CITY OF RYE

NOTICE

There will be a regular meeting of the City Council of the City of Rye on Wednesday, August 12, 2009, 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 attorney/client matters.*

AGENDA

1. Pledge of Allegiance.

2. Roll Call.

3. Presentation of the 2010-2014 Capital Improvements Program.

4. Continuation of Public hearing to adopt a local law for Senior Citizen Rent Increase Exemption (SCRIE).

5. Public hearing to amend Chapter 191 Vehicles and Traffic" by amending Article IV "Removal and Storage of Vehicles" to the City Code of the City of Rye.

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

7. Authorization for City Manager to enter into a Memorandum of Understanding for the purchase of the Bird Property located at 600 Milton Road and adopt a resolution to amend the 2009 Adopted Budget for Buildings and Vehicles.

8. Discussion of federal award for the City of Rye Sidewalk/Pedestrian improvements.

9. Consideration to set a public hearing on September 16, 2009 regarding the proposed improvements to the Theodore Fremd Retaining Wall.

10. Resolution allowing use of funds collected under Parking administration to be allocated for improvements to the Central Business District.
    Roll Call.

11. Resolution to transfer funds donated to the September 11th Memorial Fund to Rye September 11, 2001 Memorial, Inc.
    Roll Call.

12. Authorization for DelBello, Donnellan, Weingarten, Wise and Wiederkehr, LLP to defend the City of Rye in the suit commenced by R.B. Conway & Sons, Inc.
    Roll Call.

13. Adoption of the 2009/2010 tax levy and tax rate for the Rye Neck Union Free School District.
    Roll Call.

14. Consideration of request for permission to close a section of Purchase Street for the 57th annual celebration of the Halloween Window Painting Contest.

15. Authorize a date change for the regular City Council Meeting from September 9, 2009 to September 16, 2009.

16. Miscellaneous communications and reports.

17. Old Business.

18. New Business.

19. Draft unapproved minutes of the regular meeting of the City Council held July 15, 2009 and the Special Meeting/Rye City Council Workshop held August 4, 2009.

20. Adjournment.

* *

The next regular meeting of the City Council will be held on Wednesday, September 16, 2009.

CITY COUNCIL AGENDA

NO. 3 DEPT.: City Manager's Office DATE: July 20, 2009

CONTACT: Frank J. Culross, City Manager

AGENDA ITEM: Presentation of the 2010-2014 Capital Improvements Program.

FOR THE MEETING OF:
August 12, 2008
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: Capital Improvements Program for the Fiscal years 2010-2014 will be presented.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: The Annual Presentation of the Capital Improvements Program for the years 2010-2014 will be presented by City Planner Christian K. Miller.

CITY COUNCIL AGENDA

NO. 4 DEPT.: City Manager's Office DATE: July 16, 2009

CONTACT: Frank J. Culross, City Manager

AGENDA ITEM: Continuation of Public hearing to adopt a local law for Senior Citizen Rent Increase Exemption (SCRIE).

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION:

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☒ Other:

BACKGROUND: A proposal has been put forward to adopt a local law to provide for a Senior Citizen Rent Increase Exemptions (SCRIE). Also included is an exemption for disabled persons (DRIE). Both SCRIE and DRIE provide eligible residents age 62 and older, who live in rent controlled or rent stabilized apartments, an exemption to rent increases if their incomes and the proportion of their income spent on rent meet eligibility guidelines. This is available in New York City and in several municipalities in Nassau and Westchester counties. When a landlord raises the rent, tenants with SCRIE/DRIE do not have to pay the increased rate. Instead of the increased rent, the landlord is eligible for an equivalent credit on his or her property taxes. The local municipality then reduces the property taxes owed by the landlord in the amount equivalent to the credit. The impact of this local law will depend on the number of eligible citizens as well as the proposed rent increase. Essentially, the non-eligible residents of Rye will be paying for any loss in tax revenue by the City of Rye from residents who qualify for and are granted this rent increase exemption.

See attached Draft Local Law.

LOCAL LAW
CITY OF RYE NO. ___ OF 2009

A Local law to amend Chapter 177 "Taxation" by adding Article XI "Abatement for Rent-Controlled and Rent-Regulated Property Occupied by Senior Citizens or Persons With Disabilities" to the City Code of the City of Rye.

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

Section 1. **Chapter 177 "Taxation" is hereby amended by adding Article XI "Abatement for Rent-Controlled and Rent-Regulated Property Occupied by Senior Citizens or Persons With Disabilities" as follows:**

§ 177-70. Purpose.

The City Council of the City of Rye finds it in the public interest to adopt legislation in accordance with the enabling legislation enacted by the State Legislature with respect to tax abatements of real property taxes for senior citizens and disabled persons living in rent-regulated/rent-controlled properties.

§ 177-71. Definitions.

The following terms "disabled person," "dwelling unit," "head of household," "income," "income tax year," "increase in maximum rent or legal regulated rent" and "members of the household," as used in this article, shall have the definitions ascribed to them in the Real Property Tax Law § 467-b, Subdivision 1.

As used in this Article, the following terms shall have the meanings indicated:

DISABLED PERSON – 1) A person currently receiving social security disability insurance (SSDI) benefits, or disability pension or disability compensation benefits provided by the United State Department of Veterans Affairs; or 2) a person who previously received SSI or SSDI disability benefits and is currently receiving medical association benefits based on a determination of disability pursuant to Social Services Law Section 366.

DWELLING UNIT – That part of a dwelling unit in which a head of the household resides and which is subject to either the Emergency Housing Rent Control Law or to the Rent and Rehabilitation Law or to the Emergency Tenant Protection Act of 1974.

HEAD OF HOUSEHOLD – A person who is 62 years of age or older, or who qualifies as a person with a disability pursuant to the definition of "disabled person" as defined in this section and is entitled to the possession or to the use or occupancy of a dwelling unit.

INCOME – Income from all sources after deduction of all income and social security taxes and includes social security and retirement benefits, supplemental security income and additional state payments, public assistance benefits, interest, dividends, net rental income, salary or earnings, and net income from self-employment, but shall not include gifts or inheritances, payments made to individuals because of their status as victims of Nazi persecution, as defined in P.L. 103-286, or increases in benefits accorded pursuant to the Social Security Act or a public or private pension paid to any member of the household which increase, in any given year, does not exceed the consumer price index (All items United States city average) for such year which take effect after the date of eligibility of head of the household receiving benefits hereunder whether received by the head of the household or any other member of the household.

