

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Eleanor M. Militana, Interim City Manager

SUBJECT: Enclosures - Council Packet

DATE: May 15, 2015

Enclosed with this memorandum are the following items:

- 5-11 Notice regarding a Rye Town Park Commission Meeting to be held on Tuesday, May 19, 2015 beginning at 6:00 p.m. at the Port Chester Village Court.
- 5-12 Notice regarding a meeting of the Rye City School District Board of Education to be held on Tuesday, May 19, 2015 beginning at 8:00 p.m. in the Rye Middle School Multipurpose Room.
- 5-13 Notice regarding a special meeting of the Rye City School District Board of Education to be held on Wednesday, May 27, 2015 beginning at 7:30 p.m. in the Rye City School District Central Administration Building.
- 5-14 Legal Department Update from the Corporation Counsel dated May 15, 2015.
- 5-15 Notice regarding Public Hearings to be held by the Westchester County Rent Guidelines Board.
- 5-16 Letter from Dan Ahouse, Cablevision Area Director of Government Affairs, regarding changes to the channel line-up.
- 5-17 Notice from FiOS® TV regarding a programming change on channel 465/468 from “Live Well” to “Laff TV”.
- 5-18 Meeting notice for the week of May 18, 2015 is available on the City website www.ryeny.gov under Calendar.



*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, 05/19/2015 @ 6:00PM**

PLACE: **Port Chester Village Court**
350 North Main Street – 2nd Floor
Port Chester, NY 10573

Tentative Agenda:

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Approval of Minutes: 3/17/2015, 4/21/2015**
- 4. Comments from the Public**
- 5. Solar Panels Presentation – George Ford**
- 6. Management Report**
- 7. 2015 Capital Budget**
- 8. Correspondence**
- 9. Old Business**
- 10. New Business**



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

May 12, 2015

FOR IMMEDIATE RELEASE

May 19, 2015 Board of Education Meeting

The Rye City School District Board of Education will meet Tuesday, May 19, 2015 beginning at 8:00 PM in the Rye Middle School Multipurpose Room. 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.

On the agenda are fiscal, special education, personnel and business items that ordinarily come before the Board.

At approximately 9:00 p.m. with the closing of the polls, the Board will adjourn to hear the Board of Education Candidate Election and Budget Vote results.

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
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Tel: (914) 967-6100 Ext.6278 Fax: (914) 967-6957*

*Elaine Cuglietto
District Clerk
cugliete@ryeschools.org*

May 12, 2015

FOR IMMEDIATE RELEASE

May 27, 2015 Special Board of Education Meeting

The Rye City School District Board of Education will meet on Wednesday, May 27, 2015 beginning at 7:30 PM. in the Rye City School District Central Administration Building, 411 Theodore Fremd Avenue, Suite 100S, Rye New York 10580.

It is expected the Board will adjourn immediately into 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.

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: May 15, 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

Oral argument took place in front of the following judges: Mastro, J.P., Skelos, Dickerson and LaSalle.

WESTCHESTER JOINT WATER WORKS v. CITY OF RYE

City of Rye's opposition brief will be filed and served on Monday April 27, 2015.

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

I appeared at a court conference with Judge Tolbert and his law clerk on April 21, 2015. Motions for summary judgment are still pending.

LITIGATION

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

A conference call with the Administrative Law Judge and the parties took place on April 15, 2015 to discuss the status of the appeals and to see if the parties wanted to continue to hold the trial in abeyance pending the Commissioner's Interim Decision. We still are waiting for a decision from the Commissioner and the parties all agreed to continue to hold the trial in abeyance for at least the next 45 days.

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.

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

Plaintiff requested a conference in front of Judge Roman to address his request to file a Motion In Limine. **Plaintiff has requested a conference to address his request to file a Second Amended Complaint.**

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.

