a demand for greater financial analysis in both range of topics as well as the depth of research; and

WHEREAS, the City Council finds that there is also a greater need for specialization in specific subject matters; and

WHEREAS, in order to meet these new demands and needs, the City Council would like to expand the existing finance committee membership from nine (9) to up to eleven (11) members;

**NOW, THEREFORE, BE IT RESOLVED**, that the resolution establishing a Finance Committee for the City of Rye, adopted February 5, 1997 and amended on January 16, 2002 and February 15, 2006, be amended as follows to increase the size of the committee from 9 members to 11 members.

**“WHEREAS**, citizen advisory committees form an important governmental foundation in the City of Rye; and

**“WHEREAS**, past financial advisory committees of limited duration have supplied important citizen input on budget and other City financial matters; and

**“WHEREAS**, the City Council encourages the creation of temporary subcommittees of additional volunteers to leverage citizen expertise in particular subject matters; and

**“WHEREAS**, whenever there is a conflict or an appearance of a conflict between a particular member and a subject matter, that person shall recuse him or herself from any discussion on the matter so that objectivity may be maintained; and

**“WHEREAS**, against the above background of success, it is in the best interests of the City to establish a permanent citizens' advisory committee on finances;

**“NOW, THEREFORE, BE IT RESOLVED**, that a permanent Finance Committee for the City of Rye is hereby established to consist of ~~nine~~ **eleven** members, all residents of Rye, to serve for three-year terms, except that ~~one~~ **one of the appointments made in February 2006** ~~January 2010~~, shall be for a two-year term expiring on January 1, 2012 **and the other appointment made in January 2010 shall be for a three-year term expiring on January 1, 2013** so that term expiration of the ~~eleven~~ **nine-member** Commission shall be staggered ~~with three appointments to be made each year, and thereafter their successors shall be appointed for terms of three years from and after the expiration of the term of their predecessors in office;~~ and be it further

~~“RESOLVED, that the initial appointments shall be staggered with two one-year terms, two two-year terms, and three three-year terms; and be it further~~

**“RESOLVED, that the members of the Finance Committee shall be appointed by the City Council, and that one member shall be designated by the Finance Committee as Chairman; and be it further**

**“RESOLVED, that the Committee shall have the following duties:**

- 1) To advise the City Council on appropriate revenue and expenditure policies and financial policies;
- 2) To review quarterly and annual financial statements of the City and report findings to the City Council;
- 3) To review the annual budgets of the City, including all the funds therein, and report their findings to the City Council;
- 4) To undertake such other studies as shall be assigned to them or as they shall deem appropriate to assure that the financial condition and policies of the City are sound and that the taxpayers are receiving appropriate value.
- 5) **Any dispute or conflict shall be settled by a majority vote of the Committee.”**





# CITY COUNCIL AGENDA

NO. 29

DEPT.: City Council

DATE: January 14, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Consideration of resolution to increase the size of the Rye Cable Television Committee.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council consider adopting the attached Resolution to increase the size of the Rye Cable Television Committee.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:**

See attached Resolution.

DRAFT

**RESOLUTION OF THE CITY OF RYE CITY COUNCIL INCREASING THE NUMBER OF MEMBERS ON THE RYE CABLE TELEVISION COMMITTEE**

**WHEREAS**, the City Council would like to expand the existing Rye Cable Television Committee membership from seven (7) members to nine (9) members to meet the growing needs of the Committee.

**NOW, THEREFORE, BE IT RESOLVED**, that the resolution establishing the Rye Cable Television Committee, adopted on July 16, 1997, be amended as follows to increase the size of the Committee from 7 members to 9 members.

