

ID 52261

June 22, 2016

To: Honorable Members of the Board of Acquisition and Contract

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

Re: **Authority to enter into an intermunicipal agreement with the Town of Cortlandt for the use of a portion of vacant land on the Briarcliff-Peekskill Parkway in the Town of Cortlandt for municipal recreation purposes from November 1, 2014 to October 31, 2019.**

Act No. 2016-169, adopted by the Board of Legislators on June 6, 2016 authorized the County of Westchester to enter into an intermunicipal agreement with the Town of Cortlandt for the area of approximately 2.5 acres known as the Maple Avenue Playground, for recreational purposes, for an annual license fee of \$200. The Town of Cortlandt will maintain and supervise the licensed premises at their sole expense. The area is known and described in Sheet 7 of the Briarcliff-Peekskill Parkway Maps as a portion of Parcel 8, in the Town of Cortlandt. The authorized term of the license agreement is from November 1, 2014 to October 31, 2019. Since 1956, the Town has used the property pursuant to license agreements solely for municipal recreation purposes and has kept the property open to all County residents.

The ultimate goal of the agreement will be for the public good by providing for a location for recreational activities. This agreement promotes fiscal responsibility as the County will benefit from the revenue generated by the License Agreement. The objective of this agreement is to allow the Town to maintain the area and provide revenue to the County and it will be tracked and monitored by site visits by Department of Parks, Recreation and Conservation staff.

This IMA is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3 (a)(iii) thereof.

I recommend the adoption of the annexed Resolution.

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an intermunicipal agreement ("IMA") with the Town of Cortlandt (the "Town") to license a portion of parkland approximately 2.5 acres known as the Maple Avenue Playground and described in Sheet 7 of the Briarcliff-Peekskill Parkway Maps as a portion of Parcel 8, in the Town of Cortlandt, for a term of five (5) years from November 1, 2014 through October 31, 2019, to be used solely for municipal recreational purposes; and be it further

RESOLVED, that the Town shall pay to the County an annual license fee of \$200.00 and shall be responsible for all costs and expenses related to the maintenance and supervision of the property; and be it further

RESOLVED, that the IMA shall contain provisions requiring that the licensed premises shall be open to and benefit all County residents; and be it further

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

Original Agreement \$1,000
 First Amendment \$
This Amendment \$
 TOTAL \$1,000

Agreement #
 Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars	
165	42	1100	9542		600.00	2016
165	42	1100	9542		200.00	2017
165	42	1100	9542		200.00	2018

Budget Funding Year(s) 2016-2018 Start Date 11/1/14 End Date 10/31/19
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
\$ 1,000.00 Federal Aid _____
 (must match resolution) Other Revenue _____