CITY OF RYE v. TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

The City of Rye served a Notice with Summons on Travelers regarding the City's pending employee theft claim. **Travelers filed a notice of removal of the matter to federal court.**

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,



Kristen K. Wilson
Corporation Counsel

KKW/dfn

WESTCHESTER COUNTY RENT GUIDELINES BOARD

c/o NYS Homes and Community Renewal
75 South Broadway, 3rd floor
White Plains, New York 10601
Telephone 914-948-4434

Jane Morgenstern, *Chair*
Public Member

Members

Eddie Mae Barnes	Public
Kenneth J. Finger, Esq.	Owner
Genevieve H. Roche, Esq.	Tenant
Elsa Rubin	Public
Joseph G. Whelan, Jr., CPA	Public
Rev. Emma Jean Loftin-Woods	Tenant

FOR INFORMATION:
MICHAEL BERRIOS
(718) 262-4816

FOR IMMEDIATE RELEASE:

WESTCHESTER COUNTY RENT GUIDELINES BOARD TO HOLD PUBLIC HEARINGS

The Westchester County Rent Guidelines Board will hold public hearings to take testimony and evidence pertaining to the Board's setting of guideline rates of rent adjustment for housing accommodations within its jurisdiction, subject to the Emergency Tenant Protection Act of 1974 (ETPA), for leases commencing between October 1, 2015 and September 30, 2016. This covers approximately 25,000 units of housing in the Village of Croton-on-Hudson; Village of Dobbs Ferry; Town of Eastchester; Town of Greenburgh; Town of Harrison; Village of Hastings-on-Hudson; Village of Irvington-on-Hudson; Village of Larchmont; Town of Mamaroneck; Village of Mamaroneck; Village of Mount Kisco; City of Mount Vernon; City of New Rochelle; Village of Pleasantville; Village of Port Chester; City of Rye; Village of Sleepy Hollow; Village of Tarrytown; City of White Plains; City of Yonkers. The schedule is as follows:

DATE: Monday, June 01, 2015; **TIME:** 7:00 PM
PLACE: Yonkers Riverfront Library, 1 Larkin Center
Yonkers, New York

DATE: Tuesday, June 02, 2015; **TIME:** 7:00 PM
PLACE: Mount Vernon City Hall, 1 Roosevelt Square
Mount Vernon, New York.

DATE: Monday, June 08, 2015; **TIME:** 7:00 PM

PLACE: White Plains City Hall
255 Main Street
White Plains, New York.

**WESTCHESTER COUNTY RENT GUIDELINES BOARD TO
HOLD PUBLIC MEETINGS**

DATE: Thursday, June 04, 2015; **TIME:** 7:00 PM

PLACE: Westchester District Rent Office
75 South Broadway, Suite 350
White Plains, New York --For the Westchester County
Rent Guidelines Board review of the tabulations.

DATE: Tuesday, June 16, 2015; **TIME:** 7:00 PM

PLACE: White Plains Library Auditorium
100 Martine Avenue
White Plains, New York --For the presentation of
the positions of the Tenant and Owner members
of the Board and discussion therein.

DATE: Monday, June 22, 2015; **TIME:** 7:00 PM

PLACE: White Plains City Hall
255 Main Street
White Plains, New York. – For the purpose of setting
rent guidelines for the one-year period commencing on
October, 1, 2015.

Certification

The Board anticipates scheduling a public meeting to be held during September, 2015 (specific date to be determined) to certify the rent adjustment guidelines for the October 1, 2015 - September 30, 2016 guidelines year to be voted upon by the Board on June 22, 2015.

Jane Morgenstern, Chair
WESTCHESTER COUNTY RENT GUIDELINES BOARD

May 21, 2014



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

May 8, 2015

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

Dear Mayor Sack:

This is to notify you that Cablevision will be making changes to our channel line-up. In an effort to make content discovery easier for customers, starting on June 9, 2015 through July 31, 2015, channels will be moving from one channel position to another channel position and grouped together by genres with Premium, Sports and Kids programming positioned together (see attached for details of channel moves). These channel moves will make it easier for customers to navigate through their channel line-up and discover new programming on other networks they may be interested in.

Customers will be notified on air and by bill messages of these changes to their channel line-up.

Sincerely,

A handwritten signature in black ink that reads "Dan Ahouse". The signature is written in a cursive, flowing style.

