

65410

October 9, 2018

To: Board of Acquisition and Contract

From: Hugh J. Greechan, Jr., P.E.
Commissioner of Public Works and Transportation

Gary A. Friedman, Esq.
Director of Real Estate

Re: Authority to enter into a license agreement with the Town of Mount Pleasant allowing the Town to use an approximately five (5) acre site located on the Grasslands Reservation for municipal recreation. (License Agreement No. 18-930)

Authority is requested for the County of Westchester to enter into a license agreement with the Town of Mount Pleasant ("Town") whereby the County will grant the Town a license to use an approximately five (5) acre site located on the Grasslands Reservation (the "Site") for municipal recreation. The Site, containing a baseball field, parking lot and various structures, is located at 63 Bradhurst Avenue Hawthorne, New York. Since at least 1976, the County has permitted the Town to use the Site for municipal recreation purposes.

The Town has proposed a new five (5) year license agreement for a term from October 1, 2018 through September 30, 2023, in order to continue its use of the Site which will be open to all County residents. The agreement, with an annual license fee of \$200.00, will require the Town to be solely responsible for the maintenance and supervision of the Site. The Town will also defend and indemnify the County for all liability which may arise concerning the Site.

This license agreement serves a public purpose as it will provide the general public use of this property and will provide revenue to the County.

This license is exempt from the County's Procurement Policy pursuant to Section 3(b) therein.

An appropriate Resolution is attached for your consideration.

HJG/GAF/DLV/dv

RESOLUTION

Upon a communication from the Commissioner of Public Works and Transportation and the Director of Real Estate, be it hereby

RESOLVED, that the County of Westchester (the "County") is authorized to enter into a license agreement with the Town of Mount Pleasant ("Town") whereby the County will grant the Town a license to use an approximately five (5) acre site located on the Grasslands Reservation (the "Site") for municipal recreation. The Site, containing a baseball field, parking lot and various structures, is located at 63 Bradhurst Avenue, Hawthorne, New York; and be it further

RESOLVED, that the term of the agreement shall be from October 1, 2018 through September 30, 2023; and be it further

RESOLVED, that the agreement shall require that the Site be open to all County residents and that the Town be solely responsible for the maintenance and supervision of the Site; and be it further

RESOLVED, that in consideration of the license granted, the Town shall pay the County an annual license fee of \$200.00. The Town shall also defend and indemnify the County for all liability which may arise concerning the Site; 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.

License Agreement No. 18-930

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	46	3400	9274		\$200.00 (2018)
	101	46	3400	9274		\$200.00 (2019)
	101	46	3400	9274		\$200.00 (2020)
	101	46	3400	9274		\$200.00 (2021)
	101	46	3400	9274		\$200.00 (2022)

Budget Funding Year(s) 2018-2022 Start Date 10/01/18 End Date 09/30/23
 (must match resolution)

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