

**ID56686**

May 2, 2017

TO: Board of Acquisition and Contract

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

RE: Authority to enter into a license agreement with the County Tennis Club of Westchester, Inc., 5 Brook Lane, Scarsdale, New York 10583 for approximately 2.5 acres of land including a clubhouse building and nine tennis courts located on the Bronx River Parkway in the Village of Scarsdale for the term of February 1, 2017 and ending January 31, 2022 with the sole option of the County to extend the license for an additional period of five years for a license fee to be determined.

Authority is requested to enter into a license agreement with the County Tennis Club of Westchester, Inc., 5 Brook Lane, Scarsdale, New York 10583 for approximately 2.5 acres of land including a clubhouse building and nine tennis courts located on the Bronx River Parkway for recreational purposes, from February 1, 2017 through January 31, 2022, with the sole option of the County to extend the license for the period of February 1, 2022 through January 31, 2027 for a license fee to be determined.

The County Tennis Club of Westchester, Inc. has operated since 1912 on the grounds which it now occupies and preceded the building of the Bronx River Parkway. County Tennis maintains the club house and tennis courts.

County Tennis has agreed to pay the County the following annual license fees:

February 1, 2017 through January 31, 2018 - \$17,665  
February 1, 2018 through January 31, 2019 - \$17,665  
February 1, 2019 through January 31, 2020 - \$17,665  
February 1, 2020 through January 31, 2021 - \$17,665  
February 1, 2021 through January 31, 2022 - \$17,665.

In addition to the above license fee, County Tennis will furnish and install plantings on the attached schedule along the western edge of the fence at an estimated materials cost of \$4,480, which shall be phased in and completed no later than September 30, 2021.

The public purpose of this agreement to provide a unique recreation opportunity for County residents at no additional cost to the County. The goal of this agreement is to provide revenue to the County while enhancing recreation opportunities. 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.

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/25/2017 - LISA MRIJAJ, SECRETARY

## 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 hereby authorized to enter into a license agreement with the County Tennis Club of Westchester, Inc., 5 Brook Lane, Scarsdale, New York 10583 for approximately 2.5 acres of land including a clubhouse building and nine tennis courts located on the Bronx River Parkway for recreational purposes for the term of February 1, 2017 through January 31, 2022; and be it further

**RESOLVED**, that for the privilege of operating this license, County Tennis shall pay to the County the following annual license fees:

February 1, 2017 through January 31, 2018 - \$17,665  
February 1, 2018 through January 31, 2019 - \$17,665  
February 1, 2019 through January 31, 2020 - \$17,665  
February 1, 2020 through January 31, 2021 - \$17,665  
February 1, 2021 through January 31, 2022 - \$17,665; and be it further

**RESOLVED**, that as an additional license fee, the County Tennis Club shall furnish and install plant materials on the attached schedule at an estimated cost of \$4,480 no later than September 30, 2021; and be it further

**RESOLVED**, that the County, at its sole option, may extend the license for an additional period from February 1, 2022 through January 31, 2027 for a license fee to be determined; 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.

Original Agreement \$88,325  
 First Amendment \$  
**This Amendment** \$ \_\_\_\_\_  
 TOTAL \$88,325

Agreement #

Account to be  
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars	
165	42	6100	9246		17,665	2017
165	42	6100	9246		17,665	2018
165	42	6100	9246		17,665	2019
165	42	6100	9246		17,665	2020
165	42	6100	9246		17,665	2021

Budget Funding Year(s) 2017-2021 Start Date 02-01-17 End Date 1-31-22  
 (must match resolution)

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

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

**\$88,325** Federal Aid \_\_\_\_\_

(must match resolution)

Other Revenue

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/22/2017 - USA MARIJAJ, SECRETARY

**County Tennis Club - Plant List For Installation**

Quantity	Plant Name	Size	Root	Remarks	Price/Unit (estimate)	Cost
8	Amelanchier arborea "autumn sunset" Downy Shadblow	6'-7' ht.	B&B	single stem	\$ 150	\$ 1,200
6	Hamamelis Virginian - Witchhazel	4'-5' ht.	B&B	full	\$ 80	\$ 480
8	Juniperus virginiana - Red Cedar	7'-8' ht.	B&B	full	\$ 145	\$ 1,160
8	Thuja Plicata - Western Red Cedar	7'-8' ht.	B&B	full	\$ 145	\$ 1,160
6	Viburnum prunifolium - Blackhaw Vibrunum	4'-5' ht.	B&B	full	\$ 80	\$ 480
Total						\$ 4,480

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/25/2017 LIST MR. JAMES SECRETARY