Dan Ahouse

Enclosures

200 CENTURY SPORTS BLOCK CHANGES

Service	Channel ID	Fr Ch	To Ch	From Variations
Golf Channel	GOLF	145/410	224	n/a
ESPN Deportes	ESPND	153/1066	227	n/a
Fox Deportes	FOXDe	196/1067	228	Service is not on 196 in Brooklyn, Bronx
Univision Deportes	UNDEP	1065	229	n/a
beIN Sports Espanol	BNES	154/1070	230	n/a
beIN Sports	BNSP	155	231	n/a
Fox Soccer Plus	FSP	461	232	n/a
Gol TV (English language)	GOLTV	409	233	n/a
ESPN Classic	ESPC	140	237	n/a
FNTSY Sports Network	FNTSY	147	238	n/a
Willow Plus	WILL+	463/1171	239	n/a
Outdoor Channel	OUTDR	407	240	n/a
World Fishing Network	WFN	465	241	n/a
Sportsman Channel	SPMN	462	242	n/a
MAV TV	MAVTV	411	243	n/a
Fight Network	FIGHT	464	244	n/a
TVG Network	TVG	402	245	n/a
BTN	BTN	413	247	n/a
ESPN Goal Line/BB	GLBB	152	248	n/a
Fox College Atlantic	FCSA	455	249	n/a
Fox College Central	FCSC	456	250	n/a
Fox College Pacific	FCSP	457	251	n/a
S. Sports (Game) MLB/NHL	SP1-SP14	415-428	254-267	n/a
S. Sports (Team) NBA/MLS	SPT1-SPT10	432-441	270-279	n/a
Barclay's Premier League Soccer	EPL1-EPL7	471-477	286-292	n/a

PREMIUM 300 CENTURY

Service	Fr Ch	To Ch	From Variations
HBO	82	301	n/a
HBO 2	310	302	n/a
HBO Signature	301	310	n/a
HBO Family	302	311	n/a
Showtime	84	321	n/a
Showtime Too	90	322	330 in Bronx & Brooklyn. 79 in Yonkers.
Showtime Showcas	321	330	n/a
Showtime Extreme	322	331	n/a
Starz on Demand	339	340	n/a
Starz	340	341	n/a
Starz Cinema	341	347	n/a
Encore on Demand	349	350	n/a
Encore	350	351	n/a
Encore Action	351	358	n/a
Cinemax	85	371	n/a
ActionMax	371	379	n/a
TMC on Demand	379	390	n/a
The Movie Channe	86	391	n/a
TMC West	381	392	n/a
TMC Xtra	380	393	n/a
TMC Xtra West	382	394	n/a
Flix	91	397	n/a

100 CENTURY CHANGES - KIDS BLOCK			
Service	Fr Ch	To Ch	From Variations
Disney XD	121	127	n/a
Boomerang	125	129	n/a
Sprout	127	130	n/a
Nickelodeon	33	121	n/a
Disney Channel	31	125	Disney is on 31 in all areas except Wappingers Falls & Dutchess where it is on 56.
Cartoon Network	32	128	n/a

200 CENTURY SPORTS BLOCK CHANGES				
Service	Channel ID	Fr Ch	To Ch	From Variations
Yes	YES	70	201	70 in most areas, 89 Bronx, Brooklyn.
SNY	SNY	60	202	n/a
MSG	MSG	71	203	71 in most areas, 87 Bronx, Brooklyn.
MSG Plus	MSG+	72	204	72 in most areas, 88 in Bronx, Brooklyn.
Sports Overflow 1	SPTS1	73	205	73 in most areas, 90 in Bronx, Brooklyn.
Sports Overflow 2	SPTS2	460	206	n/a
Comcast Sports Network	COMC	71	208	n/a
NESN	NESN	68/65	208	n/a
ESPN	ESPN	36	210	n/a
ESPN 2	ESPN2	35	211	n/a
NBCSN	NBCSN	146/408	212	n/a
Fox Sports 1	FS1	69	213	69 in all areas except: 29 Yonkers, 56 Cross River, S. Westchester, 67 W. Falls, Dutchess, 68 Ossining, 80 Ossining-Rockland NY, 99 Bronx, Brooklyn.
Fox Sports 2	FS2	142	214	n/a
CBS Sports Network	CBSSN	143/412	215	n/a
ESPNews	ESNW	141	216	n/a
ESPNU	ESPNU	144	217	n/a
NFL Network	NFLN	150	219	n/a
NFL Red Zone	REDZN	151	220	n/a
NBA TV	NBATV	148/430	221/269	n/a
MLB Network	MLBN	149/400	222	n/a
NHL Network	NHLN	401/429	223/268	n/a



FiOS® TV Programming Changes

On or after April 15, 2015, Live Well programming on channel 465/468 was replaced with Laff TV, a new multi-cast network specializing in comedy programming. This programming change was initiated by the content provider.