

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
DECEMBER 14, 2004**

A Regular Meeting was held by the Board of Trustees on Tuesday, December 14, 2004 at 8:05 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Michael Holdstein, Trustee Bruce Jennings, Trustee Marjorie Apel, Trustee Peter Swiderski, Village Manager Neil P. Hess, Deputy Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

CITIZENS: Three (3).

APPROVAL OF WARRANTS

On MOTION of Trustee Apel, SECONDED by Trustee Jennings with a voice vote of all in favor, the following Warrants were approved:

Multi-Fund No. 49-2004-05 \$ 273.66

Multi-Fund No. 50-2004-05 \$90,808.70

97:04 REQUEST FOR WAIVER FROM PSC CABLE FRANCHISE PROCEDURES

Mayor Kinnally: This matter was before us last meeting and we had representatives of Verizon before us urging the Board to adopt the waiver.

Village Manager Hess: Our cable TV committee has also recommended the waiver.

On MOTION of Trustee Holdstein, SECONDED by Trustee Apel the following Resolution was duly adopted upon roll call vote:

WHEREAS, the Village Board desires that alternate cable providers be allowed to offer their services to the Village of Hastings-on-Hudson residents allowing for competition of multi-channel video programming services; and

WHEREAS, the Public Service Commission has regularly ruled that the procedural steps set forth in Sections 594.1, 594.2, 594.3 and 594.4 of the New York Public Service Commission Rules are no longer necessary where a community has at least one cable television franchise; and

WHEREAS, the Village Board wishes to obtain a waiver from the procedural steps set forth in Sections 594.1 – 594.4 of the New York Public Service Commission’s cable franchising rules for all additional competition; now therefore be it

RESOLVED, that the Village Manager is hereby authorized to request a waiver from the New York State Department of Public Service allowing the Village of Hastings-on-Hudson to bypass the franchise procedures set forth under Section 594.1 – 594.4 of the New York Public Service Commission Rules in order to expedite the franchising process and rapidly introduce additional competition in the provision of multi-channel video programming services.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

98:04 NEW YORK STATE POWER AUTHORITY CONTRACT ADJUSTMENT

Village Manager Hess: You received copies of the correspondence from the New York Power Authority. Other communities to date, except one, have adopted the Producer Price Index, as the basis for the rate increases. This is appropriate in terms of a power authority and what the Public Service Commission feels is warranted.

On MOTION of Trustee Holdstein, SECONDED by Trustee Apel the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees authorize the Mayor to sign the letter of agreement with the New York Power Authority agreeing to use the Producer Price Index (PPI) as produced by the United States Bureau of Labor Statistics as the basis for rate adjustments for the years 2005 and 2006.

ROLL CALL VOTE	AYE	NAY
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Trustee Michael Holdstein	X
Trustee Bruce Jennings	X
Trustee Marjorie Apel	X
Trustee Peter Swiderski	X
Mayor Wm. Lee Kinnally, Jr.	X

99:04 2004 STOP-DWI CONTRACT

Village Manager Hess: This contract is similar to what we have adopted in previous years. It provides the Village \$8,400 for overtime for setting up our STOP-DWI enforcement.

On MOTION of Trustee Apel, SECONDED by Trustee Jennings the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees authorize the Village Manager to execute the 2004 STOP-DWI Patrol Project Reimbursement Contract with Westchester County in the amount of \$8,400.00.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

100:04 CHANGE OF MEETING DATE

Mayor Kinnally: We are changing from the 4th to the 11th because we do not like to have a meeting right after the first of the year.

Trustee Holdstein: I am going to vote nay because I am here the 4th , but I am not here the 11th.

