VILLAGE BOARD MEETING December 5, 2007

CALL TO ORDER: 7:00 p.m.

The Pledge of Allegiance was led by Mayor Walker.

BOARD MEMBERS PRESENT

BOARD MEMBERS ABSENT

Theodore E. Walker, Mayor Theodore E. Rauber Carol J. Nellis-Ewell, Trustee Charles R. Hopson, Trustee John R. Marello, Trustee

OTHERS PRESENT

Jack Linder, Superintendent of Electric Department Tom West, Superintendent of DPW Jackie Sullivan, Village Clerk Dick Olson, Esq., Village Attorney Jim Powell, Nichols Street Joan Quigley, Maplewood Avenue

APPROVAL OF MINUTES

Motion was made by Trustee Marello, seconded by Trustee Rauber and carried that the minutes of the regular meeting held November 7, 2007 be approved as read.

Motion was made by Trustee Hopson, seconded by Trustee Nellis-Ewell and carried that the minutes of the workshop meeting held November 14, 2007 be approved as read. Mayor Walker abstained.

PRIVILEGE OF FLOOR

Mrs. Quigley questioned if grants have been explored for repairs to homes that are in bad condition.

Trustee Marello commented that grants have not been explored.

Sewers Committee – Trustee Rauber, Chairman

Trustee Rauber indicated that during the month of November 2007 the WWTP had flows of 636 thousand gallons with 4.17" of precipitation. Trustee Rauber deferred comments regarding the WWTP project to Mayor Walker.

Resolution to approve payment application #7 Villager Construction, Inc. FM-Gen Force Main.

RESOLUTION NO 87 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees approves payment application #7 from Villager Construction, Inc. in the amount of \$130,299.39 for FM-Gen Force Main.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

Resolution to approve payment application #4 Villager Construction, Inc. PS-Gen Pump Station.

RESOLUTION NO 88 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Marello

Resolved, that the Village of Spencerport Board of Trustees approves payment application #4 from Villager Construction, Inc. in the amount of \$268,703.04 for PS-Gen Pump Station.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

Resolution to approve payment application #4 Randsco Pipeline, Inc. GS-Gravity Sewer.

RESOLUTION NO 89 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Marello

Resolved, that the Village of Spencerport Board of Trustees approves payment application #4 from Randsco Pipeline, Inc. in the amount of \$76,155.42 for GS-Gravity Sewer.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

Resolution to approve payment application #1 Schuler-Haas Electric Corp. PS-Electric

RESOLUTION NO 90 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees approves payment application #1 from Schuler-Haas electric Corp. in the amount of \$67,603.95 for PS-Electric Contract.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

Resolution to approve payment application #1 LeClaire Flemming Mechanical PS-HVAC

RESOLUTION NO 91 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees approves payment application #1 from LeClaire Flemming Mechanical in the amount of \$28,083.42 for PS-HAVC Contract.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye

Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

Resolution to approve payment application #1 Kistner Concrete Products

RESOLUTION NO 92 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees approves payment application #1 from Kistner Concrete Products in the amount of \$108,571.81 for Precast Concrete Material procurement.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

Mayor Walker commented that the Long Pond Road crossing is complete; boring under the canal for the force main portion of the project will begin next week. Progress on the pump station continues. Meetings will be taking place regarding the gravity sewer portion of the project. Specifically to address the canal bore and the rerouting of the gravity sewer portion around the village plaza.

Mayor Walker indicated that work continues to secure funding from EFC for the WWTP project.

Trustee Rauber commented that he feels that the Village needs to do the project correctly in regards to the gravity sewer borings under the canal and that if an additional cost is necessary the project should continue.

Planning/Zoning/Building Control – Trustee Rauber, Chairman

A. Planning

Nothing requiring board action. Trustee Rauber commented that the planning board will be meeting at the Prusha residence to discuss the proposed subdivision on Saturday, December 8th at 11:00 a.m.

Trustee Nellis-Ewell questioned if there was any information regarding a "Tim Horton's" developing in the Village.

Trustee Rauber responded that they were not represented at the meeting.

B. Zoning

Nothing requiring board action.

C. Building Control

RESOLUTION NO 93 12/2007

Introduced by: Trustee Rauber Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees hereby approves waiver the building permit requirement for Verizon Wireless for the installation of replacement antennas on the Water Tower.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye

Theodore E. Walker, Mayor Aye

D. Code Review

Nothing requiring board action.

E. Architectural Review

Nothing requiring board action.

<u>Finance Committee</u> – Trustee Hopson, Chairman

Trustee Hopson acknowledged receipt of monthly-consolidated investment; HSBC Insured Municipal Money Market rate of 4.84% (down .22% from November 2007)

RESOLUTION NO 94 12/2007

Introduced by: Trustee Hopson Seconded by: Trustee Marello

BOND RESOLUTION DATED DECEMBER 5, 2007.

