

**MINUTES OF A REGULAR MEETING
OF THE TOWN BOARD
OF THE TOWN OF NEW CASTLE
TUESDAY, August 13, 2024**

PRESENT: Victoria B. Tipp, Supervisor
Alexandra L. Chemtob, Council Member
Holly A.F. McCall, Council Member

ABSENT: Jeremy S. Saland, Deputy Supervisor
Jennifer Naparstek Klein, Council Member

**Resolution Recommending Westchester County Board of Legislators Renew and Reaffirm,
With Updates, the Terminal Use Agreements of Commercial Airlines Operating at
Westchester County Airport**

Council Member McCall moved, seconded by Council Member Chemtob, the following resolution:

I move to adopt the following resolution:

WHEREAS, on February 6, 2024, the Town of New Castle appointed representatives Andrea Meakem and Gregory Elders to serve on the Intermunicipal Airport Master Plan Task Force (Task Force) comprised of representatives of City of Rye, Village of Rye Brook, Village of Port Chester, Town of Greenwich, Town of New Castle, Town of North Castle; and

WHEREAS, the Task Force has met on four occasions in 2024 to deliberate on community concerns related to operations at the Westchester County Airport; and

WHEREAS, the Task Force has unanimously voted in favor of reaffirming the substance of the existing Terminal Use Agreements (TUAs) signed with the airlines, which expire December 31, 2024, pursuant to the 2004 Westchester County Terminal Use Procedures Law (TUP), as successor and complement to the 1994 Westchester County Airport Terminal Capacity Affirmation and Extension Agreement; and

WHEREAS, the Task Force unanimously supports adjusting the terminal use fees, terminal use operating costs, and ground handling service fees contained in the TUAs to represent current costs to the County; and

WHEREAS, the Task Force unanimously supports compensation of costs for the EMS services provided by Port Chester-Rye-Rye Brook Emergency Medical Services (EMS);

NOW, THEREFORE, BE IT RESOLVED, the Town of New Castle adopts the findings of the Task Force related to the TUAs and recommends that Westchester County negotiate, at its earliest convenience, new TUAs with all commercial airlines operating at the airport, with the following provisions:

1. TUA terms of 20 years or more, possibly with extensions if deemed appropriate by the County, but not less than the current 10 years, with two 5-year extensions.
2. TUA terms of a uniform duration for all TUAs as opposed to a single expiration date.

3. A provision that extends the airlines' agreement not to challenge the validity or legality of the TUP for 90 days following the expiration of the TUAs.
4. Fees and costs enumerated in the current TUAs adjusted to reflect current costs. We leave it to the discretion of the County whether and to include compensation of EMS costs to the EMS organization as part of the revised TUA or through some other mechanism.

VOTE	AYES	NAYS
Supervisor Tipp	X	
Deputy Supervisor Saland		ABSENT
Council Member Chemtob	X	
Council Member McCall	X	
Council Member Naparstek Klein		ABSENT

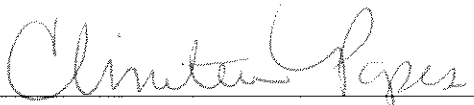
STATE OF NEW YORK)
) SS:

COUNTY OF WESTCHESTER)

I, CHRISTINA PAPES, Town Clerk of the New Castle Town Board, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said New Castle Town Board at a meeting duly called and held at the New Castle Town Hall, 200 South Greeley Avenue, Chappaqua, NY 10514 on August 13, 2024 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of New Castle, New York, this 14th day August, 2024.

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Christina Papes, Town Clerk, Town of New Castle