INCOME TAX YEAR – A twelve-month period for which the head of household filed a federal personal income tax return, or if no such return is filed, the calendar year.

INCREASE IN MAXIMUM RENT OR LEGAL REGULATED RENT – Any increase in the maximum rent or the legal regulated rent for the dwelling unit in question pursuant to the applicable rent control law or to the Emergency Tenant Protection Act of 1974, respectively, or such classes of increase thereunder as may be specified in a local law, ordinance or resolution enacted pursuant to this section, over such base period rent as specified in New York State Real Property Tax Law § 467-b, subdivision 3, paragraph c or d.

MEMBERS OF THE HOUSEHOLD – The head of household and any person, other than a bona fide roomer, boarder or subtenant who is not related to the head of the household, permanently residing in the dwelling unit.

§ 177-72. Abatement of taxes.

All taxes of the City of Rye imposed on real property containing a dwelling unit by an amount not in excess of that portion of any increase in maximum rent or legal regulated rent which causes such maximum rent or legal regulated rent to exceed 1/3 of the combined income of all members of the household are hereby abated.

§ 177-73. Exception; deductions.

A. The tax abatement provided under this article shall not be granted if the combined income of all members of the household for the income tax year immediately preceding the making of an application under this article exceeds the amount listed in section B below; provided that, when the head of household retires or becomes disabled before commencement of such year and the date of filing the application, the income of such year may be adjusted by

excluding salary or earning and projecting the retirement income over the entire period of such year.

B. Maximum allowable income pursuant to the real Property Tax Law § 467-b shall be $29,000.

C. Upon issuance of a tax abatement certificate as hereinafter provided, the amount of increase in maximum rent or legal regulated rent set forth in said certificate shall be deducted from the legal maximum rent or legal regulated rent chargeable for a dwelling unit of head of the household.

§ 177-74. Application for certificate.

The head of the household must apply before January 29 of each year to the Office of Rent Administration, Division of Housing and Community Renewal, of the State of New York (the "Office of Rent Administration"), for a tax abatement certificate on a form prescribed by said office. A tax abatement certificate setting forth an amount not in excess of the increase in maximum rent or legal regulated rent for the taxable period shall be issued by said office to each head of the household who is found to be eligible under the article. Copies of such certificate shall be issued to the owner of the real property containing the dwelling unit of the head of the household and to the City Clerk of the City of Rye.

§ 177-74. Eligibility.

Eligibility shall be determined as of the date of receipt in the Office or Rent Administration of a properly completed form.

§ 177-75. Portion of taxes deducted or remitted.

A. The portion of the increase in maximum rent or legal regulated rent for the taxable period set forth in a tax abatement certificate shall be deducted from the local taxes levied by the City of Rye on real property containing one dwelling unit of a head of the household to whom the certificate has been issued, effected the beginning of the next fiscal year after the application has been filed, provided that the application has been filed before the City's taxable status date.

B. Upon the vacancy of a dwelling for which an abatement certificate has been issued, the owner thereof shall remit a pro rata portion of the tax abatement to the City, and any amount due by reason of such vacancy shall be a lien upon the property on and after the date of such vacancy.

§ 177-76.

Where a tax abatement certificate has been issued to a head of the household as authorized by this article and the landlord collects the increase in the maximum or legal regulated rent for a dwelling unit occupied by such head of the household, the amount of such abatement shall be deemed a rent overcharge under the applicable rent control or rent regulation law.

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.

Received

AUG 0 6 2009

City Manager's Office
Rye, New York

Eva Schegulla
131 Purchase St. C-32
Rye, NY 10580

July 31, 2009

Mayor Steven Otis and The Rye City Council
c/o Rye City Hall
1050 Boston Post Rd.
Rye, NY 10580

Dear Mayor Otis and City Council,

First of all, I want to thank you for your patience and forbearance with the font of misinformation and venom that was spewed at you during the public hearing regarding SCRIE on July 15.

The City's passage of ETPA several years ago was very important. Mr. Jackson was highly regarded; however, he was in his eighties -- he is only a few months younger than I am -- and earned the right to retire and sell the building. Unfortunately, the first prospective owners, RAP (Rye Acquisitions Partners) was fronted by Michael Kornblum, a "businessman" whose dealings with Highland Hall included: Coercing tenants to move; false claims of helping them to "relocate"; a cash "offer" worded so that they were never actually committed to pay any monies on the so-called "buy-out" that tenants were pressured to sign on the spot without legal consultation or representation or time to fully read the offer and consider it on neutral ground; intimidating tenants (both physically and psychologically); forcing entry into apartments under false pretenses in violation of NY State Law; setting up a website to spread misinformation about the development deal: and even hiring locals to hand out and perpetrate libelous and slanderous allegations about tenants and individuals within the town, much in the way slander was spoken to and against the City Council in the last meeting.

Fortunately, the City Council listened, read the documentation, weighed the evidence, gave a fair hearing to both sides, and voted in favor of protecting long-term residents of the community who've contributed for many years in both taxes and individual presence.

ETPA has helped the residents in numerous ways, and, with DHCR's continued guidance and training, we work out most of our issues with the new owners, RA Cohen, on an individual basis. However, rents continue to increase; Major Capital Improvements are submitted by Cohen and are under review by DHCR (since there is some disagreement as to what is necessary and certainly as to what is an "improvement"). Although the increases are controlled, they are at a far greater rate than fixed income for seniors. For instance, Social Security will not be raised in 2010.

Medicare, however, will continue to rise. Con Ed, the phone company, food prices, and gas prices continue to rise. If the MCI is approved AND the rent is raised, even at a controlled rate, I may not be able to stay in the home in which I have lived since 1972. The building has been a construction zone for nearly two years -- you can't open a window, and half the time you can't go down to take out the garbage. They will continue to submit MCI raise requests. Seniors can't do it.