**“WHEREAS**, the City of Rye has granted a two franchises for the operation of a cable television system within the City of Rye; and

**WHEREAS**, the franchisees provides public, educational, and governmental access channels for use exclusively within the City that collectively are known as the Rye Cable Television (RCTV) System; and

**WHEREAS**, RCTV serves as a valuable source of public information regarding topics and issues that affect the quality of life within Rye; and

**WHEREAS**, the City of Rye and the Rye City School District have entered into an intermunicipal agreement establishing a joint Cable Television Studio and for the programming and operation of the public, educational and governmental access channels; and

**WHEREAS**, it is the intention of the City of Rye to allocate the revenues of the cable franchises for the financing of its share of the joint cable television studio and the staffing and operations of public and governmental access channels; and

**WHEREAS**, it is desirable to provide for a Committee to advise the City Council and City staff in overseeing and facilitating public access on RCTV; now, therefore, be it

**RESOLVED**, that the Rye Cable Television Committee (Committee) is hereby established to consist of ~~seven~~ nine members, all residents of Rye, to serve for three-year terms, and be it further

**RESOLVED**, that the initial appointment shall be staggered with two one year terms, two two-year terms, and three three-year terms, and be it further

**RESOLVED**, that the members of the Committee shall be appointed by the City Council and that one member shall be designated by the Mayor as Chairman, and be it further

**RESOLVED**, that the Committee shall have the following duties and powers:

DRAFT

1. Initiate, promote and implement programs for the development of public access on RCTV within budgetary limitations;
2. Adopt rules and regulations relating to public access on RCTV that are not inconsistent or in conflict with any agreement of the City of Rye or any declared policy of the City Council, and subject to the approval of the City Manager. *The committee may notify the City Council of any rules and regulations disapproved by the City Manager;*
3. Advise the City Council, City Manager and the Rye City School District with respect to policies and the general operational matters of RCTV, and represent the public access perspective. The committee shall meet with representatives of the City Manager and the School Board at least once a year;
4. Represent the public access perspective in the review of annual budget estimates for RCTV, prepared by staff personnel, prior to the submission of such estimates to the City Manager; and
5. The City Manager is responsible for implementation of the City Council's policy, the rules and regulations of the Committee, and the supervision of employees assigned to RCTV."



# CITY COUNCIL AGENDA

NO. 30

DEPT.: City Council

DATE: January 13, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Consideration to set a Public Hearing to amend Chapter 10, "Committees" of the Code of the City of Rye by rescinding Article III to dissolve the Youth Advisory Committee.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council set a public hearing date.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** The Youth Advisory Committee no longer meets on a regular basis and no longer has a standing purpose. A proposal has been put forward to dissolve this committee. Since this committee was enacted through local law, the Council must adopt a local law to dissolve the committee and a Public Hearing must be held.

See attached.

**LOCAL LAW  
CITY OF RYE NO. \_\_\_\_\_ 2010**

**A Local law to amend Chapter 10,"Committees" by rescinding  
Article III "Youth Advisory Committee"**

Be it enacted by the City Council of the City of Rye as follows:

**Section 1. Chapter 10, Committees".**

**ARTICLE I. Playland Advisory Committee**

**§ 10-1. Legislative intent.**

- A. The City of Rye and Playland Amusement Park ("Playland") have had a long relationship.
- B. Activities, policies and practices at Playland have a significant impact on the City of Rye.
- C. The City's ability to identify, coordinate, and communicate Rye's concerns regarding Playland was greatly enhanced by the establishment of the Playland Neighborhood Advisory Council in 1990 and its successor, the Rye Playland Advisory Committee, which was disbanded in 1997.
- D. The City Council seeks to reestablish this advisory committee, and it is in the best interests of the City to establish a permanent citizens' advisory committee on Playland issues.

**§ 10-2. Committee established; appointment of members; terms.**

There shall be a permanent City of Rye Playland Advisory Committee for the City of Rye to consist of nine members, all residents of Rye, to serve for three-year terms; the initial appointments shall be staggered with three one-year terms, three two-year terms, and three three-year terms; and the members of the City of Rye Playland Advisory Committee shall be appointed by the Mayor, with the approval of the City Council, and one member shall be designated by the Mayor as Chairman.