On MOTION of Trustee Apel, SECONDED by Trustee Jennings the following Resolution was duly adopted upon roll call vote:

RESOLVED, that the Mayor and Board of Trustees change the date of the Regular Board Meeting from Jan. 4, 2004 to Jan. 11, 2004.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein		X
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

**101:04 SCHEDULE PUBLIC HEARING -ZONING CODE PUBLIC HEARING
NOTICE MODIFICATIONS**

Deputy Village Attorney Stecich: This local law was recommended by the Zoning Board of Appeals regarding notice for variances. There are essentially two changes. Right now, all notice has to either be by person or by certified mail, return receipt requested, which is cumbersome and not necessarily the best-directed. This change would permit service by any method of delivery providing proof of delivery. For instance, the Post Office has proof of delivery that costs 35 cents that give you the same information. You can get information on the computer with proof of delivery more easily than with the certified mail, return receipt requested.

Mayor Kinnally: What other alternatives would there be?

Deputy Village Attorney Stecich: It would be expensive, but somebody could do FedEx delivery. The Post Office could come up with other methods of delivery that are more efficient. The code specifies certified mail, return receipt requested because at the time it was written that was the only way you could get proof of delivery. Now there are lots of ways to get proof of delivery. There is also personal service. It is not going to eliminate any of the methods of service you could use now.

The other more significant change is a new paragraph 4 requiring for any variance that a sign be posted at the property seeking the variance advising that there is going to be a hearing on a variance requested for this property. This was at the request of the Zoning Board chairperson, and the rest of the Zoning Board agreed with it. You see it a lot in Long Island. There are a few municipalities that have it.

Mayor Kinnally: The city of Yonkers has it.

Deputy Village Attorney Stecich: New Rochelle has it. The sign would be provided by the Building Inspector. The thinking is there might be people who are not in the mail notice area

that it might affect. Or if you are in an apartment building, you are probably not going to get the notice because the notice goes to the building owner. That way, you would be able to see that the property across the street from you is seeking a variance for one reason or another.

Trustee Holdstein: I have a problem with this amendment. There are two different issues here. I am in favor of the first, and I am opposed to the second. Having signs planted around the Village on people's property, even for 10 days, adds to the clutter of our community. I do not like the idea of the signs. I would like these things split apart as two different amendments and two different discussions. I do not want them linked together.

Deputy Village Attorney Stecich: I could redraft it as two local laws.

On MOTION of Trustee Holdstein, SECONDED by Trustee Apel the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees schedule a Public Hearing for Tuesday, Jan. 11, 2004 at 8:00 p.m. or shortly thereafter to consider the advisability of adopting Proposed Local Law No. 1 of 2005 amending the Zoning Law to modify methods of providing notice of Public Hearings.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

Trustee Jennings: I would like to backtrack and ask Mr. Hess a question about the Public Power Authority. What index are we using now, and could you explain the difference between what we are doing now and what this index that we have embraced would do?

Village Manager Hess: My understanding is that PPI had been used in the past by everyone who is part of the New York Power Authority, or New York Power Authority customers. Our rates are approximately 20 to 25% cheaper than individual or business rates through Con Ed because we have the ability to get hydropower out of northern New York. My

understanding is that PPI had been used for a number of years. That only extended through December 31, 2004. They requested continuation for 2005-2006.

Trustee Jennings: So this is not a change of what we have been doing in the past. It is an extension of our status quo and it would not have any special effect on our rates.

Village Manager Hess: Right.

**102:04 SCHEDULE PUBLIC HEARING -VILLAGE CODE NOTICE BY MAIL
MODIFICATIONS**

Deputy Village Attorney Stecich: Once the issue was raised about the mail notice, I went through the code and found the other sections that also require notice by certified mail, return receipt requested, and added, "or any other method of delivery providing proof of delivery." The list in the local law is of ten other sections of the code that require notice.

