

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: September 27, 2013

Enclosed with this memorandum are the following items:

- 9-18 Notice from Westchester County regarding the 14th Annual Senior Law Day for Seniors and their families to be held on Thursday, October 17, 2013 from 9:00 a.m. to 2:00 p.m. at the County Center in White Plains.
- 9-19 Notice from Westchester County regarding a *Stay Healthy and Age-less* Series for Seniors and Family Caregivers Public Hearing to be held on Thursday, October 24, 2013 from 9:00 a.m. to 12:30 p.m. at the Esplanade Senior Residence in White Plains.
- 9-20 Legal Department Update from the Corporation Counsel dated September 27, 2013.
- 9-21 Letter from Robert Hoch, Cablevision Director of Government Affairs, dated September 19, 2013 regarding the relocation of the History channel effective October 22 through October 24, 2013.
- 9-22 Meeting notice for the week of September 30, 2013 is available on the City website www.ryeny.gov under Calendar.

SAVE THE DATE

Free Legal and
Financial Advice

Thursday
October 17, 2013

9 a.m. – 2 p.m.

Westchester County Center
White Plains



14th Annual Senior Law Day in Westchester For Seniors and Their Families

New Workshop: The Affordable Care Act: How it impacts your health care

New Workshop: Smart Seniors/Smart Investors: Don't Get Scammed

Plus: More workshops on topics such as:

- Should I Use a Will or a Trust?
- Avoid the 10 Biggest Mistakes in Estate and Tax Planning
- How to Plan With or Without Long-Term Care Insurance
- Should I Say "I Do?" Balance love, marriage against estate, tax and Medicare concerns
- Plan Ahead for Your Financial Security and Health Care
- Learn How to Navigate the Housing Maze: Find the best, most affordable options

Pro Bono Workshops: Free, 15-minute, one-on-one consultations with elder law attorneys, certified financial planners and geriatric care managers.

Pre-Registration: Early sign-ups are encouraged. Visit www.westchestergov.com/seniors or call (914) 813-6400. There is no registration for individual workshops. Register for the pro bono sessions the day of the event.

Presented by: the Westchester Public/Private Partnership for Aging Services, the Westchester County Department of Senior Programs and Services and the Ninth Judicial District of the New York State Office of Court Administration

Sponsors: Amoruso & Amoruso, LLP; The Bristol at White Plains; The Collaborative for Palliative Care; Cuddy & Feder, LLP; Anthony J. DeVito, PhD, CFP, NAPFA-registered financial adviser; Enea, Scanlan & Sirignano, LLP; Glassman & Brown, LLP; Jeffrey S. Goldstein, Esq.; The Harry and Jeanette Weinberg Center for Elder Abuse Prevention at the Hebrew Home at Riverdale; Hyman & Gilbert; Keane & Beane, PC; David Lerner Associates; Robert K. Leitner, CFP, Financial Advisory Network; Law Office of Valorie Joy Promisel, Esq.; Rosenthal & Markowitz, LLP; Walsh, Amicucci & Pantaleo, LLP



ROBERT P. ASTORINO, Westchester County Executive
Department of Senior Programs and Services
Mae Carpenter, Commissioner



Mid Central Region Livable Communities

Presents

"Stay Healthy & Age-less"

Part One of a 3- Part Series for Seniors & Family Caregivers



Keynote Presentation by Martin Yablonski
"Stay Healthy & Age-Less: Managing Chronic Illness"

Thursday, October 24, 2013

9:00-12:30pm

Esplanade Senior Residence White Plains

95 South Broadway

White Plains NY 10601

For directions call: Doron Kathein @ 914-761-8100 x 7151

Featuring Interactive Exhibits.....

Health Screenings - Nutrition - Stress Reduction –
Balance Screenings -Blood Pressure
Vision - Hearing - 10 minute massages

FREE!!!! But registration is recommended!!!!

To register: contact ElderServe at 914 365-1983 or

Email cjohnson@hebrewhome.org



Robert P. Astorino, Westchester County Executive
County Board of Legislators



**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: September 27, 2013

CLAIMS

A Notice of Claim has been filed by Alan Kachalsky of Rye Colony Apartments. The notice claims false arrest, assault and battery, assault, violation of Civil Rights, and negligence on the part of the Police Department. The claim has been forwarded to our insurance carrier.

A Notice of Claim has been filed by Ken McComb of 27 Grace Church Street. The notice states that the side-view mirror of Mr. McComb's parked automobile was damaged by a City fire truck. The claim has been forwarded to our insurance carrier.

TAX CERTIORARI

CARROLL v. CITY OF RYE

The Record on Appeal and City's appellate brief were filed on Monday, September 23, 2013 in the Appellate Division, Second Department.

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 Appeal has been filed in connection with this matter.

WESTCHESTER JOINT WATER WORKS v. CITY OF RYE

Counsel for Westchester Joint Water Works and the City of Rye have both filed a notice of appeal. The appeals will be fully submitted by early October.

LITIGATION

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

The Town/Village of Harrison filed responses and objections to the City's discovery requests. Harrison also responded to the discovery demands of the other interested parties. The City will be asking for the Administrative Law Judge to rule on some of Harrison's objections.

BASSETT v. CITY OF RYE

The Appellate Division, Second Department issued a decision reversing the lower court decision of Judge Berliner that set aside the jury verdict and remitted the matter back to him to consider whether a new trial should be granted.

CASPI v. CITY OF RYE

Motions for summary judgment were denied without prejudice and will be refiled at the completion of briefing as part of the bundling rule. As a result, once the motion is fully briefed, all papers will be submitted to the Court for review at one time.

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 (declaratory judgment/42 U.S.C. 1983 claim)

I attended a settlement conference on July 18, 2013. A trial date has been calendared for February 4, 2014.

BUTLER v. PLANNING COMMISSION

The City's reply brief was filed and served on June 10, 2013. This matter is fully submitted.

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

The City has served its Answer with Affirmative Defenses.

LITTLE v. CITY OF RYE

The City filed its motion for summary judgment. Opposing counsel has thirty (30) days to file any opposition.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn



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

September 19, 2013

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

Re: Relocation of **H2 (History 2)**

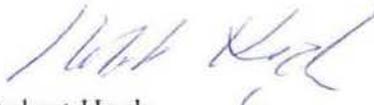
Dear Mayor French:

Please let this letter serve to provide notice that effective October 22 through October 24, 2013, Cablevision will move **H2 HD** in your area from channel 849 to channel 693.

Customers will be notified on air and through bill messaging of the relocation of **H2**. In addition, customers can always find the most current pricing and packaging information on Cablevision's consumer website www.optimum.com.

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

Sincerely,


Robert Hoch