



38300

February 4, 2014

To: Board of Acquisition and Contract

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

Re: **Resolution authorizing the County of Westchester to enter into a License Agreement with Southern Westchester BOCES for use of approximately 125 parking spaces at Saxon Woods Park during the period of February 15, 2014 through December 31, 2014 at a monthly License fee of \$5,000**

Authority is requested for the County to enter into a License Agreement with Southern Westchester BOCES, 17 Berkley Drive, Rye Brook, New York 10573 (hereinafter the "Licensee") for use of approximately 125 parking spaces at Saxon Woods Park during February 15, 2014 through June 14, 2014 and during September 2, 2014 through December 31, 2014. As consideration for the privilege of operating this License, the Licensee agrees to pay the County a license fee of Five Thousand (\$5,000) Dollars for each month of use. The Licensee will not have access to the parking spaces from mid June through Labor Day, the Park's summer operating season. If the parking spaces are utilized for the full eight months, the Licensee shall pay a License fee of up to \$40,000.

The Licensee approached the County about use of the parking spaces until the construction completion of an additional parking lot at their office located at 450 Mamaroneck Avenue, Harrison, New York.

This agreement promotes fiscal responsibility in that it provides additional revenue to the County. This License will be monitored by the Parks Department to ensure compliance with all the terms of the License.

This agreement is exempt from the Westchester County procurement policy pursuant to Section 3 (b), thereof.

Accordingly, your favorable action on the annexed Resolution is most respectfully urged and recommended.

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 Southern Westchester BOCES, 17 Berkley Drive, Rye Brook, New York 10573 for use of approximately 125 parking spaces at Saxon Woods Park during the period February 15, 2014 through June 14, 2014 and September 2, 2014 through December 31, 2014; and be it further

RESOLVED, that as consideration for the privilege of this License, the Licensee shall pay to the County a license fee of Five Thousand (\$5,000) Dollars for each month of use for a maximum License fee of Forty Thousand (\$40,000) Dollars for the License term; and be it further

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

Original Agreement \$40,000*
This Amendment \$ _____
 TOTAL \$40,000*

Agreement # _____
 Account to be Charged/Credited _____

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
165	42	1100	9542		\$40,000*

Budget Funding Year(s) 2014 Start Date 02/15/14 End Date 12/31/14
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____

\$ 40,000* Federal Aid _____
 (must match resolution) Other Revenue _____

*estimated revenue