

23490

December 7, 2011

TO: Board of Acquisition and Contract

FROM: Kathleen M. O'Connor
Commissioner

Mary Mahon
Director of Real Estate

RE: Authority to exercise five-year option to extend a license agreement with New York State Electric and Gas ("NYSEG") pursuant to which NYSEG will, at its sole cost, maintain, operate, inspect, repair and replace a pad mounted transformer near the main house at Lasdon Park, Arboretum & Veterans Memorial located in the Town of Somers for the period November 30, 2011 through November 29, 2016

The County entered into a license agreement with New York State Electric and Gas ("NYSEG") on November 30, 2006 to construct, install, inspect, maintain, operate, repair and replace at its sole cost a pad mounted transformer near the main house at Lasdon Park, Arboretum & Veterans Memorial located in the Town of Somers for the term November 30, 2006 through November 29, 2011 (the "License") with a renewal provision, at the option of either party, for an additional five (5) year period.

Authority is currently being requested to authorize the five-year renewal due to the continued need for electric power provided by the transformer. Both the County and NYSEG wish to exercise the option to extend the term of the license agreement for the period commencing November 30, 2011 and continuing through November 29, 2016. NYSEG will continue, at its sole cost, to maintain and operate the transformer in good and safe condition and make all repairs and replacements as necessary. All other terms and conditions of the License shall remain in full force and effect.

The goal of this agreement is to provide a safe electrical energy source for Lasdon Park. This equipment enabled the replacement of overhead wires with underground conduits and provides a direct connection which, as a result, reduces County staff maintenance and operation costs. This License will be monitored by the Parks Dept. to ensure compliance with all the terms of the license.

Accordingly, approval of the attached resolution by your Honorable Board is most respectfully requested.

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to extend a license agreement with New York State Electric and Gas (“NYSEG”) for the term November 30, 2006 through November 29, 2011, pursuant to which NYSEG, at its sole cost, constructed, installed, inspected, maintained, operated, repaired and replaced the pad mounted transformer near the main house at Lasdon Park, Arboretum & Veterans Memorial (the “License”) located in the Town of Somers for the period November 30, 2011 through November 29, 2016; and be it further

RESOLVED, that all other terms and conditions of the License shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments necessary to implement this Resolution.

Original Agreement \$
 First Amendment \$
This Amendment \$ _____
 TOTAL \$ n/a

Agreement #

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
n/a					

Budget Funding Year(s) 2011-2016 Start Date 11/30/11 End Date 11/29/16
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ n/a Federal Aid _____

(must match resolution) Other _____