A RESOLUTION AUTHORIZING, SUBJECT TO **PERMISSIVE REFERENDUM**, THE PURCHASE OF TRUCKS IN AND FOR THE VILLAGE OF SPENCERPORT, MONROE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$442,000 AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$400,000 SERIAL BONDS OF SAID VILLAGE TO PAY PART OF THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Spencerport, Monroe County, New York, as follows:

<u>Section 1.</u> The purchase of trucks, in and for the Village of Spencerport, Monroe County, New York, including apparatus in connection therewith, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$442,000.

<u>Section 2.</u> It is hereby determined that the plan for the financing of the aforesaid \$442,000 maximum estimated cost is as follows:

- a) by the issuance of not exceeding \$400,000 serial bonds of the Village hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law; and
- b) by the expenditure of \$42,000 Sewer Fund monies, which expenditure is hereby authorized therefor.

<u>Section 3.</u> It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

<u>Section 4.</u> The faith and credit of said Village of Spencerport, Monroe County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable.

An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other legally available revenues, there shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

<u>Section 7.</u> The validity of such bonds and bond anticipation notes may be contested only if:

- Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the Suburban News, which is hereby designated as the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

<u>Section 10.</u> Pursuant to the provisions of Section 36.00 of the Local Finance Law, this resolution is adopted subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

RESOLUTION NO 95 12/2007

Introduced by: Trustee Hopson Seconded by: Trustee Nellis-Ewell

BOND RESOLUTION DATED DECEMBER 5, 2007.

A RESOLUTION AUTHORIZING VARIOUS ELECTRIC SYSTEM PURPOSES IN AND FOR THE VILLAGE OF SPENCERPORT, MONROE COUNTY, NEW YORK, AT A TOTAL MAXIMUM ESTIMATED COST OF \$116,000, AND AUTHORIZING THE ISSUANCE OF \$116,000 BONDS OF SAID VILLAGE TO PAY COSTS THEREOF.

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Village of Spencerport, Monroe County, New York, as follows:

<u>Section 1.</u> The following Electric System purposes are hereby authorized in and for the Village of Spencerport, Monroe County, New York:

- (a) The purchase of various equipment at a maximum estimated cost of \$100,000, being a class of objects or purposes having a period of probable usefulness of five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;
- (b) The Electric System's share of garage improvements at a maximum estimated cost of \$16,000, being a specific object or purpose having a period of probable usefulness of at least five years pursuant to subdivision 12 of paragraph a of Section 11.00 of the Local Finance Law; and

Section 2. The total maximum estimated cost of the aforesaid objects or purposes is \$116,000 and the plan for the financing thereof is by the issuance of \$116,000 bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, to be allocated in accordance with the maximum estimated costs set forth in Section 1 hereof.

Section 3. It is hereby further determined that the maximum maturity of the bonds herein authorized **will not exceed five years**.

Section 4. The faith and credit of said Village of Spencerport, Monroe County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

<u>Section 8.</u> This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved,

allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

<u>Section 9.</u> This resolution, which takes effect immediately, shall be published in summary form in the official newspaper designated for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

Facilities Committee – Trustee Marello, Chairman

A. Electric

Nothing requiring board action.

B. Other (Drainage, Franchise)

RESOLUTION NO 96 12/2007

Introduced by: Trustee Marello Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby authorizes a public hearing to be held on Wednesday, December 19, 2007 at 6:00 p.m. to introduce Local Law 4/2007 Illicit Discharge Connection Storm Water Local Law.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

Discussion ensued regarding the storm water coalition.

Public Works Committee – Trustee Hopson, Chairman

A. Highways/Garage

RESOLUTION NO 97 12/2007

Introduced by: Trustee Hopson Seconded by: Trustee Rauber

Resolved, that the Village of Spencerport Board of Trustees hereby authorizes the sale of the 2007 Yamaha Grizzly 450 ATV to Joseph M. Venuti, 96 Wood Creek Drive, Pittsford, NY in the amount of his bid \$4,214.00.

One additional bid was received in the amount of \$2,850.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye

Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

B. Public Services (Refuse, Recycling, Parks)

Nothing requiring board action.

Public Safety Committee – Trustee Marello, Chairman

A. Fire Department

Nothing requiring board action.

Mayor Walker commented that he attended the Spencerport Fire Department Annual Banquet and that Dave Spencer received the Bob Fowler Award for his continued service to the fire department.

Discussion ensued regarding the fire department.

B. Police

Nothing requiring board action.

Human Resources Committee - Trustee Nellis-Ewell, Chairman

Nothing requiring board action.

Economic Development Committee – Trustee Nellis-Ewell, Chairman

Nothing requiring board action.

Trustee Nellis-Ewell commented that the RIT students continue to work on their project determining what kind of businesses would be viable in the plaza. The students contacted residents from Deerborne Lane, Hickory Hollow, Amity Street and West Avenue. The residents from Hickory Hollow, Amity Street and West Avenue participated in the exercise, but residents contacted from Deeborne Lane indicated that they did not use the services in the Village.

The students suggested a farmers market, pumpkin patch and the issuance of coupons to attract business.

Trustee Nellis-Ewell added that the full report will be available on CD and paper copies are being prepared by Nothnagle Realtors.

Village Administrator

Position is currently vacant.

