

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: July 15, 2011

Enclosed with this memorandum are the following items:

- 7-10 News Release dated July 15, 2011 from Robert P. Astorino, Westchester County Executive regarding the HUD Housing Settlement.
- 7-11 Legal Department Update from the Corporation Counsel dated July 15 2011.
- 7-12 Notice from the Rye City School District regarding a special meeting of the Board of Education to be held on Tuesday, July 19, 2011 at 7:00 p.m.
- 7-13 Notice regarding a Rye Town Park Commission Meeting to be held on Tuesday, July 19, 2011 at 6:00 p.m. at Rye Town Hall.
- 7-14 Notice regarding a SPRYE membership kickoff celebration to be held on Sunday, September 25, 2011 from 3:00 to 5:00 p.m. at the Locust Avenue firehouse.
- 7-15 Letter from Robert Hoch, Cablevision Director of Government Affairs dated July 11, 2011 regarding the repositioning of the Independent Film Channel.
- 7-16 Meeting notice for the week of July 18, 2011 is available on the City website www.ryeny.gov under Calendar.

NEWS RELEASE

Ned McCormack, Communications Director (914) 995-2932

Contact: Donna Greene (914) 995-2935

FOR IMMEDIATE RELEASE: July 15, 2011

ASTORINO SAYS "OVERREACHING" BY HUD THREATENS HOUSING SETTLEMENT Local zoning at risk; Asks Secretary Donovan to help end impasse with his department

Westchester County Executive Robert P. Astorino today called on Housing and Urban Development (HUD) Secretary Shaun Donovan to get directly involved in ending the impasse created by his department's "unprecedented bureaucratic overreaching" and "unwarranted trampling of local zoning rights" with respect to the implementation of the 2009 affordable housing settlement with the federal government.

In a meeting scheduled for later this month in Washington, Astorino said he would be asking Donovan to retract demands by HUD, which by its own admission in a May 13 letter to the county "go beyond the four corners of the settlement." Astorino said the demands are economically and legally impossible to meet and threaten to derail the agreement, which calls for the county to develop 750 units of fair and affordable housing in 31 mostly white communities over a seven-year period. The settlement with HUD was approved by former County Executive Andrew Spano and the Board of Legislators in 2009.

"It's time for HUD to become accountable for its actions," said Astorino. "Making demands on the county that have no basis in the law in general or the settlement in particular and that go way beyond anything any community in the United States has ever been asked to do is a counter productive prescription for failure. Westchester County is a year ahead of schedule in getting the units developed, but that progress will come to a halt if HUD continues to make demands that constitute unprecedented bureaucratic overreaching by the federal government and an unwarranted trampling of local zoning rights."

Astorino stressed that the county has made significant progress when it comes to actually getting the housing built. Right now, the county has 164 units with approval by the federal monitor. Of these, 154 units have all their financing in place and 107 have building permits in place. Under the settlement, the county needed only to have financing in place for 100 units and building permits for 50 units by the end of 2011. The county has an additional 102 units in the pipeline for obtaining approvals.

-- more --

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: July 15, 2011

LITIGATION

CASPI v. CITY OF RYE

The attorney representing the City in this matter has informed me that because further depositions must be conducted, the discovery deadline has been extended to October 31, 2011. A schedule of depositions must be submitted to the Court by July 14th. A conference in this matter is scheduled for October 27, 2011.

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

On Friday, July 1st DEC staff submitted comments in response to the City's June 8, 2011 memo addressing its analysis of the environmental impacts of Project Homerun. The City is now waiting for the ALJ to render his decision on whether the negative declaration was appropriate for this project.

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 at their May meeting.

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

Appellants have submitted a motion to enlarge their time to file their appellate brief from the Appellate Division, Second Department. No decision has been rendered. If the request is granted, the new date would be September 5, 2011.

PANETTA v. PLANNING COMMISSION

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

MUNDINGER v. PLANNING COMMISSION

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

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,

Kristen K. Wilson

Kristen K. Wilson
Corporation Counsel

KKW/dfn



The Rye City School District

411 Theodore Fremd Avenue, Suite 100S

Rye, New York 10580

Tel: (914) 967-6100 Ext .6278 Fax: (914) 967-6957

Elaine Cuglietto

District Clerk

cugliete@ryeschools.org

July 13, 2011

FOR IMMEDIATE RELEASE

July 19, 2011 Board of Education Meeting

The Rye City School District Board of Education will hold a special meeting on Tuesday, July 19, 2011, at 7 p.m. to award bids and make personnel appointments. The meeting will be held at 411 Theodore Fremd Avenue, Suite 100S in Rye.



*Rye Town Park
95 Dearborn Ave.
Rye, NY 10580
914 967-0965*

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, 7/19/2011@ 6:00PM

PLACE: Rye Town Hall
10 Pearl Street-3rd Floor Courtroom
Port Chester, New York 10573

Tentative Agenda:

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Comments from the Public**
- 4. Park Manager's Report**
- 5. June Financial Report**
- 6. Capital Repairs Discussion**
- 7. Automated Parking RFP Discussion**
- 8. Correspondence**



SPRYE has arrived!!!

**Please join us for
for a membership
kick off celebration for **SPRYE**
Sunday, September 25
3:00 – 5:00 pm
Refreshments served**

**Learn more about Staying
Put in Rye & Environs
Rye Locust Avenue Firehouse
RSVP: director@sprye.org
481-5706**



ROBERT HOCH, DIRECTOR
GOVERNMENT AFFAIRS
(914) 378-4515 PHONE
(914) 909 0207 FAX
rhoch@cablevision.com

July 11, 2011

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

Re: Re-positioning of the Independent Film Channel

Dear Mayor French:

Please let this letter serve to provide notice that effective, August 23, 2011, the Independent Film Channel (IFC) will be re-positioned as part of the iO Package at the current rate of \$11.95. There is no rate change or channel change involved. IFC will continue to be seen in SD on channel 83 and in HD on channel 783 and 818. A digital cable box or a CableCard is required.

Customers will be notified of the re-tiering through on air and written messaging. In addition, customers can always find the most current packaging and rate information on Cablevision's consumer website 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