



TOWN OF AMENIA TOWN BOARD

4988 Route 22, AMENIA, NY 12501
(845) 373-8860 www.ameniany.gov

Resolution No. 72 of 2024

**RE: TRANSFERRING \$15,000 FROM CELL TOWER REVENUE TO
PARTIALLY FUND THE AMENIA TOWN GREEN DESIGN AND
CONSTRUCTION PLAN DOCUMENTS**

WHEREAS, the Town of Amenia (“Town”) owns real property located at 12 Washington Court designated as Section 7167, Block 00, Lot 410168, in the Town of Amenia, New York (the “Premises”); and

WHEREAS, on or about October 17, 2002, the Town entered into a Master Management Agreement with J&S Enterprises, Inc., whereby J&S was engaged to arrange for the development, construction and management of a municipal Cell Tower and manage the ongoing operations; and

WHEREAS, on or about March 13, 2003, the Town and Dutchess County Cellular Telephone Co., Inc., d/b/a Cellular One, a subsidiary of American Cellular Corporation and a predecessor in interest to New Cingular Wireless, PCS (“New Cingular Wireless”), entered into a Tower and Land Space Agreement, whereby New Cingular Wireless leased a portion of the Cellular Tower and the land owned by the Town located at 12 Washington Court, for the purpose of transmitting wireless signals and maintaining an equipment shelter; and

WHEREAS, on or about October 28, 2004, the Town and Verizon Wireless of the East LP (“Verizon Wireless”) entered into a Tower and Land Space Agreement, whereby Verizon Wireless leased a portion of the Cellular Tower and land owned by the Town located at 12 Washington Court, for the purpose of transmitting wireless signals and maintaining an equipment shelter; and

WHEREAS, pursuant to Resolution No. 4 of 2011, \$1,200 of the monthly revenue from the Verizon Wireless and New Cingular Wireless leases has been deposited into #1532 Parks and Recreation bank account residing in the General Fund; and

WHEREAS, it is the Town’s intentions to use \$15,000 toward the expense of an architect to draw up design and construction plans for the Amenia Town Green Project in

conjunction with a donation of \$75,000 Amenia-Wassaic Community Organization (“AWCO”) to fund the design and construction plan documents; and

WHEREAS, a budget modification is necessary to increase appropriation line 7110.4.01 Parks Contractual by \$15,000 with the funding coming from the General Fund appropriated fund balance; and

WHEREAS, a further budget modification will also be necessary upon receipt of the \$75,000 donation to increase appropriation line 7110.4.01 and increase to donation income revenue account 2705.01 Gifts and Donations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The recitations set forth above are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Town Board of the Town of Amenia hereby authorizes the use of \$15,000 of funds from the #1532 Parks and Recreation bank account residing in the General Fund, as a partial payment towards the costs of architectural services for the Amenia Town Green Project design and construction documents.
3. The Town Board hereby authorizes the Supervisor to execute any and all documents to facilitate this Resolution.

Motioned By: C/Rebillard

Seconded By: C/Winters

The foregoing resolution was voted upon with all councilwomen/councilmen voting as follows:

Supervisor Blackman	Aye
Councilman Rebillard	Aye
Councilwoman Hamm	Aye
Councilman Winters	Aye
Councilwoman Ahearn	Aye

Dated: Amenia, New York
June 6, 2024


DAWN MARIE KLINGNER, TOWN CLERK