

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: April 29, 2011

Enclosed with this memorandum are the following items:

- 4-17 Letter from Robert Hoch, Cablevision Government Affairs director, dated April 26, 2011 regarding upcoming rate adjustments to Cablevision equipment charges.
- 4-18 Legal Department Update from the Corporation Counsel dated April 29, 2011.
- 4-19 Meeting notice for the week of May 2, 2011 is available on the City website [www.ryeny.gov](http://www.ryeny.gov) under Calendar.



Robert Hoch, Director  
Government Affairs  
(914) 378-4515 phone  
(914) 909 0207 fax  
[rhoch@cablevision.com](mailto:rhoch@cablevision.com)

April 26, 2011

The Honorable Douglas French, Mayor  
City of Rye  
1051 Boston Post Road  
Rye, New York 10580-2996

Re: Rate Change

Dear Mayor French:

Please let this letter serve to provide notice of upcoming rate adjustments to Cablevision equipment charges.

Beginning with the June 2011 billing statement, there will be a change to the cable box and remote rate. The price for the cable box will change from \$6.70 to \$6.71 and the price for the remote will decrease from \$.25 to \$.24. **The total price of \$6.95 will remain the same.**

Customers are being notified of these changes in advance through bill inserts or letters. In addition, all current rate information is available on our website at [www.optimum.com](http://www.optimum.com).

As always, if you have any questions please feel free to call me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Hoch". The signature is written in a cursive style with a large initial "R".

Robert Hoch

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Rye City Council  
FROM: Kristen K. Wilson, Corporation Counsel  
SUBJECT: Litigation Update  
DATE: April 29, 2011

**LITIGATION**

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

Mr. Mundinger commenced an Article 78 Petition against the Planning Commission and the Wainwright House alleging violations of the State Environmental Quality Review Act. The Planning Commission granted approval to the Wainwright House for the use of seasonal tents, among other approvals. The approval was conditioned on several requirements, including a reduction in the number of tented events in the upcoming years. A conference is calendared for May 3rd with the judge in Westchester County Supreme Court.

**CASPI v. CITY OF RYE**

Discovery is still on-going. The deposition of Andrew Caspi is not completed yet. The depositions of the Plaintiff's parents have been scheduled and will be taking place within the next several weeks.

**BASSETT v. CITY OF RYE**

Judge Berliner (the trial court judge) is still considering the post trial motions and no decisions have been rendered.

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

The City submitted comments to the ALJ regarding the draft permit conditions and an update on the City's Petition for Party Status.

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

Plaintiffs' 30-day statutory time period for filing a Notice of Appeal in this matter is still running.

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

The trial has been calendared for September 2011.

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

The Zoning Board of Appeals is going to be reconsidering the application of Delli Paoli in light of the Supreme Court's recent decision at its May meeting.

**SHEW v. CITY OF RYE**

This matter is now fully submitted in Supreme Court, Westchester County.

**MOLLOY v. PLANNING COMMISSION**

Petitioner's Appellants appeal still pending.

**PANETTA v. PLANNING COMMISSION**

This matter is now fully submitted to the Westchester County Supreme Court Judge.

**CITY COURT**

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson  
Corporation Counsel

KKW/dfn