

Department of Parks, Recreation
& Conservation

15926

December 10, 2010

To: Board of Acquisition and Contract

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

Re: Resolution authorizing the County of Westchester to extend a License Agreement with the Ninth District, Federated Garden Clubs of New York State, Inc., for the use of space at Lasdon Park and Arboretum as their District Headquarters for the period of January 1, 2011 through December 31, 2015

On January 12, 2006, your Honorable Board authorized the County of Westchester, acting by and through the Department of Parks, Recreation & Conservation (the "Department"), to enter into a license agreement with the Ninth District, Federated Garden Clubs of New York State, Inc., Rte. 35, Katonah, New York 10536 (the "Garden Club") for a license for the use of space at the County facility known as Lasdon Park and Arboretum ("Lasdon Park") for use as their District Headquarters for the period from January 1, 2006 through December 31, 2010 with the County reserving an option, at its sole discretion, to extend the license for an additional five (5) year period at a license fee to be negotiated by the parties (the "Agreement").

On March 13, 2008, your Honorable Board for the County of Westchester approved a resolution to amend the Agreement with the Garden Club in order to decrease the annual license fee payable by the Garden Club to the County from \$2,400 to one (\$1.00) dollar; expand the in-kind compensation provided by the Garden Club to the County to include a minimum of two (2) flower shows or programs per year on horticultural topics; provision of various support services to the County during events and programs at Lasdon Park; allowing the County to utilize various items of personal property belonging to the Garden Club and stored at Lasdon Park for various events and programs held by the County at Lasdon Park; and use by the County of Room No. 1 on the second floor of the Main House, when not in use by the Garden Club, for small meetings when necessary. The amendment was effective retroactive to January 1, 2008.

The County now desires to exercise its option to extend the term of the License Agreement for an additional five year term commencing January 1, 2011 through December 31, 2015 under the same terms and conditions.

The goal of this agreement is to allow for the continued support of programs offered at Lasdon. This organization represents all the major garden clubs within the County making up approximately 900 individuals who support the Park. Additionally, the Garden Club raises funds for the Conservatory project through donations from their

shows. The objective of this agreement will be tracked and monitored by Park staff who organize the various events and programs.

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 - 12/22/2010 - JOMARY VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to extend the license agreement with the Ninth District, Federated Garden Clubs of New York State, Inc., Rte. 35, Katonah, New York 10536 (the "Garden Club"), for use of space at the County facility known as Lasdon Park and Arboretum for use as their District Headquarters for the period of January 1, 2011 through December 31, 2015; and be it further

RESOLVED, that for the privilege of using the licensed area, the Garden Club will pay to the County an annual license fee of \$1.00; and be it further

RESOLVED, that the Garden Club will provide, at no cost to the County, a minimum of two (2) flower shows or programs per year on horticultural topics offered to the general public; various support services to the County during events and programs at Lasdon Park; allow the County to utilize various items of personal property belonging the Garden Club and stored at Lasdon Park for various events and programs held by the County at Lasdon Park; and allow the County use of Room No. 1 on the second floor of the Main House, when not in use by the Garden Club, for small meetings when necessary; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/22/2010
DOMINICA M. VIERA, SECRETARY

Original Agreement \$5.00
 First Amendment \$
This Amendment \$
 TOTAL \$5.00

Agreement #

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars	
165	42	5100	9289		\$1.00	2011
165	42	5100	9289		\$1.00	2012
165	42	5100	9289		\$1.00	2013
165	42	5100	9289		\$1.00	2014
165	42	5100	9289		\$1.00	2015

Budget Funding Year(s) 2011-2015 Start Date 1/1/11 End Date 12/31/15
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ 5.00 Federal Aid _____

(must match resolution) Other revenue _____

APPROVED BOARD OF ACQUISITION & CONTRACT 12/22/2010 - JOMARY WEIRA, SECRETARY