

RESOLUTION TO APPROVE CABLE FRANCHISE AGREEMENT
WITH VERIZON NEW YORK INC.

At the Regular Meeting of the Village Board of the Village of Buchanan, Westchester County, New York, held at Buchanan Municipal Building, 236 Tate Avenue, Buchanan, NY 10511 on the 6th day of May, 2025 at 7:00 P.M.

The meeting was called to order by Mayor Knickerbocker, the following were present:

PRESENT:	Mayor	Theresa Knickerbocker
	Deputy Mayor	Stephen Laker
	Trustee	Awilda Baez
	Trustee	Anthony Capicotti
	Trustee	Daniel Stewart

The following Resolution was introduced by _____ and seconded by _____.

WHEREAS, the Village of Buchanan (the “Village”) is a franchising authority in accordance with Title VI of the Communication Act, (see 47 U.S.C. §522(10)) and is authorized to grant one or more nonexclusive franchises pursuant to Article 11 of the New York Public Service Law, as amended, and Title 16, Chapter VIII, Parts 890.60 through 899 of the Official Compilation of Codes, Rules, and Regulations of the State of New York, as amended (collectively the “Cable Laws”); and

WHEREAS, the Village granted Verizon New York Inc., a corporation duly organized under the applicable laws of the State of New York (the “Franchisee”), effective as of November 8, 2007 a nonexclusive initial Franchise to install, maintain, extend, and operate a Cable System in the Village of Buchanan for a term of fifteen (15) years (the “Initial Franchise”); and

WHEREAS, the Franchisee has operated a Cable System in accordance with the Initial Franchise as of the effective date on its Telecommunications Facilities consisting of a Fiber to the Premises Telecommunications Network in the Village which also transmits Non-Cable Services pursuant to authority granted by Section 27 of the New York Transportation Corporations Law, as amended, and Title II of the Communications Act, which Non-Cable Services are not subject to the Cable Law or Title VI of the Communications Act; and

WHEREAS, pursuant to and in accordance with applicable federal and state law, the Village undertook a process to determine whether it should renew the Initial Franchise and the terms for such a renewal; and

WHEREAS, the Village has examined the past performance of Franchisee and has determined that Franchisee is and has been in material compliance with the Initial Franchise and applicable law; and

WHEREAS, the Village has examined the past quality of the Franchisee's service, including signal quality, response to consumer complaints, and billing practices, and has determined that Franchisee's practice has been reasonable in light of community needs; and

WHEREAS, the Village has examined the financial, legal and technical ability of the Franchisee to provide the services, facilities, and equipment as set forth in the proposed Renewal Agreement; and

WHEREAS, the Village has determined that the Franchisee's proposal is reasonable to meet the future cable-related community needs and interests; and

WHEREAS, the Village determined that Franchisee's Cable System is adequate and feasible in full public proceedings affording due process to all parties; and

WHEREAS, pursuant to and in accordance with applicable federal and state law, the Franchisee submitted to the Village a proposal to renew the Initial Franchise to operate a cable System in the franchise Area; and

WHEREAS, following good faith negotiations between the parties, the Village and Franchisee have agreed on the terms for a renewal Franchise under which Franchisee will continue to operate its Cable System in the Village; and

WHEREAS, the Village has determined that in accordance with the provisions of the Cable Law, the Franchise complies with the New York Public Service Commission's franchise standards and the grant of a nonexclusive franchise to Franchisee is consistent with the public interest; and

WHEREAS, a duly noticed Public Hearing, affording an opportunity for all those interested parties to be heard on the proposed Franchise Renewal Agreement was held before the Village on May 6, 2025; and

WHEREAS, the project, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York Department of Environmental Conservation promulgated pursuant to the

State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant effect on the environment,

NOW THEREFORE, BE IT RESOLVED, that the Village Board determines that it is in the best interest of the public to award the Franchise Renewal Agreement to the Franchisee; and be it

FURTHER RESOLVED that the Village Board authorizes the Mayor to enter into the Franchise Renewal Agreement with Verizon New York Inc. and to execute any other documents necessary to effectuate the granting of the franchise renewal on behalf of the Village of Buchanan.

ROLL CALL

VOTE

Mayor Theresa Knickerbocker	_____
Trustee Stephen Laker	_____
Trustee Awilda Baez	_____
Trustee Anthony Capicotti	_____
Trustee Daniel Stewart	_____

STATE OF NEW YORK)
COUNTY OF WESTCHESTER)

I, Cynthia Kempter, Village Clerk of the Village of Buchanan, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Village Board of the Village of Buchanan at a meeting of said Board held May 6, 2025.

CYNTHIA KEMPTER, Village Clerk