

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: January 14, 2011

Enclosed with this memorandum are the following items:

- 1-5 Notice of a Rye Town Park Commission Meeting to be held on Tuesday, January 18, 2011 at 6:00 p.m. at Rye Town Hall.
- 1-6 Legal Department Update from the Corporation Counsel dated January 14, 2011.
- 1-7 Meeting notice for the week of January 18, 2011 is available on the City website [www.ryeny.gov](http://www.ryeny.gov) under Calendar.

# **RYE TOWN PARK COMMISSION** **MEETING NOTICE**

## **Commission Members**

Joseph Carvin-President  
Douglas French, Mayor-City of Rye  
Dennis Pilla, Mayor-Village of Port Chester  
Joan Feinstein, Mayor-Village of Rye Brook  
Benedict Salanitro, Commissioner  
Joseph Sack, Commissioner

**DATE & TIME: Tuesday, 1/18/2011@ 6:00PM**

**Place: Rye Town Hall**  
**10 Pearl Street, 3<sup>rd</sup> Floor**  
**Port Chester, NY 10573**

## **Agenda:**

1. **Roll Call**
2. **Pledge of Allegiance**
3. **Automated Revenue Collection RFP – Revue status**
4. **Discuss Staff recommendations for 2011 season**
5. **Review and approve Rates and Fees for 2011**
6. **Review and approve 2011 Operating budget**
7. **Comments from the Public**
8. **New Business**
9. **Old Business**

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Rye City Council  
FROM: Kristen K. Wilson, Corporation Counsel  
SUBJECT: Litigation Update  
DATE: January 14, 2011

**SETTLEMENT**

**DOLCE v. CITY OF RYE**

We have been notified by the attorneys for our insurance carrier that this matter, which stems from a 2009 sewer back-up at plaintiff's home, has been settled for \$50,000.

**LITIGATION**

**OSBORN v. CITY OF RYE**

The Order and Judgment for the years 1997-2003 and Consent Judgment and Order for the years 2007-2010 were signed by Judge LaCava and entered this week.

**BEAVER SWAMP BROOK – (DEC Administrative proceeding)**

Harrison is updating their environmental studies (traffic, noise, visual impacts) to supplement the initial studies performed back in 2004. The traffic analysis will be completed in February. Once the updated information is submitted to DEC, they will render a SEQRA determination

**SCHUBERT V. CITY OF RYE, ET AL.**

No new developments.

**R.B. CONWAY V. CITY OF RYE**

No new developments.

**DELLI PAOLI V. ZONING BOARD OF APPEALS**

No new developments.

**SHEW v. CITY OF RYE**

No new developments.

**MOLLOY v. PLANNING COMMISSION**

The City received Petitioner's Notice of Appeal to the Appellate Division, Second Department this week.

**TOWNSEND v. BOARD OF APPEALS**

The Appellate Division, Second Department affirmed the lower court's decision dismissing the petition. The Second Department found that Respondents were rational and did not act in an arbitrary or irrational manner. The Second Department also awarded costs.

**PANETTA v. PLANNING COMMISSION**

No new developments.

**HEAL the HARBOR v. CITY OF RYE**

No new developments.

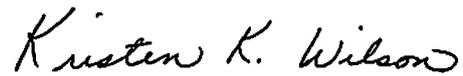
**SCHUBERT v. PLANNING COMMISSION, et al**

No new developments.

**CITY COURT**

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson  
Corporation Counsel

KKW/dfn