**§ 10-3. Powers and duties.**

The powers and duties of the Playland Advisory Committee shall be as follows:

- A. To advise the City Council on issues relating to the operation and management of Playland as they affect the City of Rye.

- B. To identify and review neighborhood issues that arise relating to Playland.
- C. To maintain communication with the Playland management and the Westchester County Parks Board in order to stay current with policies at Playland.
- D. To monitor and anticipate new issues that may arise affecting the quality of life in Rye as they relate to changes in practices, changes in activities, or new uses of Playland.
- E. To keep the City Council apprised of issues and activities of concern to Rye

## **ARTICLE II. Senior Advocacy Committee**

### **§ 10-4. Legislative intent.**

The mission of the City of Rye Senior Advocacy Committee is to enhance the quality of life of Rye's senior residents by offering information, guidance, and assistance for services on an as-needed basis.

### **§ 10-5. Committee established; appointment of members; terms.**

There shall be a City of Rye Senior Advocacy Committee in place of the position of Senior Advocate, to consist of seven members, all residents of Rye or individuals who worked for service institutions serving Rye, to serve for three-year terms; the initial appointments shall be staggered with two one-year terms, two two-year terms, and three three-year terms; and the members of the Rye Senior Advocacy Committee shall be appointed by the Mayor, with the approval of the City Council, and one member shall be designated by the Mayor as Chairman.

### **§ 10-6 Powers and duties.**

The Committee will achieve its mission by:

- A. Building its knowledge base and personal contacts with service providers and experts who focus on senior citizen needs in health and medical services, insurance, housing, transportation, legal and geriatric services.
- B. Establishing a resource center with reference information located principally in the Rye Free Reading Room with satellite locations in the Damiano Center and on the City's Web site.
- C. Establishing a system for personal contacts with the Committee or its staff.
- D. Assisting seniors to gain access to the appropriate services.
- E. Developing a list of volunteers who are willing and able to provide personal assistance as appropriate.

## **ARTICLE III. Youth Advisory Committee**

### **§ 10-7. Legislative intent.**

~~A. Many issues arise in City government and the community as a whole that may be of interest to youth or may affect youth in the community.~~

~~B. It is beneficial for the community and the youth to develop the citizenship skills of youth in the community by working with local government on such issues.~~

~~C. The City government can directly benefit from the advice and efforts of youth in the community on the issues that confront the City.~~

### **§ 10-8. Committee established; appointment of members; terms.**

~~There shall be the Youth Advisory Committee, to consist of no more than 25 members in grades seven through 12 at the time of appointment or reappointment by the City Council. Members must be residents of the City of Rye but are not required to attend school in the City. Each year, nominations will be accepted for students interested in serving on the Committee. A selection committee made up of one representative of the City designated by the City Manager, the Rye YMCA, and the Rye Youth Council will review the nominations and select students to recommend to the City Council for appointment to the Committee. Efforts will be made to balance the Committee regarding schools represented, grade, gender, ethnicity, etc. Members will be officially appointed to the Youth Advisory Committee by the City Council. The term of office for each member shall be one school year, commencing on September 1 and ending on June 30. Members may be reappointed but shall serve for no more than three consecutive years. The Youth Advisory Committee shall select its own chair and vice-chair.~~

### **§ 10-9. Powers and duties.**

~~There shall be a Youth Advisory Committee to make recommendations on City Council agenda items or other matters affecting youth in the community and to seek and recommend ways to interest and involve youth in local government.~~

### **Section 2. Severability**

If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder thereof.

**Section 3.** This local law shall take effect immediately upon filing in the Office of the Secretary of State.



# CITY COUNCIL AGENDA

NO. 31

DEPT.: City Council

DATE: January 13, 2010

CONTACT: Mayor French

**AGENDA ITEM:** Consideration to set a Public Hearing to amend Article 20A, "Traffic and Transportation Committee" of the Charter of the City of Rye, Section C20A-2 to expand the number of members on the committee.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council set a public hearing date.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Due to the pressing issues that the Traffic and Transportation Committee is dealing with, a proposal has been put forward to expand the number of members on the committee. The proposal includes updating the name of the committee to the *Traffic and Pedestrian Safety Committee*.

