

42139

September 10, 2014

TO: Board of Acquisition and Contract

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

RE: Authority to amend the license agreement with Westchester Concessions, Inc., P.O. Box 283, Harrison, New York, 10528, a wholly owned subsidiary of Friends of Westchester County Parks, Inc., for the operation of the golf driving range concession at Dunwoodie Golf Course, Yonkers, New York to reduce the license fee by \$25,000 for 2015 and \$20,000 for 2016.

By Resolution dated December 22, 2011, the Board of Acquisition and Contract granted authority to extend the license agreement with Westchester Concessions, Inc., a wholly owned subsidiary of Friends of Westchester County Parks, Inc., ("Westchester Concessions") for the operation of the golf driving range at Dunwoodie Golf Course, Yonkers, New York, the period of January 1, 2012 through December 31, 2016.

Authority is hereby requested for the County of Westchester, acting by and through the Department of Parks, Recreation and Conservation to amend the license agreement with Westchester Concessions, to reduce the minimum license fee from \$115,000 to \$90,000 for 2015 and from \$115,000 to \$95,000 for 2016. All other terms and conditions of the license agreement shall remain the same.

Westchester Concessions requested that the license fee be reduced due to lower than expected revenue which has caused Westchester Concessions to have difficulty paying the license fee. Westchester Concessions, unlike other Westchester County Parks, Recreation and Conservation concessionaires, has created a substantial revenue stream back to the Friends of Parks, the 501C3 organization supports the Westchester County Parks Department. This has allowed Friends to purchase and donate specialized equipment and professional training that adds value to the County golf courses.

The goal of this agreement is to provide revenue for the County and important services for golfers. The objective of this agreement will be tracked and monitored by observations and interactions with staff and site visits.

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

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, be it hereby

**RESOLVED**, that the County of Westchester is hereby authorized to reduce the minimum license fee for Westchester Concessions, Inc. for the operation of the Dunwoodie Driving Range from \$115,000 to \$90,000 in 2015 and from \$115,000 to \$95,000 in 2016; and be it further

**RESOLVED**, all other terms and conditions of the agreement shall remain the same; 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.

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/09/2014 - NOMAR KATMA, SECRETARY

Original Agreement       \$ 480,000  
 First Amendment       \$ 530,000  
**This Amendment**       **\$ (45,000)**  
 TOTAL                     \$ 965,000\*

Agreement #

Account to be  
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars	
165	42	3050	9246		(\$25,000)	2015
165	42	3050	9246		(\$20,000)	2016

Budget Funding Year(s) 2015-2016 Start Date 1-1-15 End Date 12-31-16  
 (must match resolution)

Funding Source Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

\$(45,000) Federal Aid \_\_\_\_\_  
 (must match resolution)

Other PRC Revenue

\*Estimated

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/18/2014 - JOHANNY VIEIRA, SECRETARY