

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

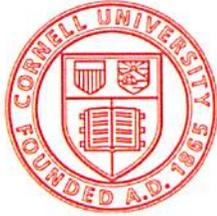
FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: June 10, 2011

Enclosed with this memorandum are the following items:

- 6-4 Notice regarding an event hosted by the Cornell Cooperative Extension of Westchester County entitled "*Composting is Easy: Why Don't People Get it?*" being held on Tuesday, June 14, 2011 from 10:00 a.m. to 11:30 a.m. in Valhalla.
- 6-5 Legal Department Update from the Corporation Counsel dated June 10, 2011.
- 6-6 Meeting notice for the week of June 13, 2011 is available on the City website www.ryeny.gov under Calendar.



Cornell University
Cooperative Extension
Westchester County



**Environmental
Finance
Center**
Syracuse University

Cornell Cooperative Extension of Westchester County, NYSAR3 and the Environmental Finance Center at Syracuse University are pleased to announce a webinar on community composting! This webinar is provided at NO COST. Registration is limited, so be sure to register soon!

Title: Composting is Easy: Why Don't People Get It?

Date: Tuesday, June 14, 2011

Time: 10:00 AM – 11:30 AM

Location: Cornell Cooperative Extension of Westchester County, 26 Legion Dr, Valhalla, NY

Learn about managing organic materials at home and in your local community. Presentations will provide resources for solid waste management educators and other interested community members on common composting challenges and how to address them, and how to increase composting at home and at school through innovative training programs and compost bin sales. Observe a working worm composting bin and take home a composting education kit.

With presentations by:

Gary Feinland, NYS Department of Environmental Conservation

Jean Bonhotal, Cornell Waste Management Institute

To register for this free event, please call Martha at 914.285.4620 or email mpm47@cornell.edu

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: June 10, 2010

CLAIMS

A notice of claim has been filed by Scott Steele of 124 Coolidge Avenue. The notice states that a City tree fell on a fence on Mr. Steele's property and caused damage to both the fence and trees on his property. The claim has been forwarded to our insurance carrier.

A notice of claim has been filed on behalf of Ann Heekin of 15 Overdale Road. The notice states that Ms. Heekin sustained injuries in a fall on the sidewalk in front of 25 Purchase Street. The claim has been forwarded to our insurance carrier.

LITIGATION

SCHWARTZ v. CITY OF RYE

The City filed a motion for summary judgment in Westchester County Supreme Court.

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

On Wednesday June 8, 2011, the City submitted a memo to the ALJ and all other parties outlining the deficiencies in the Negative Declaration rendered by DEC staff. In addition, the City received the submissions from the other parties involved in the proceeding. DEC Staff and Harrison have an opportunity to respond to the comments.

SCHUBERT V. CITY OF RYE, ET AL.

Lou Corsi, Esq. attended a court conference with the Second Circuit Court of Appeals on June 8, 2011. Steven Gaines, Esq. and John Walsh, Esq. were also present representing the Schuberts and Paul Shew, respectively. A proposed briefing schedule was discussed and will be finalized within the next few days. The City must report back to the Court's staff counsel by June 30, 2011 whether the City is willing to engage in settlement discussions.

R.B. CONWAY V. CITY OF RYE

The trial has been calendared for September 2001.

DELLI PAOLI V. ZONING BOARD OF APPEALS

The Board of Appeals reaffirmed the Board of Architectural Review's decision to deny the application

SHEW v. CITY OF RYE

Plaintiff has filed a reply memorandum of law with supporting affidavits in further support of Paul Shew's motion to file a late amended notice of claim.

MOLLOY v. PLANNING COMMISSION

Petitioner's Appellant's appeal is still pending.

PANETTA v. PLANNING COMMISSION

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

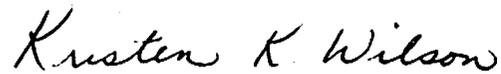
MUNDINGER v. PLANNING COMMISSION

Oral arguments in this matter are calendared for June 13, 2011.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn