

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: April 25, 2014

Enclosed with this memorandum are the following items:

- 4-15 Notice from County Legislator Catherine Parker regarding 2014 Rye Playland Season passes now available for purchase.
- 4-16 Notice from County Legislator Catherine Parker regarding local cleanup efforts taking place on Saturday, April 26, 2014 in commemoration of Earth Day.
- 4-17 Legal Department Update from the Corporation Counsel dated April 25, 2014.
- 4-18 Notice from Port Chester Cares regarding *Medication Take Back Day* to be held on Saturday, June 7, 2014 from 12:00 to 5:00 p.m. in the Port Chester Marina parking lot.
- 4-19 Notice from Verizon regarding a reduction in the previously noticed increase in FiOS charges.
- 4-20 Meeting notice for the week of April 28, 2014 is available on the City website www.ryeny.gov under Calendar.



2014 Rye Playland Season Passes Now on Sale!

Riders subject to height lines and safety rules.

Season Passes valid for park admission and rides only during the 2014 season.

Schedule and hours vary and are subject to change. Not valid for parking or admission to other attractions or events (i.e. concerts, etc.) that require an additional charge. Pass is non-transferable. No refunds for partial or unused passes or admissions. Only one entry allowed per season pass per operating day.



2014 Season Pass Special - Limited Time Offer!

For each Season Pass purchased by April 30, 2014, you will receive one free admission to bring a friend during the 2014 season. Purchase four or more Season Passes and save over 30% off the regular season price. Offer does not apply to Spectator Season Pass.

NOTE: Westchester County residents do not need to purchase a spectator pass or band, because it is free if you are not going on the rides.

\$95	2014 Season Pass (Non-Resident)	Buy online
\$80	2014 Season Pass (Westchester Resident)	Buy online

For more information, visit <http://www.ryeplayland.org/admission.html#seasonpass>.

7th District Legislator

**CATHERINE
PARKER***Chair, Committee on Environment and Energy*

Hi Friends and Neighbors:

This week we celebrated Earth Day—an appropriate time to reflect on the health of our planet and think about how it can be protected. Pledging an hour or two of your time in the weeks ahead to actively participate in an organized cleanup effort is a good place to start, but every “green” effort is a worthwhile one. Even seemingly small steps, like recycling plastic and newspapers, will take all of us in the right direction.

And it is up to all of us to maintain a healthy and safe environment.

If you’re interested in volunteering to make a difference, the best place to start is in your community. There are lots of upcoming events across the county where folks can get involved in “spring cleaning” at the community level. Check your municipal website or call to find out what events are taking place.

Locally, there are several clean-up gatherings this Saturday, April 26, that you may want to participate in:

- Sheldrake Environmental Center
685 Weaver Street
Larchmont
Reservoir clean up from 10 AM to Noon
Contact Scheduling@Sheldrakecenter.org for more information
- Town of Mamaroneck
Hommocks Conservation Area Clean-Up from 10 AM to Noon
510 Hommocks Road
Meet in gravel lot across the street at 9:50 AM

- Village of Mamaroneck
Harbor Island
9:00 AM-12:30 PM
Contact Jillian4406@yahoo.com for more information

Also on Saturday, April 26, Westchester County is calling for volunteers to “Pitch in for Parks.” This is the county’s largest one-day spruce up of parks, trails, bikeways and nature centers. There are lots of opportunities to help: visit <http://westchestergov.com/parks> or call (914) 864-7318 to find out more or sign up for a specific clean-up project.

And I encourage you to go enjoy the Sustain White Plains Earth Day Street Fair on Saturday as well from Noon to 4 PM at the intersection of Mamaroneck Avenue and Main Street in White Plains.

The following day, Sunday, April 27, there is an Earth Day & Arbor Day Celebration at the Greenburgh Nature Center. Build a rain barrel, learn about home composting, work on trails, help prepare gardens, plant a tree and more. This event is free and open to the public. Call (914) 813-1251 or visit greenburghnaturecenter.org for more information.

The annual Earth Day celebration hosted by Westchester County Parks, normally held at Kensico Dam Park, is being rescheduled for May 18 at Croton Point Park. Stay tuned for more details!

Sincerely,

Cathoni F. Parker

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: April 25, 2014

CLAIMS

A Notice of Claim has been filed by Alan Kachalsky of Rye Colony. Mr. Kachalsky is seeking return of property provided to the Rye Police Department in connection with a criminal investigation. The claim has been forwarded to our insurance company.

TAX CERTIORARI

CARROLL v. CITY OF RYE

This matter is fully submitted before the Appellate Division, 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 and we are waiting for an oral argument date.

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.

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.

BUTLER v. PLANNING COMMISSION

The attorneys for the Butlers have filed a Notice of Motion for Permission to Appeal to the Court of Appeals. The return date of the motion is April 28th at the Court of Appeals in Albany.

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



Medication Take Back Day in Port Chester



When: Saturday, June 7th
12 p.m. – 5 p.m.

Where: Port Chester Fest
Marina parking lot



Accepting prescriptions, patches, medications, ointments, over-the-counter medications, vitamins, samples, and medications for pets. Cannot accept liquids and hypodermics (e.g., needles or sharps).

For more information please contact Port Chester Cares at 914.255.4856 or via email at portchestercares@gmail.com



FiOS® TV Changes

This is a reminder that pricing for your FiOS Bundle, FiOS TV, or FiOS Internet plan has increased this month. For customers who were previously notified that the increase would be \$8, please note that the actual increase has been reduced to \$5. We offer many other bundle options that can help you get the most for your money. Go to verizon.com/fios/2vu or call 1-866-905-2199 to learn about new bundle options and you may also be eligible for a special offer when you switch to a new FiOS Bundle with a two-year agreement and two-year bundle price guarantee.