On MOTION of Trustee Holdstein, SECONDED by Trustee Jennings the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees schedule a Public Hearing for Tuesday, Jan. 11, 2004 at 8:00 p.m. or shortly thereafter to consider the advisability of adopting Proposed Local Law No. 3 of 2005 amending provisions of the Village Code relating to notice by mail.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

**103:04 SCHEDULE PUBLIC HEARING - ZONING CODE AMENDMENT RE
ELECTRICAL INSPECTIONS**

Village Manager Hess: Under the New York State code, other agencies other than the Board of Fire Underwriters can do inspections of electrical work in communities. The fire

underwriters have been slowly removing their inspection availability in this part of the county, and we have been requested by several other companies to allow them to do inspections also. Our code reads that the New York Board of Fire Underwriters are the only ones who can do the inspections. This will provide open competition for electrical inspections.

Trustee Apel: Can inspectors be sued? Do they have insurance?

Village Manager Hess: They are all certified by the state.

Trustee Apel: They say they are certified by the state and that they have insurance, so we are not liable?

Village Manager Hess: No, they are the ones that are doing the certification. They do the inspections, they do the certification.

Trustee Jennings: If state certification of these inspectors is the criterion that we would look for when we select someone to provide this service, then why do we not say that in the draft law. Instead of "other agency properly qualified," which to me means nothing, why do we not be more specific and say certified by the state of New York?

Trustee Holdstein: I have a similar question. Do we need to be more specific, or define it more clearly? What is defined as properly qualified?

Deputy Village Attorney Stecich: There may be things other than state certification that you would want to make sure. You would look to see whether they are properly qualified. Among the qualifications would be state certification, if it is required. The language about deputized refers to that previous section which requires the Board of Trustees to authorize an agency to do the inspections.

Trustee Holdstein: Two or three people could step forward wishing to do this, and we could deputize two or three, based on our determining the qualifications.

Deputy Village Attorney Stecich: Exactly. That is the way it reads.

Trustee Jennings: Why do we not flag this at the hearing, and afterwards in our deliberations? Do we want to give ourselves such free rein as this language does, or do we want to be more confining in our language?

On MOTION of Trustee Apel, SECONDED by Trustee Jennings the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees schedule a Public Hearing for Tuesday, Jan. 11, 2004 at 8:00 p.m. or shortly thereafter to consider the advisability of adopting Proposed Local Law No. 4 of 2005 amending the Zoning Code to permit electrical inspections by agencies in addition to the New York Board of Fire Underwriters.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	
Trustee Bruce Jennings	X	
Trustee Marjorie Apel	X	
Trustee Peter Swiderski	X	
Mayor Wm. Lee Kinnally, Jr.	X	

PRESENTATION - AFFORDABLE HOUSING

Mayor Kinnally: We are going to jump out of order here. Eric Anderson is here to chat with us about the affordable housing.

Eric Anderson, A&F Equities: This is regarding 422 Warburton, the 14-unit affordable housing project. We had an opportunity sprung on us yesterday to make an application to the state for tax credits that will make the 99-year affordability of this project better capitalized. I have given Mr. Hess a copy of a letter of support that you had written in 2002 for an earlier application made to the state that was not granted. The template is essentially the same. I am sorry to ask this in this last minute rush, but we hope to get this application in before the end of the year, and we would ask for this letter of support from the Trustees.

The report on the affordable housing project is that the County of Westchester has approved in the last month the three different grants totaling more than one million dollars of grant financing for the project, which is a big success. In the last month we resolved the Greenburgh ownership situation. A contract of sale has been signed between the Hastings affordable housing folks and the Town of Greenburgh, so the site control has been resolved. And as of today the environmental abatement process has kicked in, and we removed some of the suspect tanks in the building. We hope to break ground in the beginning of the second quarter of next year.

Sue Smith, Affordable Housing Committee: We are requesting a similar letter from our state senator and assemblyman, which they have done before. The letter just says that you are aware of it and you support the use for affordable housing in the community. They want to know we support it locally. That is what is critical.

Mayor Kinnally: Do I get a sense of the Board that we authorize the Manager to execute such a letter?

Trustee Holdstein: I would vote yes.

Trustee Apel: Sure.

Mayor Kinnally: Bruce, Peter? Okay.

