

26953

May 18, 2012

TO: Board of Acquisition and Contract

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

RE: **AUTHORITY TO AMEND A RESOLUTION THAT AUTHORIZED
A LICENSE AGREEMENT WITH BIG BAR ENTERTAINMENT,
LLC FOR THE USE OF PLAYLAND TO HOLD CONCERTS
DURING THE 2012 OPERATING SEASON IN ORDER TO ADD SLP
CONCERTS, LLC AS AN ADDITIONAL LICENSEE**

On April 5, 2012 your Honorable Board approved a resolution authorizing the County of Westchester to enter into a license agreement with Big Bar Entertainment, LLC, 583 City Island Avenue, Bronx, NY 10464 ("Big Bar") for the use of Playland Park, Playland Parkway, Rye, New York 10580 to hold concerts (the "Resolution") for the period May 7, 2012 through September 10, 2012 (the "Agreement"). The Agreement was never executed.

Authority is currently being sought to add SLP Concerts, LLC, 132 Kings Highway E, Suite 201, Haddonfield, NJ 08033 ("SLP") as an additional licensee who shall be jointly and severally liable with Big Bar for all license obligations. SLP will provide the talent, sound engineer, stage security and personnel, marketing and promotion of the shows along with Big Bar. Adding SLP as a licensee will improve the pool of talent for the Playland concerts and will expedite ticket sales since SLP has a standing account with Ticketmaster. As compensation for sharing the provision of services pursuant to this license, SLP will make payments to the County from the Ticketmaster proceeds for Monday concerts in the minimum amount of \$25,000 or 17% of gate receipts, whichever sum is greater. The County will continue to split the parking revenue with Big Bar for the Monday concerts. At the time that the original Resolution was approved, Big Bar was not aware that SLP was available to participate in the concert series.

All other terms and conditions of the Resolution shall remain in full force and effect.

A resolution amending the Resolution to add SLP as an additional Licensee is attached for your favorable consideration.

KMO/DI

RESOLUTION

WHEREAS, on April 5, 2012, the Board of Acquisition and Contract approved a resolution which authorized the County of Westchester to enter into a license agreement with Big Bar Entertainment, LLC, to provide concerts at Playland Park; and

WHEREAS, an additional Licensee, SLP Concerts, LLC, should be added to the License Agreement.

NOW, therefore, be it

RESOLVED, that the resolution adopted on April 5, 2012 which authorized the County of Westchester to enter into a license agreement with Big Bar Entertainment, LLC to provide concerts at Playland Park (the "Resolution") is hereby amended to add SLP Concerts, LLC ("SLP") as an additional Licensee for the provision of the talent, sound engineer, stage security and personnel, marketing and promotion of the shows along with Big Bar who shall each be jointly and severally liable for all license obligation; and be it further

RESOLVED, that for each Monday concert, SLP will pay the County of Westchester as a License Fee a minimum of Twenty Five Thousand (\$25,000) Dollars or 17% of the gate receipts, whichever sum is greater. Parking revenue for each Monday concert will be split Fifty (50%) Percent for Playland and Fifty (50%) Percent for Big Bar; and be it further

RESOLVED, that all other terms and conditions of the Resolution shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly 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.

Account to be Charged/Credited

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

Budget Funding Year(s) 2012 Start Date 5/7/2012 End Date 9/10/2012
(Must match resolution)

Funding Source Tax Dollars _____

State Aid _____

_____ Federal Aid _____
(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACTS 06/07/2012 - SOMARIVERA, SECRETARY

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/07/2012 - JOMARY VIEIRA, SECRETARY