In fact, on the lease renewal that was sent out a few days ago, RA Cohen demands a rent increase of 4.5% on a one year and 6.5% on a two year lease, even though the Guidelines board voted that the increases will only be 2.25% for a one year lease and 4% for a two year lease. I am taking the matter up with DHCR. But it is yet another instance where the senior citizens in Rye need as much support and protection from the City Council as possible.

Passing the SCRIE will protect seniors, allowing them to remain in their homes, should they chose, and at least have the security that they won't be tossed out to the street in their final years. It's a small number of people, and it is a sign that the community as a whole respects them and wants them to remain an active and integrated part of the community as a whole.

By the time you meet again, most of us will have received our new leases. Whether or not we can sign them is up to you. Doug Carey has worked tirelessly and selflessly on behalf of all the tenants in the Highland Hall complex, whether they agree with him or not. He has always been kind and supportive; the only intimidation came from representatives of RAP, some of whom have a long history on the public record of misinformation, broken promises, and failed ventures. A Public Hearing is a place to discuss the issue and inappropriate to air personal vendettas. You are aware that the bulk of information vomited out that night by a particular speaker was incorrect; I hope you realize the speaker acted from personal interests and opinions and does not represent me or anyone I know of in the building. I will be out of town on the date of the next public hearing, but I wanted each and every member of the Council to know my feelings on the matter. I appreciate everything you've done for us to date, and I respectfully ask you to take this additional step.

With best wishes,

Eva Schegulla

Eva Schegulla

CITY COUNCIL AGENDA

NO. 5 DEPT.: City Manager's Office DATE: July 16, 2009

CONTACT: Francis J. Culross, City Manager

AGENDA ITEM: Public hearing to amend Chapter 191 Vehicles and Traffic, by amending Article IV "Removal and Storage of Vehicles" to the City Code of the City of Rye.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION:

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: This local law authorizes the City of Rye to remove a vehicle on any City street if it is left unattended for more than 48 hours. Currently, New York State Vehicle and Traffic Law requires that there be an underlying parking violation (2 hour limit violation, etc.) before the 48 hour time limit begins to run before the vehicle can be removed.

LOCAL LAW
CITY OF RYE NO. ___ OF 2009

A Local law to amend Chapter 191 "Vehicles and Traffic" by amending Article IV "Removal and Storage of Vehicles" to the City Code of the City of Rye.

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

Section 1. **Chapter 191 "Vehicles and Traffic" is hereby amended by amending Article IV "Removal and Storage of Vehicles" as follows:**

§ 191-22. Removal of vehicles authorized.

A. When any vehicle is parked or abandoned on any highway within the City of Rye during a snowstorm, flood, fire or other public emergency which affects that portion of the highway upon which said vehicle is parked or when any vehicle is found unattended on any highway within said City where such vehicle constitutes an obstruction to traffic or when any vehicle is parked or abandoned on any highway within said City where stopping, standing or parking is prohibited or when any vehicle has been parked more than three times within two weeks after the issuance of a parking violation appearance ticket against such vehicle at that location or when any vehicle is illegally parked or abandoned in any public place and has three or more outstanding parking violations or has unpaid parking violation fines of at least $100, said vehicle may be removed by the Police Department of the City of Rye or its duly authorized agent. The term "snowstorm" shall include not only the period of actual snowfall but such additional period thereafter as may be necessary to remove the fallen snow.

B. It shall be unlawful to, and no motor vehicle may, be parked on any public street or parking area for more than 48 consecutive hours. Any automobile found to be parked on any public street or parking area for more than 48 consecutive hours may be removed by the Police Department of the City of Rye or its duly authorized agent and impounded, and such removal and any related charges thereto shall be paid by such owner, his agent or representative.

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. 7 DEPT.: City Mayor DATE: July 29, 2009

CONTACT: Mayor Steve Otis

AGENDA ITEM: Authorization for City Manager to enter into a Memorandum of Agreement for the purchase of the Bird Property located at 600 Milton Road and adopt a resolution to amend the 2009 Adopted Budget for Buildings and Vehicles.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Mayor and Council authorize the City Manager to enter into the agreement.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: The Memorandum of Agreement ("MOA") between the City of Rye (the "City") and the not-for-profit Committee to Save the Bird Homestead, Inc. (the "Committee") outlines the agreement between the City and the Committee regarding the purchase and maintenance of the grounds (the "Grounds") and the buildings (the "Buildings") located at 600 Milton Road, Rye, New York 10580 identified as Block 107, Lots 3 & 4B on the City of Rye tax map. The MOA sets forth the obligations and responsibilities of the Committee regarding the ongoing operation and maintenance of the Property. In addition, the MOA outlines the financial obligations of both the Committee and the City.

See attached.

RESOLUTION TO AMEND THE 2009 ADOPTED BUDGET FOR BUILDINGS AND VEHICLES FOR PURCHASE OF BIRD PROPERTY

WHEREAS, the City will be entering into an agreement to purchase the buildings and property located at 600 Milton Road, Rye, New York, and,

WHEREAS, the cost of the purchase, including all closing costs and costs necessary to acquire the building and property are estimated to be $1,100,000, and,

WHEREAS, the City expects to receive grants and donations from various organizations to fund the purchase of the buildings and property, and,

WHEREAS, there are sufficient funds available for spending in the General Fund, and

WHEREAS, the General Fund will be replenished by the aforementioned grants and donations when they are received by the City

NOW, THEREFORE, BE IT

RESOLVED, that the 2009 Adopted Budget be amended as follows:

Increase B&V Fund Bird House Grants & Donations (Revenue) $1,100,000
Increase B&V Fund Bird House Building Acquisition (Expenditure)$1,100,000

CITY COUNCIL AGENDA

NO. 8 DEPT.: City Manager's Office DATE: August 6, 2009

CONTACT: Frank J. Culross, City Manager

AGENDA ITEM: Discussion of federal award for the City of Rye Sidewalk/Pedestrian improvements.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Council review the award and scheduled improvements for sidewalk and pedestrian safety.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: Federal funds for five sidewalk/pedestrian improvement projects have been funded under the Transportation Improvement Program (TIP) in the amount of $695,000.

