

15648

December 2, 2010

TO: Board of Acquisition and Contract

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

RE: Authority to enter into an Assumption Agreement with RWS and Associates Entertainment, Inc., effective January 1, 2011, of the County's License Agreement with American Entertainment Productions, Inc. (Contract PRC-689), to provide an entertainment package consisting of musical revues, DJ, strolling entertainment, strolling band, performers for costumed characters or other mutually agreed upon entertainment at Playland Park through September 1, 2014

The County of Westchester entered into a License Agreement dated April 20, 2010 with American Entertainment Productions, Inc., 1846 Hightower Drive, Columbus, Ohio 43235 to provide an entertainment package consisting of musical revues, DJ, strolling entertainment, strolling band, performers for costumed characters or other mutually agreed upon entertainment at Playland Park for the term commencing May 1, 2010 and terminating September 1, 2014 (the "Agreement"), with the sole option on the part of the County to extend the agreement for an additional period of five years.

The County has recently been informed that American Entertainment Productions, Inc. has ceased to operate and its business operations have been acquired by RWS and Associates Entertainment, Inc., an entertainment company which is qualified and prepared to perform services for the County at Playland Park. RWS and Associates Entertainment, Inc. would like to assume the rights and obligations of American Entertainment Productions, Inc. upon the same terms and conditions as contained in the Agreement. Upon review by the Department, we recommend the assumption of this Agreement by RWS and Associates Entertainment, Inc. as it is in the best interests of the County.

Therefore, authority of your Honorable Board is requested to consent to the Assumption of Contract PRC-689. All terms of the original Agreement shall remain the same. Approval of the attached resolution is respectfully requested.

KMO/DI:sw

RESOLUTION

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

RESOLVED, that the County of Westchester is authorized to enter into an Assumption Agreement, effective January 1, 2011, with RWS and Associates Entertainment, Inc., 1560 Broadway, Suite 712, New York, NY 10036, of an Agreement between the County and American Entertainment Productions dated April 20, 2010 to provide an entertainment package at Playland Park from May 1, 2010 through September 1, 2014 (“Contract PRC-689”); and be it further

RESOLVED, that all other terms and conditions of Contract PRC-689 shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby empowered to execute any and all instruments and take such other actions as may reasonably be necessary to effectuate the purposes thereof.

Agreement # PRC-689

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
N/A					

Budget Funding Year(s) _____ Start Date: _____ End Date: _____
(must match resolution)

Funding Source Tax Dollars _____
State Aid _____

\$ _____ Federal Aid _____

(must match resolution)
Other _____