VILLAGE MANAGER'S REPORT

Village Manager Hess: The tree lighting was postponed last Friday; the Deputy Mayor will be throwing the switch this Friday at 7:30 p.m.

We have received from Westchester County four weapons of mass destruction personal protective equipment kits which will be on our ambulance. This is money provided by Homeland Security that has come through the county. There will be a training exercise in early January before we will be able to put this into effect.

We are starting the budget process in a couple of weeks. If you have any thoughts or ideas you would like to share, please feel free to e-mail me over the next couple of weeks.

BOARD DISCUSSION AND COMMENTS

1. Update on the Waterfront

Mayor Kinnally: Dave Kalet told me that ARCO is getting ready to go out for bid on the demolition of Building 15. I would expect that the demolition will begin as soon as the weather breaks in the spring. There was a question as to whether they would have to take down the adjacent building because they share a common wall. They are going to stop about 15 feet from the end of Building 15 and allow the existing beams to remain to add support to the adjacent building. They are proceeding with asbestos cleanup and mold abatement in Building 51, which they believe is of architectural significance. They are getting the building in a shape so that people can come in and assess it. He said that the building, because of the skylights and the fact that there are no internal columns, is a very interesting space that he says is of greater utility than Faneuil Hall in Boston.

I have a call in to Mark Chertok to see where things stand with the state and with the signing of the agreement between ARCO and the state, and also for OU-2. There has been additional core sampling and testing done in the river by ARCO, and that data is being analyzed and shared with the state.

Trustee Holdstein: Do they need a permit from us for asbestos abatement?

Mayor Kinnally: No. State Department of Labor.

Trustee Holdstein: We do not need to get cc'd about any of that?

Mayor Kinnally: I do not know what cc's we get, but the plans have to be approved by the state, and there is a permit given, and then they oversee the removal.

Trustee Holdstein: But how do we know where this process is being done in our Village, if we are not even cc'd? We seem to have been oblivious to this and that is not in our best interest. They could be doing it without the state's approval and we would not know. It would be worthwhile to reach out to this person about getting copies of the approvals.

As we move north from Building 15, my concern is the entire site cleanup plan and the idea of trying to retain any buildings on the site while achieving the kind of cap protection that we have negotiated and talked about.

Mayor Kinnally: I agree, but these are two separate things. A commitment was made by ARCO to work with the Village to see if there was anything worth saving. Their initial assessment is if there is anything it is probably this building. They are not disregarding the cap plan. They just want to go through the assessment process. That is all.

Trustee Holdstein: If we are going to have an impermeable cap covering the entire site, how do you make it lock down if all of a sudden it hits a building that is going to stay?

Mayor Kinnally: The slab functions as a cap.

Trustee Holdstein: Between the capping, the filling and everything else, it seems to me it makes it difficult to get a thorough cleanup the way we negotiated it, and also to have buildings retained on the site.

Mayor Kinnally: You are right. But there may be areas where you do not need as much fill as in other areas. There may have to be some flexibility. They have identified a building and

are fulfilling their pledge to the Village that if it may be of architectural significance they are not going to knock it down now. They are going to have everybody come in and look at it.

Trustee Swiderski: I would like you to relay to ARCO that I am astonished and delighted that they are living up to their word in assessing those buildings. I assumed they would not find it worth making that effort, because they appear derelict. But that is the one building that could be very interesting. It is the one building that was incorporated into the site studies the community did. That is the one structure that survives other than the tower, and it is terrific that they find it of merit. Even though the west part is over a hot spot, I hope they find a way of dealing with that if they believe the building is of architectural significance.

Mayor Kinnally: All of this is with the *caveat* that the building will have to give way to the cleanup. He said there are two areas that they are looking at, that building and the tower. They are sensitive to it, but they are realistic also.

Trustee Holdstein: I have always made the assumption that the tower could be relatively easily moved. Maybe I am mistaken.

