

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

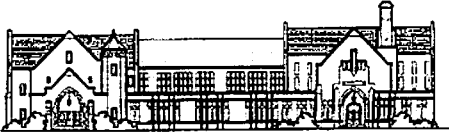
FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: July 20, 2012

Enclosed with this memorandum are the following items:

- 7-8 Notice from the Rye City School District regarding the 2012 Fall night game schedule.
- 7-9 Legal Department Update from the Corporation Counsel dated July 20, 2012.
- 7-10 Meeting notice for the week of July 23, 2012 is available on the City website www.ryeny.gov under Calendar.



HOME OF THE
GARNETS
THE RYE HIGH SCHOOL
RYE, NEW YORK 10580

ROBERT CASTAGNA
Director of Health,
Physical Education and Athletics
914-967-6100 Ext. 1242
Fax: 914-925-1076
Email: castagnr@ryeschools.org

July, 2012

Dear Rye High School Neighbor:

In accordance with the Board of Education policy on the Use of Permanent Field Lights at John Nugent Stadium, I am informing you of the 2012 fall night game schedule. Should there be any changes or additions to this schedule, you will be notified as soon as possible.

Friday, 9/14	Varsity Football	7:00 p.m.
Saturday, 9/15	Varsity Field Hockey	7:00 p.m.
Saturday, 9/22	Varsity Girls Soccer	7:00 p.m.
Friday, 9/28	Varsity Football	7:00 p.m.
Saturday, 9/29	Varsity Boys Soccer	7:00 p.m.
Friday, 10/05	Varsity Girls Soccer	7:00 p.m.
Friday, 10/12	Varsity Boys Soccer	7:00 p.m.
Saturday, 10/13	Varsity Field Hockey	7:00 p.m.

If you have any questions and/or concerns, please do not hesitate to call me at (914) 967-6100, ext. 1241.

Sincerely,

Rob Castagna

- cc: Dr. Frank Alvarez, Superintendent
- Ms. Patricia Taylor, Principal, RHS
- Dr. Ann Edwards, Principal RMS
- Ms. Julia Chung, Asst. Principal, RHS
- Mr. William Connors, Police Commissioner
- Lieut. Falk, Rye Police
- Ms. Sally Rogol, Rye Recreation
- Mr. Rolf Koehler, Security, RHS
- Ms. Melissa Puterio, Athletic Trainer

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: July 20, 2012

TAX CERTIORARI

CARROLL v. CITY OF RYE

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

THE TOWN OF RYE AND THE RYE TOWN PARK COMMISSION v. THE ASSESSOR and Board of Assessment Review of the CITY OF RYE

A Notice of Motion with supporting Affidavit and Memorandum of Law has been served on the City. The action seeks Summary Judgment restoring Petitioners' tax exempt status pursuant to RPTL Section 406. The City's opposition papers are due July 25, 2012.

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 deposition of Commissioner Connors has been completed. The deposition of L. Verille is expected to be conducted in mid-July.

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 (appeal)

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

PANETTA v. PLANNING COMMISSION (declaratory judgment/42 U.S.C. 1983 claim)

A discovery schedule has been agreed upon by both parties.

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 has filed an appeal with the Appellate Division, Second Department in this case in order to protect the City's interests. The City has six months to perfect the appeal.

BOARD OF MANAGERS OF THE IVES AT RYE v. CITY OF RYE

The City served its Answer with Affirmative Defenses this week.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn