

25498

May 7, 2012

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
MGE, INC., 4 MANHATTAN AVENUE, RYE, NEW YORK 10580 FOR
THE OPERATION OF A CONCESSION RIDE KNOWN AS THE "SKY
FLYER" AT PLAYLAND PARK FOR THE 2012 OPERATING
SEASON FOR A TERM COMMENCING MAY 5, 2012 AND
TERMINATING OCTOBER 31, 2012

Authority is requested of this Board for the County of Westchester to enter into a license agreement with MGE, Inc. for the operation of a concession ride known as the "Sky Flyer" at Playland Park, Rye, New York for the 2012 operating season for a term commencing May 5, 2012 and terminating October 31, 2012.

As consideration for this license privilege, MGE, Inc. will pay the County of Westchester a license fee of 42% of gross receipts during the operating season.

The goal and objective of this agreement is to increase County revenue while providing a safe attraction for Playland patrons. If this agreement were not in place, the "Sky Flyer" ride would not be available for patron use.

The objective of this agreement will be monitored using inspection and ridership 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 MGE, Inc., 4 Manhattan Avenue, Rye, New York 10580 for the operation of a concession ride known as the "Sky Flyer" at Playland Park, Rye, New York 10580 for the 2012 operating season for a term commencing May 5, 2012 and terminating October 31, 2012; and be it further

RESOLVED, that for this license privilege, MGE, Inc., will pay the County of Westchester a license fee of 42% of gross receipts during the operating season; and be it further

RESOLVED, that the County Executive or his 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.

Agreement #

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
165	42	5520	9201		\$82,000 est.

Budget Funding Year(s) **2012** Start Date **5/5/2012** End Date **10/31/2012**
(must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$82,000 Federal Aid _____

(must match resolution)

Other ESTIMATED REVENUE _____