

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: May 25, 2012

Enclosed with this memorandum are the following items:

- 5-17 Notice regarding the 2012 Safe Routes to School Distracted Walking Poster Exhibit to be held at the Rye Free Reading Room on Tuesday, June 12, 2012 from 5:30 p.m. to 7:00 p.m.
- 5-18 Legal Department Update from the Corporation Counsel dated May 25, 2012.
- 5-19 Letter from Robert Hoch, Cablevision Director of Government Affairs, dated May 18, 2012 regarding changes to the switched video platform effective June 18, 2012.
- 5-20 Letter from Lincoln v. Janus, Verizon Franchise Service Management, dated May 25, 2012 regarding the removal of CNBC World, channel 106, from the Verizon FiOS TV Premier and Extreme HD channels.
- 5-21 Meeting notice for the week of May 29, 2012 is available on the City website www.ryeny.gov under Calendar.



The Rye YMCA is Pleased to Invite You to the Opening Reception for the 2012 Safe Routes to School Distracted Walking Poster Exhibit

Featuring Rye High School Students' entries from the SRTS Safe Walk Poster Contest

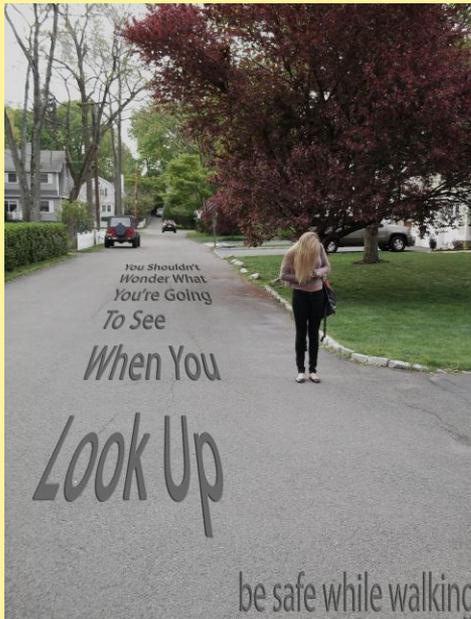


TUESDAY, JUNE 12, 2012

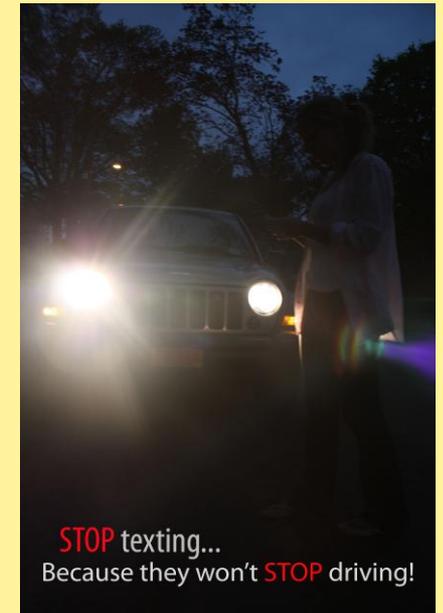


5:30 PM – 7:00 PM

RYE FREE READING ROOM



RSVP to denisewoodin@ryeymca.org
Light refreshments will be served.



**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: May 25, 2012

TAX CERTIORARI
CARROLL v. CITY OF RYE

Post-trial briefs have been submitted and the Judge's site visit has occurred.

LITIGATION
BEAVER SWAMP BROOK – (DEC Administrative proceeding)

The City and its consultants met with the Town/Village of Harrison and its consultants to discuss the discrepancies in the hydrologic analyses performed in 2010. The City is waiting to hear back from Harrison as to whether Harrison will provide certain data to the City for verification of the flood storage capacity at the Project Home Run site.

BASSETT v. CITY OF RYE

The plaintiff has filed a notice of appeal of the decision of Judge Berliner to the Appellate Division, Second Department. The Notice of Appeal was filed within the required time after Notice of Entry was served.

CASPI v. CITY OF RYE

The depositions of the City police officers began this week and will continue through the first week of June.

DAPOLITE v. PICKUP

An Article 78 Petition has been served on the City Manager by an employee seeking to vacate a letter of reprimand issued to him on March 8th.

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.