Mayor Kinnally: The tower is going to be dismantled. The question is whether or not what exists there now can be reinstalled elsewhere. The girders are one thing, but the tank itself may be rotted. It has been exposed to the elements without any maintenance for over 30 years. We may be better off having a fiberglass replica made. It has to be dismantled. It cannot be taken down. It has to be removed from the area because that is a hot spot.

Trustee Swiderski: The latest issue of the Hastings Historical Society newsletter is almost fully devoted to the industrial strikes and strife in the waterfront. It is fascinating, and it would be great if something survived as a testimony or memorial on that.

2. Coterminous Town-Village

Mayor Kinnally: The Town Board last night voted to include as a tax to the Village that portion of the settlement of the tree litigation. I am deeply disappointed. There was a commitment on the part of the supervisor that if we got an opinion from the comptroller he would abide by the opinion. The Town Board now says that the opinion can be read two different ways, but I believe in their heart of hearts they do not believe it. They have bowed to political pressure. The frustrating part is when I asked the supervisor last week where he stood on this, he said he was getting pressure from all sides and did not know what he was going to do. What he should have said earlier was that he would abide by the opinion of the state comptroller provided that he did not get flak from the people in the town. He got flak from the people in the town, and we are stuck with something.

Why was there not a tree maintenance program? Why was the town underinsured? Why did the town rush to settle a lawsuit after a motion was made? Why did the town settle a lawsuit knowing that it was underinsured and that it would have to pay an inordinate amount of money to settle this lawsuit? Those issues have not been addressed.

I will meet with the other mayors to see what their thoughts are in going forward with this. We will continue to address the situation and take the supervisor up on his offer to have a committee to look of these assessments, and to sort out what the town does for the villages.

Trustee Holdstein: But that committee work and those wonderful little olive branches are all after the fact that we have a Town Supervisor who did not keep his word to these villages. Where he claims he bowed to pressure, well, welcome to the job. You make decisions and commitments and promises, you are expected to honor them. Every one of us has taken flak for an opinion that they have taken. Sometimes you disappoint people. The failure for an elected official to not recognize that, and at the same time do what they think is in the best interest, and what they commit to do, is extremely disappointing.

Trustee Apel: I am disappointed, and they were wrong, and we are not well served by the Town of Greenburgh. That leads into the discussion we are going to have next, about what we want to do.

Trustee Jennings: It is disturbing that the supervisor is not keeping his commitment to us. But more importantly, I regret that the residents of the Village have to be burdened by a decision by the Town Board that seems to be wrong, or legally improper. We seem to have no legal recourse to protest decisions by the Town Board, so our only recourse is political because we vote for those individuals. If they get flak from residents of the unincorporated town, the only way to offset that is to get flak from the villages.

Trustee Swiderski: I read the opinion of the comptroller, and I saw ambiguity that somebody with a lack of training might seize on. I head back to the issue of how a town the size of Greenburgh can be so woefully underinsured and so poorly served by legal counsel that they settle outside those insurance boundaries as deeply as they did. The fact that we are a part of that town and are obliged to pitch in emphasizes our liability whether it is legitimate or not. But the issue that troubles me most is the underinsurace and lack of oversight.

Mayor Kinnally: That leads us to the discussion of the possibility of our becoming a town-village.

Village Manager Hess: I would prefer that we became a village-town as opposed to a town-village. You usually mention first which form of government you operate under. There are several methods which are detailed in my memo. One way is for a new village to be incorporated in a town which has no existing villages. We cannot do that. Another method is to annex all the adjacent territory in the town lying outside the village. We cannot do that either because there are other villages within the town. A third method is for the state legislature to adopt a special act creating the coterminous town-village. Since it is for the benefit of only two municipalities, such an act would require that the two municipalities send a home rule request to the legislature to enact the bill. The town would have to agree and pass their own message.

