



Resolution

Date: July 18, 2024

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

On motion of Councilperson Jill Axelrod, seconded by Councilperson Randy Sellier, and unanimously approved, the following Resolution was adopted:

WHEREAS, the Town of Rye appointed Council member Jill Axelrod and Rye Neck resident Michelle Goodman to serve on the Intermunicipal Airport Master Plan Task Force (Task Force) comprised of representatives of City of Rye, Town 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 Rye adopts the findings of the Task Force related to the TUAs and recommends that the Westchester County Board of Legislators 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 Legislature whether and to include compensation of EMS costs to the EMS organization as part of the revised TUA or through some other mechanism.

ROLL CALL

AYES: Councilpersons Axelrod, Nardi, Sellier and Supervisor Zuckerman

NOES: None

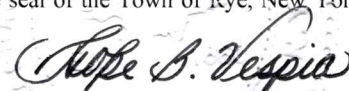
ABSENT: Councilperson Jaffee

Dated: July 18, 2024

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss:
TOWN OF RYE)

I, Hope B. Vespia, Town Clerk of the Town of Rye, New York, do hereby certify that I have compared the foregoing copy with a copy of the Resolution adopted by the Town Board of the Town of Rye, at a meeting held on July 18, 2024 at which time a quorum was present, and that the same is a true and correct transcript of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town of Rye, New York, on this 19th day of July, 2024.


Hope B. Vespia
Town Clerk