The projects include:

1. Library Lane signal and pedestrian phase signals, ADA compliant curb cuts	$195,000
2. Playland Parkway @ Forest Avenue pedestrian improvements (westerly & southerly legs)	$ 85,000
3. Midland @ Palisades (speed table) intersection improvements	$ 85,000
4. New sidewalk (Johnson Place to Mamaroneck Line) 1800 LF of sidewalk	$160,000
5. Oakland Beach Avenue sidewalk improvements (2000 LF sidewalk)	$170,000
Total funding approved	$695,000

CITY COUNCIL AGENDA

NO. 9 DEPT.: City Manager's Office DATE: August 3, 2009

CONTACT: Francis J. Culross, City Manager

AGENDA ITEM: Consideration to set a public hearing on September 16, 2009 regarding the proposed improvements to the Theodore Fremd Retaining Wall.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Council set a public hearing date.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: Damages were incurred at the Theodore Fremd wall during the April 14, 2007 Floods. Permanent restoration work to correct the damages will be provided under the Federal Highway Emergency Relief Program. The City of Rye, Westchester County, PIN 8701.43 is eligible for funding under Title 23 U.S. Code, as amended, for Federal emergency relief that calls for the apportionment of the costs of the Permanent Restoration to be borne at the ratio of 80% Federal funds and 20% non-federal funds.

A provision for the funding is that a Public Meeting be held to review the project.

WSP · SELLS

MEMORANDUM

To: George Mottarella
City Engineer, City of Rye

From: Nicole C. Shute, WSP SELLS

Date: July 28, 2009

Re: PIN 8701.43
Theodore Fremd Retaining Wall Replacement
City of Rye

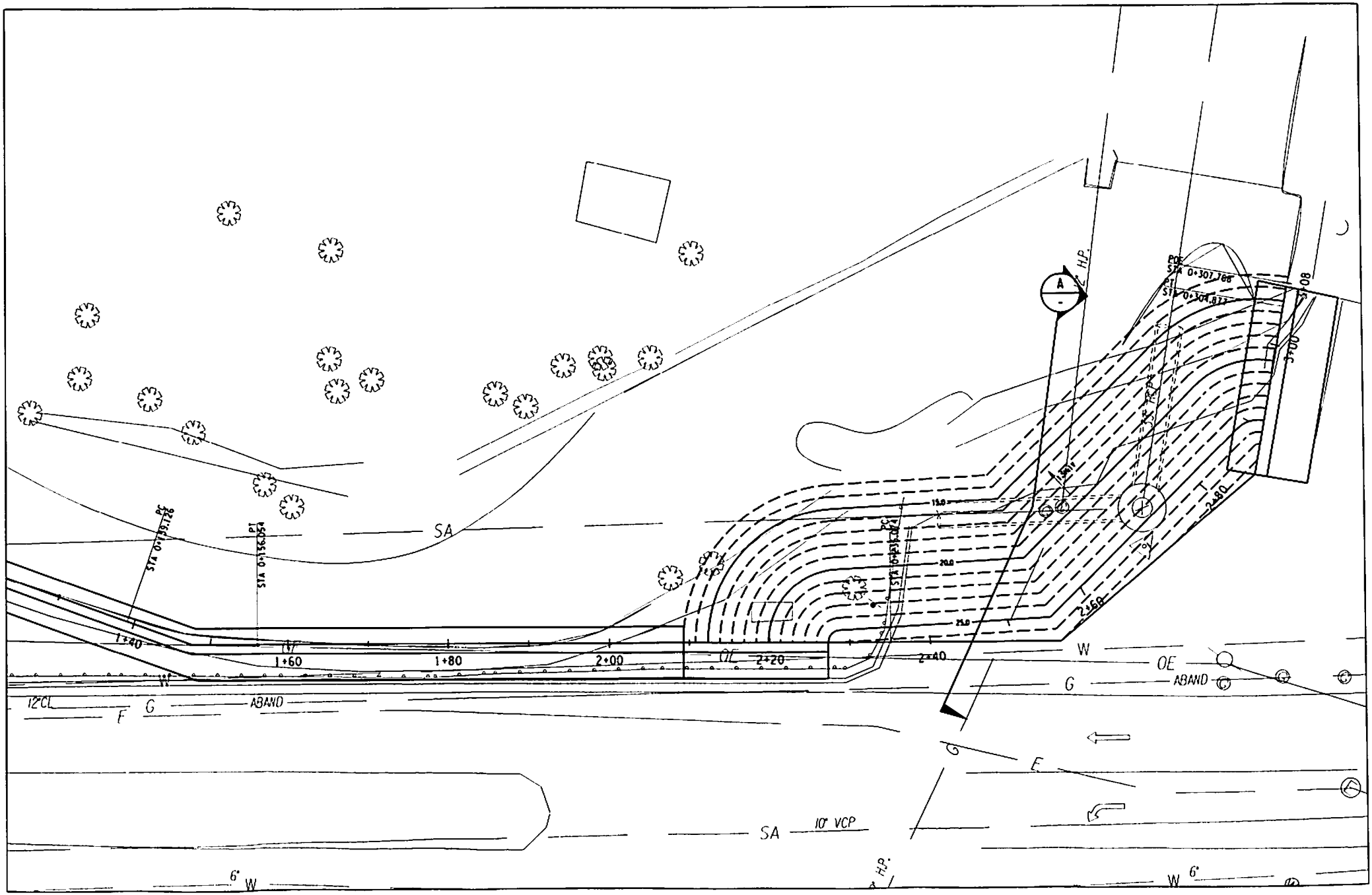
Subj: Comparison of Proposed Retaining Wall Alternatives

Regardless of the type of proposed retaining system, WSP SELLS is proposing a new alignment for the stream channel, which will improve downstream hydraulic conditions. The realignment will reduce the stream velocity at a critical point where the flow impacts the left bank of the stream as it exits from the tunnel. Hydraulic analysis revealed that at approximately this impact location, existing stream velocity is estimated to be 15.80 ft/sec. In comparing two proposed wall alternatives, a vertical cast-in-place concrete wall will reduce the 100-year storm stream velocity by approximately 55% to 7.09 ft/sec. A concrete block revetment installed in a similar alignment at a 1V:1.5H slope will reduce the 100-year storm stream velocity by approximately 27% to 11.49 ft/sec. With the decrease in velocity, the water surface elevation rises at this same section to 22.65 ft with a vertical wall or 22.26 ft with a sloped revetment, from the existing water surface elevation of 21.96 ft. The proposed top of wall elevation varies, but is not less than 26.0 ft.