The fourth method is for a public petition to be submitted under Article 5 of the town law calling for the division of the existing town into two towns, one of which would be the same boundaries as the existing village. That is how Mount Kisco was created and East Rochester. The legislature has to act. As it points out here, the formation of Mount Kisco was later ratified by an act of the state legislature.

Mayor Kinnally: How many people have to be on that petition?

Village Manager Hess: At least 5% of the total number of votes cast in the town for the office of governor.

We really only come under one choice, the last one. We should put together a study group with people with financial and public administration background, and work with the Michaelian Institute, which has done several of these studies through Pace University, and the Municipal Law Resource Center. As Village taxpayers we are paying for town justices, all their staff; we are paying for a number of services that we as a community or as Village residents do not use or cannot use. There are a number of things they charge town-wide, such as auxiliary police, that we have no use of. I am going to e-mail you the PDF of their town budget and you can see what the town-wide charges are.

Mayor Kinnally: Your point about using other resources available to us is good because they are objective. A number of us are a little miffed at this time, and we want to look at this as objectively as possible. We have to look at it from the other side; some members of the unincorporated parts of the town say we are getting a free ride, because a number of the resources are available to us, like the library, but we do not really use them.

Village Manager Hess: Any library in Westchester County is available to us because we are part of the Westchester library system. Their charging it on a town-wide basis makes no sense from our standpoint. We pay for a myriad of services that we do not receive.

Trustee Holdstein: I am ready to walk.

Trustee Apel: The other thing that this committee would explain is whether we want to be a village-town or a town-village. We need to understand the ramifications of choosing one over the other.

Deputy Village Attorney Stecich: You have to have a referendum on whether you want to operate principally as a town or principally as a village. The one other difference beside the budget thing is if you become a town then you have two justices. Even though you would operate as a village, you still have town justices and you have two of them.

Mayor Kinnally: There are many things to consider, but certainly I do not see any reason why we should not at least look into it on a preliminary basis.

Trustee Swiderski: Absolutely.

Trustee Apel: Definitely.

Mayor Kinnally: Michael, you are all the way down the road.

Village Manager Hess: In January we will put out a call to residents who are interested in serving on a study committee. I will talk to the Michaelian Institute between now and then.

3. Other

Trustee Apel: I have been in contact with people asking about our boards and commissions. If people are still interested we have openings in affordable housing, the ARB, Conservation, and the LWRP. People should note that if they are interested...

Mayor Kinnally: They should get in touch with Neil or Susan.

The Westchester County Detectives' Association honored our Chief of Police, Tom O'Sullivan, as the Man of the Year last Friday evening. I had the privilege of attending for part of the time when he was given his award. Not only was it a recognition of all of the good work that he has done throughout his career, but it is a feather in the cap of the Village

that he was recognized by his peers as such a productive law enforcement officer. I congratulate the department, I congratulate the Chief, and a job well done by all.

I congratulate the library for being mentioned in this week's Westchester County section of the *New York Times* as the ideal library. It is tremendous for the Library Board, for the people that worked on the construction of the library, but most importantly for the people who operate the library on a daily basis. Not only was it cited as a great physical structure overlooking the Hudson River, but note was made of the many programs. It analogized the library to a community center, which is exactly what we said this resource would become. It validates a lot that has been done in the community in the last five to 10 years, getting that ready, not only building it but operating it. So my congratulations to all involved.

Because the Village offices are closed on Friday, December 31, 2004 in observance of New Year's Day, taxes will be received in person until Monday, January 3, 2005 without penalty. However, because the Post Office is open on December 31, taxes must be postmarked by December 3, 2004 to avoid incurring a penalty.

EXECUTIVE SESSION

On MOTION of Trustee Holdstein, SECONDED by Trustee Jennings with a voice vote of all in favor, the Board scheduled an Executive Session immediately following the Regular Meeting to discuss personnel and advice of counsel.

ADJOURNMENT

On MOTION of Trustee Apel, SECONDED by Trustee Swiderski with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 9:10 p.m.