<u>Village Clerk</u> – Jacqueline Sullivan

Clerk Sullivan updated the Board on the following items:

- o Fran Maier is Citizen of the Year.
- Chamber of Commerce Annual Dinner tickets and calendars are for sale in the Village Office.
- Sewer Tax bills are going out to Lifetime Assistance and Town of Ogden.
- Current offsite data back-up provider is not working properly; necessary to employ an alternative method of back up possible removable hard disk storage.

Resolution to approve installation external drive with removable disks to server

RESOLUTION NO 98 12/2007

Introduced by: Mayor Walker Seconded by: Trustee Marello

Resolved, that the Village of Spencerport Board of Trustees approves the installation of an external disk drive with removable disks to back-up the computer server. Not to exceed \$1200

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

RESOLUTION NO 99 12/2007

Introduced by: Mayor Walker Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves Linda Harissis' attendance at the MEUA Accounting and Finance Workshop December 5 and 6, 2007 in Liverpool, NY. Cost not to exceed \$250.00

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

Superintendent of Public Works – Thomas M. West

Superintendent West updated the board on the following:

- o Reconvening sidewalk committee.
- Plowing regularly this month.
- o Working with Chief Nordquist to enforce no parking signs.
- Continuing with leaf pick –up.
- o Leaf and brush pile will be removed by a private citizen at no cost.
- Cottage Street has been completed.
- Work continues to prepare for the toter program for a possible March 2008 implementation.
- Work with the Kravetz drainage issue continues.
- MCWA work on relining the water lines throughout the Village of Spencerport is completed at this time.

Superintendent of Electric - John E. Linder

Mayor Walker indicated that work continues with a wheeling contract with RG&E.

Attorney - Richard J. Olson

Nothing requiring board action.

Attorney Olson updated the board on the following:

- o Check was received for parking lot, will be following up with insurance company.
- Work continues with sewer easement with Morgan Management.

Administrative Committee – Mayor Walker, Chairman

RESOLUTION NO 100 12/2007

Introduced by: Mayor Walker Seconded by: Trustee Marello

Resolved, that the Board of Trustees of the Village of Spencerport hereby authorizes the hiring of Owen McIntee, 782 Somerset Drive, Webster, NY to the position Electric Superintendent.

Whereas, John "Jack" Linder, Electric Superintendent, has submitted his resignation effective at the end of the day on January 25, 2008; and

Whereas, The Mayor has recommended the hiring of Owen McIntee, 782 Somerset Drive, Webster, NY, as the Electric Superintendent effective January 28, 2008; and

Whereas, In the interest of familiarizing the new superintendent with the job, the Mayor has recommended that he start on December 17, 2007.

Now, therefore, be it resolved:

Section 1. That Owen McIntee, 782 Somerset Drive, Webster, NY, is hereby hired as the Electric Superintendent effective January 28, 2008.

Section 2. That the salary for this position shall be as outlined in the Mayor's dated December 3, 2007 which is attached hereto and made a part hereof.

Section 3. That from December 17, 2007 until January 25, 2008, Owen McIntee shall be employed at the same salary and benefits as current Electric Superintendent.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee Aye Charles R. Hopson, Trustee Aye John R. Marello, Trustee Aye Theodore E. Walker, Mayor Aye

RESOLUTION NO 101 12/2007

Introduced by: Mayor Walker Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby authorizes Theodore Walker, Mayor to sign Monroe County Sales Tax Agreement upon receipt of legal opinions from attorneys Peter Skivington and Richard Olson.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Theodore E. Walker, Mayor
Aye

Mayor Walker informed the Board that the potential grocery store will not be opening in the plaza. Work continues to identify a grocer for the plaza.

Discussion ensued regarding the grocery store and the plaza.

Mayor Walker stated that the tour boat company will be using the docks by the gazebo for their location. Arrangements will be made with them for various events during the canal season.

Trustee Rauber indicated that he attended the Veterans Day ceremony at the Farris Goodrich Post and thanked Trustee Nellis-Ewell for attending as well.

Unfinished Business

New Business

Bills

Motion was made by Trustee Hopson, seconded by Trustee Nellis-Ewell and carried unanimously that the monthly bills be paid as audited in the following amounts:

TOTAL:	\$967,308.80
Capital Fund	<u>\$752,064.70</u>
Trust Fund	\$
Sewer Fund	\$ 49,937.97
Electric Fund	\$ 71,907.34
General Fund	\$ 93,398.79

Motion was made by Mayor Walker, seconded by Trustee Hopson and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, November 2007 be approved as audited.

Adjournment

Motion was made by Mayor Walker, seconded by Trustee Marello and carried unanimously that the regular meeting be adjourned to workshop session at 8:30 p.m.

RESOLUTION 102 12/2007

Introduced by: Trustee Marello Seconded by: Mayor Walker

Resolved, that the Board of Trustees of the Village of Spencerport hereby authorizes the discontinuance of the \$1,000 reimbursement for the retirees participating in Medicare Blue Choice Optimum Plan due to increased cost equaling \$1,000.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee
John R. Marello, Trustee
Aye
Theodore E. Walker, Mayor
Aye

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the workshop session be adjourned to workshop session at 9:00 p.m.