After hearing the concerns that Westchester County DEF had regarding the maintenance and protection of their sewer main and that Con Edison had regarding the expense and constructability of relocating their high-pressure gas main in order to install a cast-in-place concrete wall, WSP SELLS investigated the use of a concrete block revetment erosion control system. This type of system is similar to a stone riprap erosion control system, but is sufficiently strong to withstand high steam velocities, such as those calculated at this particular location. A representative from Contech Construction Products recommended two systems from their Armorflex line of concrete block revetment systems for the proposed stream velocities: Class 40T block or Class 70 block. Details of these systems can be provided upon request, but both are capable of containing the stream adequately. Further, the installation of this system will allow the Contractor to avoid extensive excavation in the vicinity of the sewer and gas main and will eliminate the need to relocate the gas main below the existing sewer. A section of the gas main must still be lowered to beneath the proposed revetment, but there is significantly less work involved. Scour protection at the toe of slope will be incorporated into the design to ensure the stability of the revetment under the proposed stream conditions. Typical details include installing the revetment to a depth greater than the anticipated scour depth or extending the system beyond the toe a distance of 1.5 times the anticipated scour depth. Product literature from Armorflex is attached to this memo for your reference. The proposed wall location plan and a section along the proposed gas main are shown on the attached sketches.

WSP SELLS recommends proceeding with the design of the revetment system. Please let us know if you concur. If you have any further questions or comments, do not hesitate to contact us.

cc. S. Pickup - City of Rye, City Manager's Office
file



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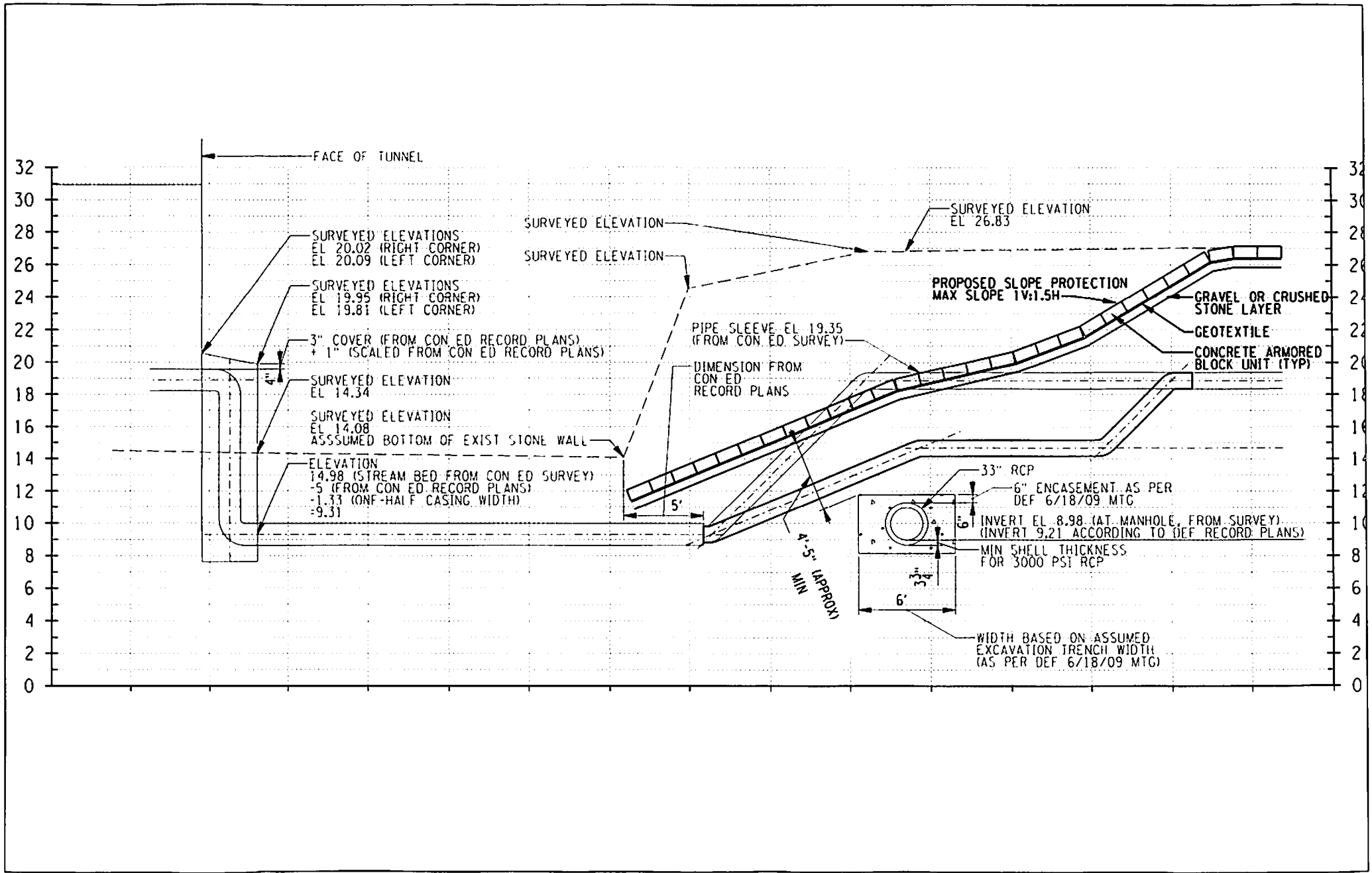

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ARMORFLEX® INSTALLATION

- ArmorFlex arrives on-site as a system of factory-assembled mats. ArmorFlex is placed on a site specific geotextile which has been placed on a prepared subgrade using conventional construction equipment.
- Mats are supplied on 42-foot trailers, up to 1600 square feet per truck.
- Mats can be handled with a spreader bar which is provided by Armortec with the initial load.
- Permanent anchorage can be achieved by connecting the mat cables to patented anchors such as "Helix" or "Duckbill".
- Mats subject to wave attack should be blinded with a sand/gravel mixture. Above normal waterline mats may be topsoiled and seeded to give a "green" effect.
- Proper toe trench requires a minimum of 2 rows of block buried below predicated soil depth.
- Mats subject to wave attack are required to have a bedding layer of crushed stone or gravel.

