

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie will hold a public hearing on Wednesday the 5th day of May, 2021 at 7:00 P.M. at the *Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, to afford all interested parties an opportunity to be heard and seek public comment at which Altice (Cablevision of Wappinger Falls, Inc.) and others may be heard regarding a dispute of \$69,888 of franchise fees for the years ended December 31, 2013 through December 31, 2018. The full Resolution is available for review on our Town Website at www.townofpoughkeepsie.com, in the Public Hearings Section. Please see below for ZOOM Meeting sign on to continue to follow this matter

*Given the global COVID-19 pandemic, meeting will be accessible to the public through a media platform called Zoom in order to proceed with Town business and maintain social distancing requirements. Members of the community can access the Town Board meeting through Zoom by entering the

Meeting ID: 970 7044 7710

Password: 209684

or by following the link below:

<https://zoom.us/j/97070447710?pwd=NmVEdS9EY3d4VHM0UUNRV2JWeC9SZz09>

Through Zoom members of the community will be able to participate in the Town Board meeting via computer or phone audio. Members of the community can also simply call into the meeting using the following phone number: 1-929-205-6099 and the meeting ID and meeting password above. The meeting will also be broadcast live on Cablevision Channel 22 and Verizon Fios Channel 38.

Members of the public may also submit comments via email to the Town Clerk prior to the public hearing@ fsalvatore@townofpoughkeepsie-ny.gov

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
April 23, 2021

RESOLUTION 4:21 - #SC 2 OF 2021

WHEREAS, the Town of Poughkeepsie contracted with Cablevision of Wappingers Falls, Inc., d/b/a Altice, USA (“Altice”) by Franchise Renewal Agreement effective May 16, 2005 (the “Agreement”), to provide cable television service in the Town of Poughkeepsie; and

WHEREAS, Troy and Banks Consultants, LLC, on behalf of the Town performed an audit of the services provided and the payments made by Altice to the Town pursuant to the Agreement for the years ended December 31, 2013 through December 31, 2018, and found that it had underpaid the Town \$69,888 in franchise fees which together with New York State statutory interest thereon total \$96,858, and

WHEREAS, the Town has given Altice a 60 day notice to either cure the non-payment or provide a cure plan reasonably acceptable to the Town, which Altice has not done; now therefore

BE IT RESOLVED, that the Town of Poughkeepsie Town Board sets May 5, 2021 at 7:00 p.m. at the Town Hall, 1 Overocker Road, Poughkeepsie, New York 12603 as the time, date and place of a public hearing at which Altice will be entitled to present evidence and to be heard fully and fairly regarding the underpayment issues, notice of which hearing shall be provided to Altice and published in the Poughkeepsie Journal by the Town Clerk, and

BE IT FURTHER RESOLVED, that the Town of Poughkeepsie reserves to itself at the close of the above hearing its right to determine under the Agreement and otherwise whether and how to proceed as to the underpayment issue.

Dated: April 21st 2021

Moved: William Carlos

Seconded: Michael Cifone

Motion passes/ fails: Ayes 6 Nays 0

**via zoom*

		AYE	NAY	ABSTAIN
<u>PRESENT/ABSENT</u>	Councilman Renihan	<u>✓</u>	___	___
<u>PRESENT/ABSENT</u>	Councilman Carlos	<u>✓</u>	___	___
<u>PRESENT/ABSENT</u>	Councilwoman Lopez	<u>Absent</u>	___	___
<u>PRESENT/ABSENT</u>	Councilman Cifone	___	___	___
<u>PRESENT/ABSENT</u>	Councilman Krakower	<u>✓</u>	___	___
<u>PRESENT/ABSENT</u>	Councilwoman Shershin	<u>✓</u>	___	___
<u>PRESENT/ABSENT</u>	Supervisor Baisley	<u>✓</u>	___	___