Since this Committee was enacted through local law, the Council must adopt a local law to dissolve the committee and a Public Hearing must be held.

See attached.



LOCAL LAW  
CITY OF RYE NO. \_\_\_\_\_ 2010

**A Local law to amend Article 20A, “Traffic and Transportation Committee”  
by amending the name of the committee to the “Traffic and Pedestrian Safety Committee”  
and §C20A-2, “Appointment” of the City Charter of City Code  
of the City of Rye.**

Be it enacted by the City Council of the City of Rye as follows:

**Section 1.**

**ARTICLE 20A      Traffic and Pedestrian Safety Committee (§ C20A-1 - § C20A3)**

**Section 2.**

**§ C20A-1      Committee; intent.**

There shall be a Traffic and ~~Transportation~~ **Pedestrian Safety** Committee to advise the City Council and other entities on traffic and pedestrian safety issues in the City of Rye.

**Section 3.**

**C20A-2      Appointment.**

The Traffic and ~~Transportation~~ **Pedestrian Safety** Committee shall consist of not less than seven nor more than ~~nine~~-~~eleven~~ members to be appointed by the Mayor with the approval of the Council. The members shall continue in office until the expiration of their terms, and thereafter their successors shall be appointed for terms of three years from and after the expiration of the term of their predecessors in office. The Mayor shall designate from amongst any of the members, the Chair of the Committee. Vacancies occurring otherwise than by expiration of term shall be filled by the Mayor with Council approval. The members of the Committee shall choose from their number a Vice Chairperson and Secretary. In their work the Committee may utilize the assistance of additional volunteers interested in traffic and transportation issues. The City Manager, President of the Board of Education, and the Superintendent of Schools or their representatives shall serve as ex officio members of the Committee.

**Section 4.      Severability**

If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder thereof.

**Section 5.**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.



# CITY COUNCIL AGENDA

NO. 32

DEPT.: City Manager

DATE: January 13, 2010

CONTACT: Frank J. Culross, City Manager

**AGENDA ITEM:** Update on the 2010 Capital Improvement Budget.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:**

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** The City Manager will provide an update on the projected 2010 Capital Improvement Budget.

**City of Rye  
Memorandum**

TO: Honorable Mayor and Council Members  
FROM: Frank J. Culross, City Manager  
SUBJECT: 2010 Capital Improvement Projects  
DATE: January 15, 2010

At the January 6<sup>th</sup> Council Meeting, the City Manager was asked to review the proposed 2010 Capital Improvement Budget to determine if additional funding could be made available for traffic and pedestrian safety projects during the coming year and if some projects could be deferred. The current 2010 Capital Improvement program has 30 projects with a combined budget of \$9,099,028 (see December 31, 2009 memo).

Currently, the 2010 Capital program includes the following traffic and pedestrian safety projects:

• ARRA (Stimulus)	\$ 695,000
• Annual Street Resurfacing including Oakland Beach Ave. realignment	500,000
• Traffic Signals	
Locust & Purchase	165,000
Peck & Midland	200,000
Theodore Fremd/Purdy	
Purchase Design	15,000
• Annual Sidewalks & Curb Program (City's Share)	50,000
• Boston Post Road Safe Routes Improvement	44,000
• Milton Cemetery Pedestrian Bridge	40,000
• Forest Avenue Survey (Safe Route)	25,000
• Manursing Guiderail	<u>25,000</u>
	<u>\$1,759,000</u>

Additional transportation projects scheduled for 2010 that can not be reprogrammed are the Central Avenue Bridge (\$1,800,000) and the Theodore Fremd Wall (\$1,400,000). The Pay Station Shelters (\$40,000) are being financed from previously reserved funds from parking meters revenues.