SITE PREPARATION

DELIVERY & UNLOADING

INSTALLING & LIFTING DEVICE

BACKFILL & VEGETATION

OTHER ARMORTEC® BROCHURES

ARMORLOC • A-JACKS COASTAL
A-JACKS STREAMBANK & SCOUR
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Toll Free (866) 551-8325
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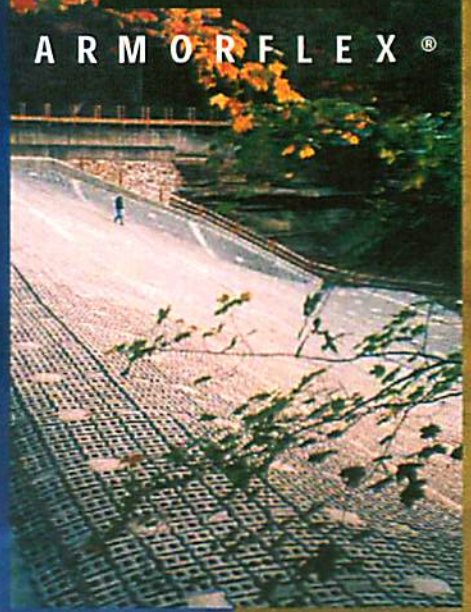


ARTICULATING CONCRETE BLOCK REVETMENT SYSTEM

APPLICATIONS

CHANNEL LINING • RIVERBANK PROTECTION
DRAINAGE DITCH LINING • PIPELINE PROTECTION
BOAT RAMPS • RESERVOIR SLOPE PROTECTION
LAKE SHORELINE PROTECTION
BRIDGE ABUTMENT PROTECTION
DIKES AND LEVY PROTECTION
DAM CRESTS AND SPILLWAYS
WEIRS AND OVERFLOW CHANNELS

CONTECH EARTH STABILIZATION SOLUTIONS INC.

EROSION CONTROL SOLUTIONS

ArmorFlex is a flexible, interlocking matrix of concrete blocks of uniform size, shape and weight connected by a series of cables which pass longitudinally through preformed ducts in each block. ArmorFlex is installed over site specific filter fabric on a prepared surface. ArmorFlex revetment systems combine the favorable aspects of lightweight blankets and meshes, such as porosity, flexibility, vegetation encouragement and habitat enhancement with nonerodible, self-weight and high tractive force resistance of a rigid lining.

ArmorFlex has proven to be an aesthetic and functional alternative to dumped stone riprap, gabions, structural concrete and other heavy-duty, durable erosion protection systems. ArmorFlex is easy to install, therefore, can dramatically reduce overall project costs. More specifically, when compared to other systems life-cycle costs have been reduced because ArmorFlex is a permanent system and saves on subsequent maintenance expenses.

BLOCK STYLES

OPEN CELL CLOSED CELL

20% OPEN 10% OPEN

When placed on a site specific filter fabric, the permeability of the revetment system relieves hydrostatic pressure in the subgrade. The system's capability for soil retention prevents leaching of subsoils throughout the installation.

FLEXIBILITY

ArmorFlex blocks are interconnected by flexible cables, providing articulation between adjacent blocks. Block walls are designed with beveled side walls to allow for flexibility in all directions.

FEATURES & BENEFITS

- STABILITY
- FLEXIBILITY
- PERFORMANCE
- COST-EFFECTIVE
- VEGETATION
- PERMEABILITY
- EASY TO INSTALL

ARMORFLEX® BLOCK SPECIFICATIONS

STANDARD CLASS CONCRETE BLOCK OPEN AREA 20%

CONCRETE BLOCK CLASS	OPEN/ CLOSED CELL	NOMINAL DIMENSIONS			GROSS AREA/ (sq. ft.)	BLOCK WEIGHT		OPEN AREA
		L	W	H		lbs.	lbs./sq. ft.	%
30s	Open	13.0	11.6	4.75	0.98	31-36	32-37	20
50s	Open	13.0	11.6	6.00	0.98	45-52	45-53	20
40	Open	17.4	15.5	4.75	1.77	62-71	35-40	20
50	Open	17.4	15.5	6.00	1.77	81-94	46-53	20
70	Open	17.4	15.5	8.50	1.77	120-138	68-78	20
40L	Open	17.4	23.6	4.75	2.58	90-106	35-41	20
70L	Open	17.4	23.6	8.50	2.58	173-201	67-78	20
45s	Closed	13.0	11.6	4.75	0.98	39-45	40-45	10
55s	Closed	13.0	11.6	6.00	0.98	53-61	54-62	10
45	Closed	17.4	15.5	4.75	1.77	78-89	43-50	10
55	Closed	17.4	15.5	6.00	1.77	94-108	53-61	10
85	Closed	17.4	15.5	8.50	1.77	145-167	82-98	10
45L	Closed	17.4	23.6	4.75	2.58	108-126	42-49	10
85L	Closed	17.4	23.6	8.50	2.58	209-243	81-94	10
High Velocity Application Block Classes								
40-T	Open	17.4	15.5	4.75	1.77	62-71	35-40	20
50-T	Open	17.4	15.5	6.00	1.77	81-94	46-53	20
70-T	Open	17.4	15.5	8.50	1.77	120-138	68-78	20

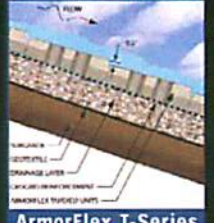
Note: Please see your local sales representative for regional block availability.

MINIMUM PHYSICAL REQUIREMENTS

MIN. DENSITY (IN AIR) LBS/FT³		MIN. COMPRESSIVE STRENGTH PSI		MAX. WATER ABSORPTION LBS/FT³	
AVE. OF 3 UNITS	INDIVIDUAL UNIT	AVE. OF 3 UNITS	INDIVIDUAL UNIT	AVE. OF 3 UNITS	INDIVIDUAL UNIT
130	125	4,000	3,500	9.1	11.7

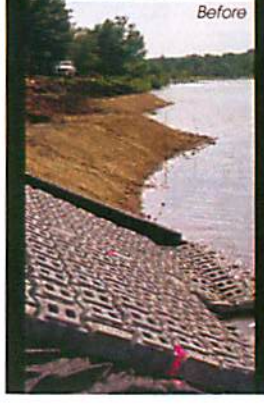
*Unit weight and density values may vary due to availability of local materials.