PANETTA v. PLANNING COMMISSION

The Petitioner/plaintiff perfected his appeal to the Appellate Division, Second Department against the Planning Commission.

RUNES v. BOARD OF ASSESSMENT REVIEW and CITY ASSESSOR

An Article 78 Petition has been filed by Richard Runes of 3 Kirby Lane North seeking to overturn the April 12, 2011 decision of the small claims hearing officer, JHO Luke M. Charde, Jr. who determined that the assessment on Mr. Runes' property was supported by the evidence put forth by the City.

BUTLER v. PLANNING COMMISSION

The City served papers in opposition to the Petitioners' motion to reargue and renew. The return date on Petitioners motion is May 25, 2012.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn



ROBERT HOCH, DIRECTOR
GOVERNMENT AFFAIRS
(914) 378-4515 PHONE
(914) 909-0207 FAX
RHOCH@CABLEVISION.COM

May 18, 2012

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

VIA Facsimilie & USPS
914-967-4604

Re: Switched Video Platform Changes

Dear Mayor French:

Please let this letter serve to provide notice that effective June 18th and 19th, the 19 programming services listed on the attached chart by channel location and package tier, will no longer be delivered on a Switched Video Platform. Customers with a CableCARD equipped device will now be able to tune to this programming service without the need of a tuning adaptor or set top box. This change will not impact channel location or tier package.

Customers will be notified of the change through on-air and bill messaging.

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

Sincerely,

Robert Hoch

Attachment

Service	Ch. #	Package	Switch Date
BTN	413	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
BTN HD	720	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
Fight Now	464	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
FOX Soccer Plus	461	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
Neo Cricket	247/463	New iO Gold/ iO South Asian/ iO Sports & Entertainment Pak	6/18/12
NHL Network HD	791	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
Sportsman Channel	462	New iO Gold/ iO Sports & Entertainment Pak	6/18/12
Starz Kids and Family HD	812	New and current iO Silver / Starz & Encore Standalone	6/18/12
Starz Edge HD	813	New and current iO Silver / Starz & Encore Standalone	6/18/12
Encore HD	816	New iO Preferred/ current iO Silver / Starz & Encore Standalone	6/18/12
Showtime Too HD	821	New and current iO Silver / Showtime Standalone	6/19/12
Showtime Showcase HD	822	New and current iO Silver / Showtime Standalone	6/19/12
Smithsonian Channel SD	163	New and current iO Gold	6/19/12
HBO Family HD	803	New iO Silver/ current iO Gold / HBO Standalone / Grand-fathered iO Silver	6/19/12
HBO Comedy HD	804	New iO Silver/ current iO Gold / HBO Standalone / Grand-fathered iO Silver	6/19/12
Action Max HD	831	New and current iO Gold / Cinemax Standalone	6/19/12
More Max HD	832	New and current iO Gold / Cinemax Standalone	6/19/12
@MAX HD	835	New and current iO Gold / Cinemax Standalone	6/19/12
Outer Max HD	837	New and current iO Gold / Cinemax Standalone	6/19/12



May 25, 2012

Dear Municipal Official:

On or after July 16, 2012, CNBC World, channel 106, will not be available in the Verizon FiOS TV Premier and Extreme HD channel line-ups. For your reference, attached is a sample customer notification.

We realize that our customers have other alternatives for entertainment and our goal is to offer the best choice and value in the industry. Verizon appreciates the opportunity to conduct business in your community. Should you or your staff have any questions, please contact either Rich Hillstrom on 312-260-3220 or Linc Janus on 312-260-3506.

Sincerely,

Lincoln V. Janus
Franchise Service Management



Important FiOS TV Content Information

Dear Valued Verizon Customer,

We are contacting you to provide information on some upcoming changes to the Premier and Extreme HD FiOS TV channel line-ups that will affect you. The changes will be **effective on or after July 16, 2012** and are being made to better streamline and consolidate FiOS TV programming. Please refer to the chart below for the specific changes.

Current FiOS TV Channel	Current Programming	Change Effective on or after July 16, 2012
106	CNBC World	Channel will be removed from FiOS TV Premier and Extreme HD Packages.

The most current FiOS TV listings are always available at verizon.com/fiostvchannels. We look forward to continuing to provide you with the very best entertainment.

Sincerely,

Your Verizon Team

