

**17202**

February 8, 2011

TO: Board of Acquisition and Contract

FROM: Kathleen M. O'Connor, Commissioner  
Parks, Recreation and Conservation

RE: AUTHORITY TO ENTER INTO A LICENSE AGREEMENT WITH  
TOLVE AMUSEMENTS, INC., 251 FOREST AVENUE, RYE, NEW  
YORK 10580 TO OPERATE TWO ARCADES AT PLAYLAND PARK  
FOR THE 2011 OPERATING SEASON FOR A TERM COMMENCING  
MAY 1, 2011 AND TERMINATING OCTOBER 31, 2011

Authority is requested of this Board for the County of Westchester to enter into a license agreement with Tolve Amusements, Inc., 251 Forest Avenue, Rye, New York 10580 to operate two arcades at Playland Park, Rye, New York for the 2011 operating season for a term commencing May 1, 2011 and terminating October 31, 2011.

As consideration for this license privilege, Tolve Amusements, Inc. will pay the County of Westchester a license fee of \$150,000 for the 2011 operating season.

The goal and objective of this agreement is to increase County revenue while providing an additional entertainment option for Playland patrons. If this agreement were not in place, the two arcades would not be available for patron use. The County would also lose revenue as a result of the arcades not being open.

The objective of this agreement will be monitored using inspection and revenue reports.

This agreement is exempt from the County's procurement policy pursuant to Section 3 (b).

A Resolution is attached for your favorable consideration.

## RESOLUTION

Upon a communication from the Commissioner of the Department of Parks, Recreation and Conservation, be it hereby

**RESOLVED**, that the County of Westchester is authorized to enter into a license agreement with Tolve Amusements, Inc., 251 Forest Avenue, Rye, New York 10580 to operate two arcades at Playland Park, Rye, New York for the 2011 operating season for a term commencing May 1, 2011 and terminating October 31, 2011; and be it further

**RESOLVED**, that for this license privilege, Tolve Amusements, Inc. will pay the County of Westchester a license fee of \$150,000 for the 2011 operating season; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby empowered to execute any and all instruments and take such other actions as may reasonably be necessary to effectuate the purposes thereof.

APPROVED BOARD OF ACQUISITION & CONTRACT - 3-10-2011 - JOMAR NEIRA, SECRETARY

Original Agreement      \$150,000  
 First Amendment        \$  
**This Amendment**      \$            
 TOTAL                      \$150,000

Agreement #

Account to be  
 Charged/Credited

Fund	Dept	Major Program, Program & Phase  Or Unit	Object/ Sub-Object	Trust Account	Dollars
165	42	5520	9205		\$150,000

2011

Budget Funding Year(s) **2011** Start Date **5/1/2011** End Date **10/31/2011**  
 (must match resolution)

Funding Source Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

**\$150,000** Federal Aid \_\_\_\_\_

(must match resolution) Other \_\_\_\_\_ REVENUE \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 3-18-2011 - JOMARY VIEIRA, SECRETARY