

Memorandum (

Department of Parks, Recreation & Conservation

ID27742

June 26, 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

ASCOT PROPERTIES NYC, LLC FOR THE USE OF ITS PARKING LOT DURING COUNTY CENTER EVENTS WHERE OVERFLOW PARKING IS NEEDED FOR THE TERM JULY 22, 2012 THROUGH

JULY 21, 2613, AT A COST NOT TO EXCEED \$15,000

Authority is requested for your Honorable Board to authorize the County of Westchester to enter into a license agreement with Ascot Properties NYC, LLC, 46 Trinity Place, 2nd Floor, New York, NY ("Ascot") for the use of its parking lot located at 10 County Center Road by the public and County Center Staff attending certain County Center events where overflow parking is needed for the term July 22, 2012 through July 21, 2013, at a cost not to exceed Fifteen Thousand (\$15,000) Dollars, payable at the rate of \$750 per County Center Event.

The County will have use of the 268 spaces in the parking lot. It will be utilized for overflow parking for County Center vendors, employee parking as well as for paid guest parking. The County expenditure for the proposed license does not come from taxpayer funds, but rather will be funded through the additional revenue generated from parking fees charged to event attendees. The County will indemnify and hold harmless Ascot from and against any and all claims arising from the License.

The goal and objective of this agreement is to meet the parking demand at the County Center during popular concerts and events where overflow parking is needed and will hopefully increase attendance and revenue at the County Center. This agreement promotes fiscal responsibility as it will generate additional revenue with the increased availability of parking for the public. The goal and objective of this agreement will be monitored using attendance and revenue reports.

The proposed license is exempt from the Westchester County Procurement Policy pursuant to section 3(b) thereof.

A resolution authorizing a license agreement with Ascot for the County's use of their parking lot located at 10 County Center Road, White Plains for overflowers 1. parking lot located at 10 County Center Road, White Plains for overflow parking for the County Center for the term July 22, 2012 through July 21, 2013 is attached for your

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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 Ascot Properties NYC, LLC, 46 Trinity Place, 2nd Floor, New York, NY 10006 ("Ascot") for the use of its parking lot located at 10 County Center Road by the public and County Center Staff attending certain County Center Events where overflow parking is needed for the term July 22, 2012 through July 21, 2013 (the "License") with a license fee not to exceed Fifteen Thousand (\$15,000) Dollars, payable at the rate of \$750 per event; and be it further

RESOLVED, that the County will also indemnify and hold Ascot harmless from and against any and all claims arising from the License; 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.

Agreement #

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
165	42	7150	9080		\$15,000

Budget Funding Year(s) (Must match resolution)	2012-13	Start Date	7/22/2012	End Date <u>7/2</u>	1/2013	
Funding Source	Tax Dollars					
	State Aid					
\$15,000	Federal Aid					
(must match resolution)	Other	Revenue				