Consequently, total funding for transportation, traffic and pedestrian safety in 2010 is \$4,999,000.

The City Council has also determined that drainage and sewer projects are high priority. The only new cash is \$137,000 to complete the \$591,000 Hewlett Pump Station and Force Main. The balance of the Bowman Avenue Sluice Gate (\$322,000) and the Old Milton Road Drainage (\$210,000) will be paid for with newly issued bonds. The Old Milton Road Drain could be deferred. The \$65,000 Annual Drainage is critical to meet emergency needs during the year. The Cedar Place Sewer (\$90,000) is a project authorized in 2009. The City Engineer feels that its replacement is essential.

From the Building Improvement projects, the City Council could reallocate the \$110,000 for the 51 Milton Tank Replacement and \$144,021 for the Rye Meeting House Stabilization project. This would provide an additional \$254,021 for further pedestrian safety projects or budget reductions. I do not recommend deferring the 2009 Police Building Improvements.

The Damiano Center and Gagliardo Restroom Projects are funded from the 2002 Recreation Bond issue. These funds could only be re-directed to another recreation building project or to pay debt service.

The 2007 and 2009 Recreation fence projects totaling \$119,554 could be re-allocated.

There is also \$140,000 budgeted for studies and/or engineering designs that are not directly related to pedestrian safety that could be deferred.

Consequently, there is \$513,575 in cash and \$210,000 in new debt that could be reprogrammed for new projects, or deferred.



Frank J. Culross  
City Manager

**City of Rye  
Memorandum**

TO: Honorable Mayor and Council Members

FROM: Frank J. Culross, City Manager

SUBJECT: 2010 Capital Improvement Projects

DATE: December 31, 2009

The following is a list of major projects which have been authorized to proceed during 2010. An implementation schedule is being developed. It may not be possible to undertake all of these projects in 2010. At the Mayor's request, we will review these projects with you at the January 6<sup>th</sup> meeting. Some of these projects were authorized in full, or part, prior to the 2010 budget.



Frank J. Culross  
City Manager

### Transportation Projects

ARRA (Stimulus Projects)	\$ 695,000
Central Avenue Bridge	1,800,000
Traffic Signals	
Locust and Purchase	165,000
Peck and Midland	200,000
Theodore Fremd Wall	1,400,000
Annual Street Resurfacing including	
Oakland Beach Road realignment	500,000
Boston Post Road Safe Routes Improvements	44,000
Annual Sidewalk and Curbs Program	50,000
Milton Cemetery Bridge	40,000
Manursing Guiderail	25,000
Pay Station Shelters	40,000

### Drainage Projects

Bowman Avenue Sluice Gate	\$1,942,260
Old Milton Road Drainage	210,000
Annual Drainage	65,000

### Sewer Projects

Hewlett Pump Station and Force Main	\$ 591,000
Cedar Place Sewer	90,000
Upper Dogwood Sewer	special assessment

### Building Improvements

51 Milton Oil Tank Replacement	\$ 110,000
Police Building Improvements (locker room)	130,000
Locust Firehouse (windows)	46,693
Rye Meeting House (stabilization)	269,021

### Recreation Projects

Damiano Center	\$ 126,500
Recreation Park Improvements	119,554
Gagliardo Restrooms	100,000

### Studio/Designs

Boston Post Road Retaining Wall	\$ 35,000
Theodore Fremd/Purdy/Purchase Signal Design	15,000
Forest Avenue Survey (Safe Routes)	25,000
Stoneycrest Drain Design	35,000
Police/Court Renovation Study	50,000
Brevoort Lane Sewer Force Main Study	30,000



# CITY COUNCIL AGENDA

NO. 33

DEPT.: INFORMATION TECHNOLOGY

DATE: January 15, 2010

CONTACT: KERRY P. DONAHUE

**ACTION:** Resolution to declare certain equipment as surplus.

**FOR THE MEETING OF:**

January 20, 2010

**RYE CITY CODE**

**RECOMMENDATION:** That the City Council adopt the following resolution:

WHEREAS, the Coordinator of Computer Services has determined that the following equipment is obsolete or otherwise no longer useful to the City:

*(Equipment listed detail on page 2 of this agenda form)* ; now therefore be it

RESOLVED, that the aforementioned equipment be declared surplus and disposed in a manner determined by the City Comptroller to be in the best interests of the City.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other: Periodic removal of excess equipment provides for increased storage space and safer work environment for those who regularly access the storage area.

