

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: April 11, 2014

Enclosed with this memorandum are the following items:

- 4-8 Notice regarding a Rye City School District Board of Education Meeting to be held on Tuesday, April 22, 2014 beginning at 8:00 p.m. in the Rye Middle School Multipurpose Room.
- 4-9 Notice regarding a Public Hearing on Utility Tax to be held by the Rye City School District Board of Education on Tuesday, May, 28, 2014 beginning at 8:00 p.m. in the Rye Middle School Multipurpose Room.
- 4-10 Legal Department Update from the Corporation Counsel dated April 11, 2014.
- 4-11 Notice regarding a Rye Town Park Commission Meeting to be held on Thursday, April 24, 2014 at 6:00 p.m. at Rye Town Hall.
- 4-12 Meeting notice for the week of April 14, 2014 is available on the City website www.ryeny.gov under Calendar.



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

April 9, 2014

FOR IMMEDIATE RELEASE

April 22, 2014 Board of Education Meeting

The Rye City School District Board of Education will meet **Tuesday, April 22, 2014** beginning at 8:00 PM in the Rye Middle School Multipurpose Room.

Prior to the meeting, the Board will meet at 7:00 in Executive Session at Rye Middle School Multipurpose Room for the review of the employment history of current and prospective employees, negotiations pursuant to the Taylor Law, review of current litigation and litigation strategy.

On the agenda is the adoption of the 2014-2015 Budget as well as fiscal, special education, personnel and business items that ordinarily come before the Board.

In addition, the Board will consider the 2014-2015 BOCES Administrative Budget and Vote for one BOCES Trustee.

Members of the public are welcome and encouraged to attend this meeting of the Board and to speak at designated times.



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.lhric.org

April 9, 2014

FOR IMMEDIATE RELEASE

May 28, 2014 Public Hearing on Utility Tax
Board of Education Meeting

The Rye City School District Board of Education will meet Tuesday, May 28, 2014 beginning at 8:00 PM in the Rye Middle School Multipurpose Room. This meeting is a Public Hearing on Utility Tax.

Prior to the meeting, the Board will meet at 7:00 PM in Executive Session for the review of the employment history of current and prospective employees, negotiations pursuant to the Taylor Law, review of current litigation and litigation strategy.

Members of the public are welcome and encouraged to attend this meeting of the Board and to speak at designated times.

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: April 11, 2014

CLAIMS

A notice of claim has been submitted by Mauricio Gomez. The notice states that the claimant's parked vehicle was damaged when it was hit by a City police vehicle. The claim has been forwarded to our insurance carrier.

TAX CERTIORARI
CARROLL v. CITY OF RYE

This matter is fully submitted before the Second Department. We are waiting for an oral argument date.

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

The City's reply brief was served and filed. This matter is now fully submitted to the Appellate Division, Second Department. We are waiting for an oral argument date.

WESTCHESTER JOINT WATER WORKS v. CITY OF RYE

This matter is now fully submitted before the Appellate Division, Second Department.

LITIGATION

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

The mediation scheduled for February 24, 2014 was adjourned pending further discussion between Harrison and the City regarding the exchange of CAD data.

BASSETT v. CITY OF RYE

A notice of appeal has been filed. The City has six months to submit its briefs.

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.

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

The City has served its Answer with Affirmative Defenses.

OMNI CONTRACTING V. CITY OF RYE

The co-defendant Calgi Construction has filed for bankruptcy. As a result, the trial has been adjourned.

AMERICAN LEISURE ACTIVITIES OF NEW YORK CITY INC. v. CITY OF RYE

Depositions have been completed; additional paper discovery is on-going.

RVIN REYES, et al v. CITY OF RYE, RYE GOLF CLUB, RM STAFFING & EVENTS, INC., MORRIS YACHT AND BEACH CLUB, INC. and SCOTT YANDRASEVICH, Jointly and Severally

Plaintiffs have agreed to extend the time for all defendants to answer or otherwise move to April 25, 2014.

RYE POLICE ASSOCIATION v. CITY OF RYE

The City has filed a Verified Answer and Counterclaim and Memorandum of Law in opposition to the Petition filed by the Rye Police Association.

GORDON and MARIA HARGRAVES v. CITY OF RYE ZONING BOARD OF APPEALS, WALTER & MARGARET NELSON, and Robert TALT

A Notice of Petition and Memorandum of Law have been served on the City commencing an Article 78 proceeding against the Zoning Board of Appeal. The action seeks to rescind, annul and vacate a decision issued by the Zoning Board in connection with a variance application.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn



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

RYE TOWN PARK COMMISSION **MEETING NOTICE**

Commission Members

Joseph Carvin-President

Joseph Sack, Mayor-City of Rye

Neil Pagano, Mayor-Village of Port Chester

Paul Rosenberg, Mayor-Village of Rye Brook

Benedict Salanitro, Commissioner

Laura Brett, Commissioner

DATE & TIME: Thursday, 4/24/2014 @ 6:00PM

**PLACE: Rye Town Hall
10 Pearl Street, 3rd Floor
Port Chester, NY 10573**

Tentative Agenda:

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Approval of Minutes: 3/18/2014**
- 4. Comments from the Public**
- 5. Capital Committee Update**
- 6. Sound Shore Youth Foundation – Beach Volleyball**
- 7. Draft Capital Budget**
- 8. Management Report**
- 9. Correspondence –
Ed Vitti**
- 10. Old Business**
- 11. New Business**