DAMS, SPILLWAYS, AND HIGH VELOCITY CHANNELS



ArmorFlex T-Series

ArmorFlex unique Tapered block design offers superior protection for embankment dams, spillways, and high velocity channels and chutes. The essential design component of the ArmorFlex Tapered system is a 0.5-inch taper that virtually eliminates destabilizing impact flow forces, thereby providing higher factors of safety. The ArmorFlex Tapered block system has been successfully tested under hydraulic jump conditions at Colorado State University.



RESEARCH AND DESIGN

Since 1980, Armortec has initiated and participated in a wide range of research projects to evaluate the performance of ArmorFlex, including the following:

- Tetratech model tests - California, U.S.A.
- Wave Attack Tests, Report No. M1910 - Delft Hydraulics Laboratory, 1982
- "Large-Scale model study of ArmorFlex slope protection" Tekmarine, Inc., May, 1984
- "Design for Reinforced Grass Waterways." - CIRIA Report 116, 1987
- "Minimizing Embankment Damage During Overtopping Flows." FHWA Report-RD-88-181 prepared by Simons, Li and Associates, Inc. November 1988
- "Hydraulic Stability of Articulated Concrete Block Revetment Systems During Overtopping Flow." FHWA Report-RD-89-199 prepared by Simons, Li and Associates, Inc., July 1989
- ArmorFlex Overtopping Test, prepared by Ayers Associates, Inc.

RESEARCH PROVEN PERFORMANCE

Armortec has carried out extensive research into wave and open channel flow conditions on ArmorFlex in the United States and the Netherlands. Design manuals and computer programs are available to assist in the proper ArmorFlex block selection for your hydraulic conditions.

Dam Overtopping Tests

ARMORTEC
Erosion Control Solutions
A CONTECH COMPANY

WL | delft hydraulics

CITY COUNCIL AGENDA

NO. 10 DEPT.: CORPORATION COUNSEL DATE: August 6, 2009

CONTACT: Kevin J. Plunkett, Esq., Corporation Counsel

AGENDA ITEM: Resolution allowing use of funds collected under Parking administration to be allocated for improvements to the Central Business District.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Council authorize the use of parking funds to be utilized for Central Business District improvements.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: In 1985 a local law entitled "Section 197-27: Payment in lieu of parking space requirements" established a mechanism for applicants who did not have an adequate number of off-street parking places to make a payment in lieu of providing the requisite number of places.

The City Comptroller placed these monies in a special trust fund meant to benefit the A& B districts. This resolution will authorize the use of these funds to be used to improve pedestrian and vehicle movements and safety improvements in the Central Business District.

See attached.

DRAFT

Resolution Authorizing Parking Funds in A & B Districts
To Be Utilized for Central Business District Improvements

WHEREAS, in 1985 a local law entitled "Section 197-27 – Payment in lieu of parking space requirements" established a mechanism for applicants who did not have an adequate number of off-street parking places to make a payment in lieu of providing the requisite number of places; and

WHEREAS, Section 197-27 required the City Comptroller to place the money in a special trust fund, to be used exclusively for public parking space purposes to benefit the A & B districts; and

WHEREAS, in 1989, Section 197-27 of the Rye City Code was repealed; and

WHEREAS, in 2002 the special trust fund was eliminated; and

WHEREAS, there currently remains the sum of $_____ in the general fund; and

WHEREAS, the City Council has been requested to permit the use of the parking funds for improvements in the Central Business District ("CBD") to improve pedestrian and vehicle movements and for safety improvements in addition to the use of parking funds for public parking space purposes; and

WHEREAS, the City Council is desirous of using the parking funds to improve pedestrian and vehicle movements and for safety improvements in the CBD;

NOW THEREFORE, BE IT

RESOLVED, that the parking funds heretofore designated exclusively for public parking space purposes pursuant to repealed Section 197-22 are authorized to be utilized to improve pedestrian and vehicle movements and to make safety improvements in the CBD; and be it further

RESOLVED, the use of said parking funds for such improvements requires a majority vote of the City Council; and be it further

RESOLVED, that upon the majority vote of the City Council to authorize the use of said parking funds, the Comptroller is authorized to release such parking funds for such approved purpose.

CITY COUNCIL AGENDA

NO. 11 DEPT.: CORPORATION COUNSEL DATE: August 7, 2009

CONTACT: Kevin J. Plunkett, Esq., Corporation Counsel

ACTION: Resolution to transfer funds donated to the September 11th Memorial Fund to Rye September 11, 2001 Memorial, Inc.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the City Council adopt the following resolution:
The City Attorney will be providing a finalized resolution based upon information to be received from the September 11th Committee.

IMPACT: ☐ Environmental X Fiscal ☐ Neighborhood Other:

BACKGROUND:

The September 11th Memorial Committee has collected donations in support of constructing a memorial. At a Rye City Council workshop held on June 1, 2009 the decision was made to construct and donate to the City a memorial Gazebo across Haviland Lane towards Blind Brook. Plans for the gazebo have been prepared by Lisa Easton of Eastman Architects, LLP. The proposal had been reviewed by the Landmarks Committee and the Board of Architectural Review. The funds will be transferred for use in the ongoing project.

Turn Over September 11th Memorial Funds Resolution

WHEREAS, on October 20, 2004, the City Council adopted a Resolution to accept donations for a September 11, 2001 Memorial; and

WHEREAS, the Resolution was at the request of several city residents who were forming a not-for-profit corporation for purposes of creating a fitting September 11th Memorial; and

WHEREAS, the City was asked by the residents to serve as a facilitator and temporary custodian of donations to be made to the September 11th Memorial while the residents were creating a not-for-profit corporation; and

WHEREAS, residents and other individuals have made donations to the City on behalf of The September 11th Memorial project; and

WHEREAS, as of this date the donations amount to $202,699.13 ("the donations"); and

WHEREAS, there are no City monies of any source which are a part of the donations; and

WHEREAS, The Rye September 11th, 2001 Memorial, Inc. not-for-profit corporation was established by City residents under the laws of the State of New York on October 22, 2005 as a domestic not-for-profit corporation ("The September 11th Corporation"); and

WHEREAS, the September 11th Corporation has requested in writing that the City turn over to it the donations in order that The September 11th Corporation can construct a fitting memorial to commemorate the tragedy of September 11, 2001; and

WHEREAS, the Corporation Counsel has approved the turn over of the donations from the City to The September 11th Corporation; now therefore be it

RESOLVED, that the City Comptroller is authorized to turn over to the president of The September 11th Corporation the donations and; be it further

RESOLVED, that the City Council continues to support The September 11th Corporation in its efforts to appropriately memorialize those who perished in the September 11, 2001 attack.

