

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: October 18, 2013

Enclosed with this memorandum are the following items:

- 10-11 Notice from Rob Castagna, Rye City School District Director of Health, PE and Athletics, regarding the Rye Garnets/Harrison Huskies football game to be held on Saturday, October 19, 2012 at 11:00 a.m. at McGillicuddy Stadium at Harrison High School.
- 10-12 Legal Department Update from the Corporation Counsel dated October 18, 2013.
- 10-13 Notice regarding two events being held at the New Rochelle Humane Society on Saturday, October 19, 2013 from 10:00 a.m. to 3:00 p.m. at 70 Portman Road in New Rochelle.
- 10-14 Meeting notice for the week of October 21, 2013 is available on the City website www.ryeny.gov under Calendar.



October 17, 2013

Dear Rye Families:

It is my pleasure to invite you to a very special athletic event to be held at McGillicuddy Stadium at Harrison High School. This coming Saturday, October 19, 2013 at 11:00 AM is the Rye Garnets/Harrison Huskies football game. Following are details and a few requests we ask of you to help keep this game an event that maintains a tradition of pride in our athletes and our community, and that models cooperation, sportsmanship, and respect of the teams.

Please note the following details and requests:

- Gates open at 9:00 AM. Spectators will not be allowed on the premises prior to 9:00 AM
- Admission \$5.00 (Children under 4 enter free)
- There is limited parking at the high school site. You are advised to park at one of these locations:
- 550/600 Mamaroneck Avenue & LMK Middle School (GPS) 50 Union Ave., Harrison, NY, 10528
- Shuttle service will be provided to and from the parking areas.
- At the conclusion of the game, Rye spectators will access shuttle buses at the West Street gate beneath the scoreboard.
- There will be no parking along the side streets of the High School. Harrison police WILL ticket illegally parked vehicles.
- There will be no overnight parking at the high school. The lot will be cleared at 10 PM, Friday October 18, 2013. Any remaining cars will be ticketed and towed at the expense of the owner.
- Harrison Central School District PROHIBITS: alcohol, open containers, smoking, weapons, masks, noisemakers, tailgating, dogs, pets, footballs, frisbees.
- All bags are subject to search.

The Harrison Police Department will strictly enforce all rules and regulations to ensure the health and safety of players and spectators. We ask your cooperation so that we can all enjoy the greatest high school football rivalry in Westchester County!

SPORTSMANSHIP IS AN EXPECTATION SO PLEASE

**Let the Players Play
Let the Coaches Coach
Let the Officials Officiate
Let the Spectators be Positive**

The Rye-Harrison JV football game is scheduled for 4:00 PM at Rye High School on Monday, October 21. Please come out to support our JV football team.

The annual Pep Rally will be held in the Rye High School gym at 7:00 PM on Friday, October 18, followed by the bonfire (weather permitting) on the lower grass field.

Thank you for your enthusiasm and support!

Sincerely,
Rob Castagna
Director Health, PE and Athletics
Rye City School District

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: October 18, 2013

CLAIMS

A notice of claim has been filed by Jennifer Tremblay of Utica, New York. The notice states that Ms. Tremblay suffered personal injuries, lost earnings and medical expenses as a result of a fall at Playland Amusement Park. The claim has been forwarded to our insurance carrier. It is expected that the claim will be denied by the insurance carrier because Playland is owned and operated by the County.

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.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn



TWO EVENTS this weekend
at the New Rochelle Humane Society!

Feral Cat Day

Saturday, October 19, 2013 11am to 3pm	New Rochelle Humane Society 70 Portman Road New Rochelle, NY 10801
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**LEARN HOW TO HELP
FERAL AND FREE
ROAMING CATS IN
YOUR NEIGHBORHOOD**



LEARN ABOUT:
TRAPPING · BUILDING A CAT SHELTER · TRAP-NEUTER-RETURN

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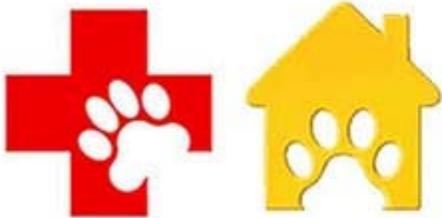
70 Portman Road
New Rochelle, NY 10801

The Rabies Clinic
is for
**WESTCHESTER
RESIDENTS
only**

Attendees must provide
Westchester County ID at registration

**FREE Rabies Vaccination
&
LOW COST Microchipping
Clinic**

sponsored by the Westchester Department of Health



**Sunday, Oct. 20th
10am to 2pm**

**FOR:
DOGS - CATS - FERRETS**

**All Pets Must Be Supervised by an Adult:
All Dogs on Leashes*
All Cats & Ferrets in Carriers**

*Dogs that are aggressive towards people
or other dogs are NOT ALLOWED.

914.632.2925

www.newrochellehumanesociety.org