

VILLAGE OF NEW HEMPSTEAD
108 OLD SCHOOLHOUSE RD.
NEW CITY, N.Y. 10956

BOARD OF TRUSTEES

SPECIAL MEETING
JANUARY 17, 2017 – 11: 45
VILLAGE HALL

PRESENT

FRED BRINN, MAYOR
BRUCE MINSKY, DEPUTY MAYOR
SHALOM MINTZ, TRUSTEE
ADAM REICH, TRUSTEE

ABSENT

ABE SICKER, TRUSTEE

ALSO PRESENT

DENNIS MICHAELS, VILLAGE ATTORNEY
JOHN LANGE, VILLAGE PLANNER
CHARLES FRANKEL, PLANNING BOARD CHAIRMAN

ROLL CALL

Mayor Brinn stated the purpose of this meeting is to make a resolution in order to hire Keith R. Ainsworth, an attorney in New Haven, Conn. as outside Special Counsel to advise and represent the Village regarding the application of Crown Castle that is seeking to install wireless telecommunications known as nodes in the Village's rights of way.

Attorney Michaels stated the retainer amount is \$375 an hour. He approximates that there will be a total fees of approx. \$15,000. Mr. Ainsworth's proposal is attached to these minutes.

Mayor Brinn stated that these fees are reimbursable to the Village by the applicant.

Mr. Lange stated the applicant has to prove they have a gap coverage. They have to show us where the gap is. They have to prove to us that this is the best method of bridging the gap.

Mr. Frankel stated if Crown Castle is going to be using the right of way, we collect fees, if we allow them to do it. The next point is, the Village will get revenue from it. (If someone in our Village shops at QVC, we get a piece of the revenue)

Mayor Brinn offered the following motion, which was seconded by Trustee Mintz:

Resolution # BOT 2017-1

The Board of Trustees of the Village of New Hempstead hereby retains the outside consultant legal services of attorney, Keith R. Ainsworth, Esq. in accordance with Mr. Ainsworth's proposal set forth in his letter of December 21, 2016, as modified on the 2nd page, 2nd paragraph, and to authorize the Mayor to execute the said proposal, relating to the application of Crown Castle requesting approval from the Village to utilize the public right-of-way for the installation/erection of wireless telecommunications nodes. Mayor Brinn called for a vote and the vote was 4-0. Trustee Sicker was not present at the meeting. The resolution was adopted.

Mayor Brinn offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-2

Resolved, that the meeting of the Board of Trustees of the Village of New Hempstead held on January 17, 2017 is hereby adjourned. Mayor Brinn called for a vote and the vote was 4-0. The resolution was adopted.

Respectfully submitted,

Lee Mazza, Secretary