**BACKGROUND:** The equipment listed above is either obsolete and/or no longer operational and should be disposed of in the best interests of the City, including but not limited to, donation to another local government or school district, sale to a third party, or trash, the cost/benefit of each to be determined by the City Comptroller.



MAKE	MODEL	SERIAL NO.
HP	L1925 monitor	CNB42903LS
COMPAQ	TFT5030 monitor	224BL72UX120
COMPAQ	TFT5030 monitor	21BL72UP052
COMPAQ	TFT5030 monitor	148BL72UK131
COMPAQ	TFT5030 monitor	150BL72UP142
COMPAQ	TFT5030 monitor	205BL72UP335
COMPAQ	TFT5030 monitor	205BL72UP404
COMPAQ	TFT5030 monitor	205BL72UP252
COMPAQ	TFT5030 monitor	226BL72UX005
ELO	ET1515L monitor	726122403C
ELO	ET1515L monitor	726141967C
ELO	ET1515L monitor	727137182C
ELO	ET1515L monitor	727137154C
ELO	ET1515L monitor	726147702C
ELO	ET1515L monitor	726122405C
COMPAQ	1720 monitor	CN2500C134
COMPAQ	1720 monitor	CN2510K700
COMPAQ	S720 monitor	206CP43AA799
COMPAQ	S720 monitor	132CL43ZN193
SAMSUNG	SYNCMaster 700B monitor	H8WJ900935M
SAMSUNG	SYNCMaster 700B PLUS monitor	KG17H8OK110321M
COMPAQ	P1220 monitor	209FD21EB167
COMPAQ	V50 monitor	702BC06RA546
HP	1702 monitor	CNC522207Q
COMPAQ	TFT5030 monitor	210BL72UP810
SAMSUNG	150S monitor	GG15HVET928266F
COMPAQ	PROSIGNIA 200 computer	D847BWP10092
SCI EDGE	SCI EDGE computer	35817
COMPAQ	DESKPRO computer	6949CJN4L747
SCI EDGE	SCI EDGE computer	8798
COMPAQ	DESKPRO computer	6911CL94A157
COMPAQ	DESKPRO computer	L3B750AMULK190
COMPAQ	DESKPRO computer	6911CL94A105
COMPAQ	DESKPRO computer	6011DFL5A320
COMPAQ	DESKPRO computer	X116FR3ZA373
COMPAQ	DESKPRO computer	6850CKF2A044
COMPAQ	PROLIANT 800 computer	D806BJW10839
COMPAQ	EVO computer	W238KN9ZC160
COMPAQ	EVO computer	W238KN9ZC158
HP COMPAQ	EVO computer	2UA6261K7R
HP COMPAQ	EVO computer	USU40409V9
COMPAQ	EVO computer	X221JYHZB745
COMPAQ	EVO W6000 computer	6Y26KN7Z300J
COMPAQ	DESKPRO computer	6852CBM2A295
COMPAQ	EVO computer	X218JYHZC639
COMPAQ	EVO computer	X213JYHZB138
HP COMPAQ	HP COMPAQ computer	USW40303X9
COMPAQ	EVO computer	X215JYHZB201
COMPAQ	EVO computer	X215JYHZA436
HP	DX2300 MICROTOWER computer	MXL71306CS
HP	DX2300 MICROTOWER computer	MXL71305ZQ
HP	DX2300 MICROTOWER computer	MXL71306GF