

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Frank J. Culross, City Manager

SUBJECT: Enclosures - Council Packet

DATE: March 27, 2015

Enclosed with this memorandum are the following items:

- 3-12 Notice from the Westchester County Recycling office regarding the Mobile Shredder Truck coming to Rye on Saturday, April 4, 2015. The Shredder Truck will be located at Rye City Hall from 10:00 a.m. to 1:00 p.m..
- 3-13 Letter from Robert Castagna, Rye High School Director of Health, Physical Education and Athletics providing the Spring 2015 night game schedule.
- 3-14 Legal Department Update from the Corporation Counsel dated March 27, 2015.
- 3-15 Letter from Dan Ahouse, Cablevision Area Director for Government Affairs, regarding the implementation of a \$4.99 Premium Channel Early Cancellation Fee.
- 3-16 Meeting notice for the week of March 27, 2015 is available on the City website www.ryeny.gov under Calendar.

Concerned about Identity Theft?

The
**MOBILE
Shredder**

is coming to

Rye City



Now you can safely destroy unwanted personal papers and documents!

When & Where: April 4th (Saturday) 10am - 1pm
City Hall-1051 Boston Post Rd.

Why shred? Westchester County wants to help protect residents from identity theft. That's why the Mobile Shredder is available to help residents destroy unwanted personal papers and documents with personal identifying information.

Old documents and bills are a gold mine for identity thieves. One of the best ways to minimize the risk of identity theft is to shred all documents no longer in use that have personal identifying information such as name, address, phone number, credit card number or Social Security number. Such documents should be shredded before recycling.

What should you shred? Pre-approved credit card applications, old credit card bills, receipts, bank statements, old tax returns or any other documents containing your name, address and other identifying information.

■ The Mobile Shredder is for *residents only*.

■ Paper generated by businesses, schools, institutions, government or municipal offices is not accepted at these events. County staff will inspect all paper to be shredded and will reject any paper identified as commercial or institutional.

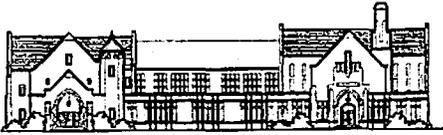
■ Each resident may bring a maximum of 4 file boxes, approximately 10" by 12" by 15" in size.

■ All paper must be free of clips, bindings, folders and files.

■ No bound or hardcover ledger books are allowed.

For more information about identity theft, call the Dept. of Consumer Protection (914) 995-2155 or visit westchestergov.com/consumer

For question's about recycling, call the Recycling HelpLine at 2-1-1 or visit westchestergov.com/recycling



HOME OF THE
GARNETS
THE RYE HIGH SCHOOL
RYE, NEW YORK 10580

ROBERT CASTAGNA
Director of Health,
Physical Education and Athletics
914-967-6100 Ext. 1242
Fax: 914-925-1076
Email: castagnr@ryeschools.org

March 20, 2015

Dear Rye High School Neighbor:

In accordance with the Board of Education Policy #7900 on the Use of Permanent Field Lights at John Nugent Stadium, I am informing you of the Spring, 2015 night game schedule. Should there be any changes or additions to this schedule, you will be notified as soon as possible.

| | | |
|--------------------|------------------------|-----------|
| Saturday, April 11 | Varsity Girls Lacrosse | 6:45 p.m. |
| Saturday, May 1 | Varsity Boys Lacrosse | 6:30 p.m. |
| Friday, May 8 | Varsity Girls Lacrosse | 6:45 p.m. |
| Saturday, May 9 | Varsity Girls Lacrosse | 7:00 p.m. |

If you have any questions and/or concerns, please do not hesitate to call me at 967-6100, ext. 1241.

Sincerely,

Rob Castagna

Cc: Dr. Frank Alvarez
Mrs. Patricia Taylor
Mr. Frank Culross, City Manager
Police Commissioner Pease
Mr. Doug Scott, Rye Recreation Dept.

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: March 27, 2015

TAX CERTIORARI

CARROLL v. CITY OF RYE

The City has filed its opposition papers and the matter is now fully submitted.

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. **Oral argument is calendared for April 10, 2015.**

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

This motion is fully submitted.

LITIGATION

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

The expedited appeals of ALJ O'Connell's October and December decisions are fully submitted. A conference call was held and all parties agreed to hold the adjudicatory hearing in abeyance until the Commissioner renders a decision on the appeals from ALJ O'Connell's interim decisions.

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

The City Council voted to approve a settlement of this matter in the amount of \$30,000 at the March 25, 2015 meeting.

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 new discovery schedule was discussed and agreed upon by the parties.

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

A motion to dismiss was filed and served by Respondents asking the court to dismiss the Amended Notice of Petition/Petition commenced against the respondents based on the Supplemental Findings and Decision rendered by the Zoning Board of Appeals.

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

The Defendants' Motion to Dismiss is fully submitted.

CHITTENDEN v. COMPAGNONE

I appeared at the second preliminary conference and a discovery schedule was agreed upon by counsel.

DOUGLAS E. LIMAN v. NICK EVERETT, MARTHA MONSERRATE, LAURA BRETT, BARBARA CUMMINGS, HUGH GREECHAN, PETER OLSEN, ALFRED VITIELLO, constituting the PLANNING COMMISSION OF THE CITY OF RYE, PANKAJ GUPTA and EMILY GUPTA, PAM McGUIRE and EUGENE McGUIRE

Judge Neary rendered a decision dismissing the Petition and finding that the project in question was a Type II action not subject to SEQRA.

JOHN CASTELHANO as President of the RYE PROFESSIONAL FIRE FIGHTERS ASSOCIATION, LOCAL 2029, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO v. CITY OF RYE BOARD OF FIRE WARDENS, PETER COTTER, MICHAEL BILLINGTON, RICHARD BARBER, JOSEPH CARLUCCI, JOHN FALLON, ARCADIO OCASIO, RICHARD CADIGAN, PETER ANFUSO, JAMES BURKE, JOHN ALFANO and BRIAN GILMARTIN in their individual capacities as members of the City of Rye Board of Fire Wardens

The Preliminary Conference calendared for February 19, 2015 has been adjourned based on recent settlement discussions.

ROBERT BUTLER AND PAULA BUTLER v. CITY OF RYE PLANNING COMMISSION, DANIEL MATHISSON AND HELENE MATHISSON

The City filed its opposition brief.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn



DAN AHOUSE
AREA DIRECTOR, GOVERNMENT AFFAIRS
dahouse@cablevision.com
914-378-4533

March 23, 2015

VIA FACSIMILE
914-967-4604

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

Dear Mayor Sack:

Please let this letter serve to notice that effective April 21, 2015, Cablevision will implement a \$4.99 Premium Channel Early Cancellation Fee. The Premium Channel Early Cancellation Fee will apply when customers cancel their premium a la carte HBO, Showtime, Starz/Encore, Cinemax, The Movie Channel, and Playboy monthly service within the first 30 days of their initial subscription date.

Customers will be notified on air and through bill messaging 30 days in advance. 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 at 914-378-4533.

Sincerely,

A handwritten signature in cursive script that reads "Dan Ahouse".

Dan Ahouse

Er