NYS Department of State
Division of Corporations
Entity Information

Selected Entity Name: THE RYE SEPTEMBER 11, 2001 MEMORIAL, INC.

Selected Entity Status Information

Current Entity Name: THE RYE SEPTEMBER 11, 2001 MEMORIAL, INC.
Initial DOS Filing Date: OCTOBER 25, 2005
County: WESTCHESTER
Jurisdiction: NEW YORK
Entity Type: DOMESTIC NOT-FOR-PROFIT CORPORATION
Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)
ELLEN M. MELLO
10 ORMOND PLACE
RYE, NEW YORK, 10580

Registered Agent
NONE

This office does not require or maintain information regarding the names and addresses of officers, shareholders or directors of a corporation.

***Stock Information**

# of Shares	Type of Stock	$ Value p
No Information Available		

*Stock information is applicable to domestic busines corporations.

Name History

Filing Date	Name Type	Entity Name
OCT 25, 2005	Actual	THE RYE SEPTEMBER 11, 2001 MEMORIAL, INC.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

Search Results | New Search

Division of Corporations, State Records and UCC Home Page NYS Department of State Home Page

CITY COUNCIL AGENDA

NO. 12 DEPT.: CORPORATION COUNSEL DATE: August 6, 2009

CONTACT: Kevin J. Plunkett, Esq., Corporation Counsel

AGENDA ITEM: Authorization for DelBello, Donnellan, Weingarten, Wise and Wiederkehr, LLP to defend the City of Rye in the suit commenced by R.B. Conway & Sons, Inc.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Council authorize DelBello, Donnellan, Weingarten, Wise and Wiederkehr, LLP to defend the lawsuit at a rate of $205 per hour.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: A notice of claim has been filed by R.B. Conway & Sons which states that the company is owed additional moneys from the City in connection with the dredging project at the Municipal Boat Basin. The City contends that the additional moneys are for work not authorized by City, outside the scope of the project. The Insurance Company has forwarded a no coverage letter on this breach of contract case. The City Manager has requested that DelBello, Donnellan, Weingarten, Wise and Wiederkehr, LLP defend the City in this matter.

CITY COUNCIL AGENDA

NO. 13 DEPT.: FINANCE DATE: July 29, 2009

CONTACT: JOSEPH S. FAZZINO

ACTION: To adopt 2009/2010 tax levy and tax rate for the Rye Neck Union Free School District.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
§C22-9(A)

RECOMMENDATION: That the City Council adopt the following resolution:

WHEREAS, the Rye Neck Union Free School District (District) has certified to the City of Rye Comptroller taxes in the amount of $9,527,824 to be raised on property within the District located in the City of Rye, with established tax rates of $646.587732 per $1,000 of taxable assessed value on homestead property and $836.221378 per $1,000 taxable assessed value on non-homestead property, for the fiscal year beginning July 1, 2009 and ending June 30, 2010, now, therefore, be it

RESOLVED, that in accordance with the provisions of the City Charter, the City Comptroller is commanded to levy and collect said taxes, subject to any further amendments or approvals required by the Rye Neck Union Free School District.

IMPACT: ☐ Environmental X Fiscal ☐ Neighborhood Other:

BACKGROUND:

The Rye Neck Union Free School District has provided the City with the allocation of the tax levy and tax rates for the Town of Rye and City of Rye. A portion of the City's share of the tax levy is attributable to STAR exemptions, which will be paid by the State to the district. The above amounts and rates are subject to minor adjustments and adoption by the District at their next Board of Education meeting.

CITY COUNCIL AGENDA

NO. 14 DEPT.: City Manager's Office DATE: July 20, 2009

CONTACT: Frank J. Culross, City Manager

AGENDA ITEM: Consideration of request to close a section of Purchase Street on Sunday, October 18, 2009 (rain date October 25), for events to be held in conjunction with the 57th Annual Halloween Window Painting Contest.

FOR THE MEETING OF:
August 12, 2009
RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the City Council approve the request.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☐ Other:
Closing a section of Purchase Street for activities related to the Halloween Window Painting Contest will have minimal effect on the area.

BACKGROUND: The City Manager's Office received a request from the Recreation Department asking that Purchase Street, from Locust to Chase Manhattan Bank, be closed from 8:00 am to 3:00 pm for the Annual Halloween Window Painting Contest. Special activities, including street entertainment from 10:00 am to 2:30 pm have been planned on Purchase Street during the day.

CITY COUNCIL AGENDA

NO. 15 DEPT.: City Mayor DATE: August 7, 2009

CONTACT: Mayor Steve Otis

ACTION: Authorize a date change for the regular City Council Meeting from September 9, 2009 to September 16, 2009.

FOR THE MEETING OF:
August 12, 2009

RYE CITY CODE,
CHAPTER
SECTION

RECOMMENDATION: That the Mayor and City Council revise the date of the September City Council meeting.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☒ Other:

BACKGROUND: The date designated for the regular City Council meeting of September is September 9, 2009. This September meeting date needs to be changed as several members have indicated that they will not be available. The meeting will now be held on September 16, 2009.

CITY COUNCIL AGENDA

NO. 19 DEPT.: City Clerk DATE: July 20, 2009

CONTACT: Dawn F. Nodarse

AGENDA ITEM: Draft of the unapproved minutes of the regular meeting of the City Council held on July 15, 2009 and Special Meeting/Workshop held on August 4,2009, as attached.

FOR THE MEETING OF:
August 12, 2009
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 July 15, 2009 and the Special meeting/Workshop held on August 4, 2009.