



TOWN OF DEERPARK

GARY I SPEARS, SUPERVISOR
DAVID M. DEAN, COUNCILMAN
ARTHUR T. TROVEI, COUNCILMAN
KENNETH SMITH, COUNCILMAN
ALAN SCHOCK, COUNCILMAN

RESOLUTION #5 OF 2019 OF THE TOWN BOARD OF
THE TOWN OF DEERPARK, ORANGE COUNTY,
NEW YORK

WHEREAS, the Town of Deerpark, County of Orange, State of New York, is a municipal corporation conducting business in the County of Orange, State of New York; and

WHEREAS, JNS Towers LLC is a for profit telecommunications company licensed to do business by the State of New York and the United States Government; and

WHEREAS, Crown Castle LLC is a for profit telecommunications company licensed to do business by the State of New York and the United States Government; and

WHEREAS, the Town of Deerpark and JNS Towers, LLC had previously entered into a contractual agreement by which JNS Towers was authorized to construct a telecommunications tower on property owned by the Town of Deerpark; and

WHEREAS, pursuant to said contract, JNS was to pay the Town of Deerpark a fee based upon the construction and usage of said telecommunications tower; and

WHEREAS, Crown Castle LLC has purchased the rights and obligations of JNS Towers, LLC; and

WHEREAS, Crown Castle LLC has been approached by T-Mobile Northeast LLC seeking the ability to collocate on the telecommunications tower previously constructed by JNS Towers LLC, now owned by Crown Castle LLC; and

WHEREAS, Crown Castle LLC wishes to enter into a collocation agreement with T-Mobile Northeast LLC, which agreement would benefit both the Town of Deerpark and Crown Castle LLC.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Deerpark, County of Orange, State of New York, hereby indicates their consent to permit T-Mobile Northeast LLC to collocate on the afore-described telecommunications tower; and be it further

RESOLVED , that the Town of Deerpark, County of Orange, State of New York, hereby affirms their wish to continue a contractual relationship with the owner of the telecommunications tower, (now Crown Castle LLC), located on the Town's property; and

BE IT FURTHER RESOLVED, that the Town of Deerpark, County of Orange, State of New York, by this Resolution authorizes the Supervisor of the Town to execute the SHORT FORM TOWER LICENSE AGREEMENT with T-Mobile Northeast LLC subject to the terms of the said Agreement; and

BE IT FURTHER RESOLVED that the Supervisor of the Town of Deerpark is hereby authorized to execute such other forms and documents as may be required as to give effect to this Resolution.

Moved by: David Dean

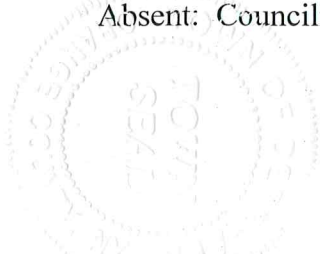
Seconded by: Kenneth Smith

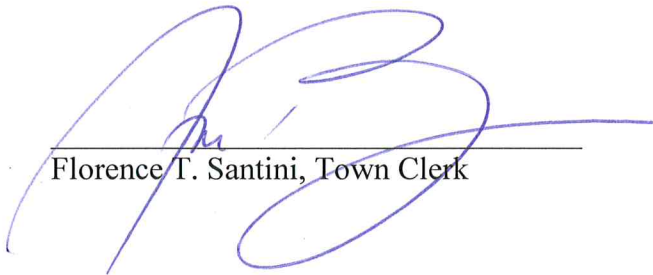
Ayes: Councilman Dean, Councilman Smith, Supervisor Spears

Nays:

Abstentions:

Absent: Councilman Trovei, Councilman Schock





Florence T. Santini, Town Clerk

DATED: June 17, 2019