

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Frank J. Culross, City Manager

SUBJECT: Enclosures - Council Packet

DATE: September 12, 2014

Enclosed with this memorandum are the following items:

- 9-6 Notice from the Rye Arts Center regarding a new exhibit entitled *Irving Harper: A Mid-Century Mind at Play* opening on Sunday, September 14, 2014 and in gallery through November 8, 2014.
- 9-7 Legal Department Update from the Corporation Counsel dated September 12, 2014.
- 9-8 Notice regarding a Rye Town Park Commission meeting to be held on Tuesday, September 16, 2014 beginning at 6:00 p.m. at Rye Town Hall.
- 9-9 Notice regarding a Westchester County Rent Guidelines Board Public Meeting to be held on Monday, September 22, 2014 beginning at 7:00 p.m. at the Westchester District Rent Office in White Plains.
- 9-10 Meeting notice for the week of September 15, 2014 is available on the City website www.ryeny.gov under Calendar.



THE RYE ARTS CENTER

Irving Harper: A Mid-Century Mind at Play



IRVING HARPER
A MID-CENTURY MIND
AT PLAY

CURATED BY
KATHARINE DUFALT AND JEFF TAYLOR

 THE RYE ARTS CENTER GALLERY
SEPTEMBER 14–NOVEMBER 8, 2014

OPENING RECEPTION
SUNDAY, SEPTEMBER 14, 1-3PM

A solo retrospective of the personal works created in paper by mid-century design genius Irving Harper.

GALLERY HOURS
TUES–FRI 9AM–5PM, SAT 9AM–3PM

51 MILTON ROAD RYE NY 10580
RYEARTSCENTER.ORG 914 967 0700

This exhibit is made possible by

 Herman Miller **maharam**

This solo retrospective debuts the private works of design genius Irving Harper at The Rye Arts Center. Known professionally for his iconic contributions to the George Nelson Office, including the 1949 Ball Clock, Herman Miller logo and the 1956 Marshmallow sofa, Harper's personal creations have never before been shared publicly. Curated by Katharine Dufault and Jeff Taylor, the exhibit opens Sunday, September 14th with a reception in The Rye Arts Center Gallery, 1:00-3:00 pm, and runs through November 8, 2014. Don't miss this tour de force exhibition of whimsical paper sculpture.

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: September 12, 2014

SETTLEMENT

In August I reported that a notice of claim has been filed by Marco Valsania of 68 Hill Street seeking reimbursement for medical expenses he incurred as a result of a fall on a City sidewalk. Our insurance carrier has settled this matter for \$350.00.

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.

181 NEW ENGLAND SEAFOOD CORP. v. NOREEN WHITTY, et al

The return date for the motion has been adjourned to October 24, 2014.

LITIGATION

ALAN KACHALSKY v. THE CITY OF RYE, NEW YORK and the RYE CITY POLICE DEPARTMENT and P.O. ED BALLS

A summons and complaint was served on the City this week claiming false arrest, violations of civil rights under both the Federal Civil Rights Act and the New York State Constitution, negligent training on the part of the Police Department and Assault and Battery. Plaintiff is seeking both compensatory and punitive damages. A notice of claim had previously been served in connection with this matter.

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

A site visit was conducted by the City's engineering consultant.

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.

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

All outstanding discovery was due on September 8, 2014.

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

A conference was held on September 12, 2014 in front of Judge Roman. The matter was referred to Magistrate Davison for all discovery. Plaintiffs' counsel has indicated that he would move for class certification by January 15, 2015.

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

The matter is now fully submitted and we are waiting for a decision.

P. STEPHEN LAMONT v. KRISTEN K. WILSON, et al

Oral argument on Defendants' request for permission to file a motion to dismiss is calendared for September 17, 2014. **Plaintiffs have requested permission to file a Second Amended Complaint.**

CITY COURT

PEOPLE v. CHITTENDEN

The Appellant has been granted an extension until October 15, 2014 to perfect his appeal.

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: Tuesday, 9/16/2014 @ 6:00PM

PLACE: Rye Town Hall
 10 Pearl Street
 Port Chester, NY 10573

Tentative Agenda:

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Approval of Minutes: 7/15/2014**
- 4. Comments from the Public**
- 5. Management Report**
- 6. Financial Report**
- 7. Correspondence**
 - A: Tie the Town Pink**
 - B: Resurrection Track Meet**
 - C: Nami Walk**
 - D: High Performance Track Club**
- 8. Old Business**
- 9. New Business**

**Westchester County Rent Guidelines Board
c/o NYS Homes and Community Renewal
75 South Broadway, 3rd Floor
White Plains, New York 10601
Telephone Number: (914) 948-4434**

Jane Morgenstern, Chair

Board Members:

Eddie May Barnes
Kenneth J Finger, Esq.
Carol Ann Kope
Genevieve H. Roche, Esq.
Elsa Rubin
Joseph G. Whelan, Jr., CPA
Rev. Emma Jean Loftin-Woods

NOTICE OF PUBLIC MEETING

DATE: Monday, September 22nd, 2014

TIME: 7:00 P.M.

**PLACE: Westchester District Rent Office
75 South Broadway, 3rd floor
White Plains, New York 10601**

AGENDA AND PURPOSE OF PUBLIC MEETING:

1. Approval of the minutes of the previous meeting.
2. **Certification of the guidelines** established by the Board for the 2014-2015 guideline period.
3. Review and finalize the **Explanatory Statement** for the 2014-2015 guideline period.
4. Review dates for future meetings.
5. Other business.

For additional information please contact:

**Robert Rodriguez
RRodriguez@nyshcr.org**

Date: September 12, 2014

(914) 948-4434