

ID18264

Date: April 4, 2011

To: The Honorable Board of Acquisition and Contract

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

Re: **Resolution authorizing the County of Westchester to enter into a License Agreement with Hudson River Sloop Clearwater, Inc. for use of designated portions of Croton Point Park for purposes of holding a music festival known as the "Great Hudson River Revival" for the period June 6, 2011 through June 22, 2011 for a license fee of \$44,937.00**

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester, acting by and through the Department of Parks, Recreation and Conservation, to enter into a license agreement with Hudson River Sloop Clearwater, Inc. ("Clearwater"), for use of designated portions of Croton Point Park for the period June 6, 2011 through June 22, 2011 for purposes of holding a music festival known as the "Great Hudson River Revival" for a license fee of Forty Four Thousand Nine Hundred Thirty Seven (\$44,937.00) Dollars. The actual festival will be presented on Saturday, June 18th and Sunday, June 19th, 2011, rain or shine, between the hours of 10:00 a.m. and 8:30 p.m. The days preceding and following the festival will be used by Clearwater for unloading and loading equipment.

In consideration of the granting of the License, the Licensee will pay the County a license fee of Twelve Thousand Three Hundred Ninety Five (\$12,395.00) Dollars for use of designated tent and RV sites, cabins, lodges and picnic sites and Thirty Two Thousand Five Hundred Forty Two (\$32,542.00) Dollars for Department staff and County Police costs associated with the conduct of the festival, for a total license fee of Forty Four Thousand Nine Hundred Thirty Seven (\$44,937.00) Dollars.

During the event, Clearwater will be permitted to sell up to 150 camping passes, each of which shall include a weekend festival pass. Clearwater will pay the County \$10.00 for each camping pass sold. Camping will be permitted in an area designated by the County. In addition to the revenue generated through camp pass sales, the Department will collect and retain a \$10.00 per vehicle parking fee during the festival.

Hudson River Sloop Clearwater, Inc. is a 501(c)3 tax exempt nonprofit member supported corporation whose mission is to preserve and protect the Hudson River. The goal and objective of holding the Festival is to raise funds and consciousness on the plight of the Hudson River and the earth. The goals and objectives will support the public health, safety and/or welfare of the

County as all proceeds go directly to support Clearwater's environmental research, education and advocacy to help preserve and protect the Hudson River and its tributaries, as well as communities in the river valley. Additionally, this agreement promotes fiscal responsibility as the County will benefit from the revenue generated by it.

Department of Parks, Recreation and Conservation personnel will track and monitor the production of the event through frequent site visits.

This license agreement is exempt from the Westchester County Procurement Policy and Procedures pursuant to Section 3(b) thereof.

As I believe this agreement to be in the best interest of the County, I most respectfully recommend your Honorable Board's approval of the attached resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-21-2011 - JOMARY VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to enter into a license agreement with Hudson River Sloop Clearwater, Inc., Beacon, New York ("Clearwater"), for the period June 6, 2011 through June 22, 2011, for use of designated portions of Croton Point Park, Croton-on-Hudson, New York, for purposes of holding a music festival known as the "Great Hudson River Revival" on Saturday, June 18, 2011 and Sunday, June 19, 2011, rain or shine, between the hours of 10:00 a.m. and 8:30 p.m.; and be it further

RESOLVED, that in consideration of the granting of the License, the Licensee will pay the County a license fee of Twelve Thousand Three Hundred Ninety Five (\$12,395.00) Dollars for use of designated tent and RV sites, cabins, lodges and picnic sites and Thirty Two Thousand Five Hundred Forty Two (\$32,542.00) Dollars for Department staff and County Police costs associated with the conduct of the festival, for a total license fee of Forty Four Thousand Nine Hundred Thirty Seven (\$44,937.00) Dollars; and be it further

RESOLVED, that Clearwater will pay the County Ten (\$10.00) Dollars for each camping pass sold; and be it further

RESOLVED, that the County will collect and retain a Ten (\$10.00) Dollar per vehicle parking fee during the festival; and be it further

RESOLVED, that the County Executive or his duly appointed designee be, and hereby is authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-22-2011 - JAMES VILLY SECRETARY

Original Agreement \$44,937
 First Amendment \$
This Amendment \$ _____
 TOTAL \$44,937

Agreement #

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
165	42	4100	9553		\$44,937

Budget Funding Year(s) 2011 Start Date 6/6/11 End Date 6/22/11
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
\$ 44,937 Federal Aid _____
 (must match resolution) Other revenue _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-21-2011 - JOMARY VIEIRA, SECRETARY