

ID 57666

June 27, 2017

To: Honorable Members of the Board of Acquisition and Contract

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

Re: Authority for the County of Westchester to enter into an intermunicipal agreement with the Village of Sleepy Hollow whereby the Village will operate and maintain Kingsland Point Park on behalf of the County.

Authority is requested for the County of Westchester to enter into an intermunicipal agreement ("IMA") with the Village of Sleepy Hollow ("Village") whereby the Village will operate and maintain Kingsland Point Park on behalf of the County.

Since 2003, the Village has been responsible for the operation and maintenance and scheduling of the park pursuant to a series of IMAs with the County that your Honorable Board authorized. It is proposed that this arrangement be continued.

Under the proposed new IMA, the Village will be responsible for the operation, maintenance and scheduling of the park at its own expense, while the County will be responsible for providing security. The County will also finance any structural improvements to the lighthouse and seawall that exceed \$20,000 per calendar year. The park will continue to be available to all Westchester County residents on an equal basis. Also, any fees charged for the use of any part of the park will be subject to prior County approval. The term of this IMA will be five years with an annual license fee of \$1.00.

The proposed IMA will permit the Village to enter into a sub-license for the use of portions of the park with Teatown Lake Reservation, Inc. for education classes at the bathhouse under substantially the same terms and conditions that this organization is currently using the park. In addition, the IMA will permit the Village to enter into a sub-license for the use of portions of the park by SEAS Westchester for sailing classes and by a kayak concession.

The ultimate goal of the agreement will be for the public good by providing for a location for recreational activities. This agreement promotes fiscal responsibility as the County will benefit from the Village maintaining the area. The objective of this agreement is to allow the Village to maintain the area and it will be tracked and monitored by site visits by Department of Parks, Recreation and Conservation staff

The Board of Legislators authorized this IMA pursuant to Act No. 93-2017.

This IMA is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3 (a)(iii) thereof.

I recommend the adoption of the annexed Resolution.

KOC/DLV/dv

RESOLUTION

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

RESOLVED, that the County of Westchester is authorized to enter into an intermunicipal agreement (“IMA”) with the Village of Sleepy Hollow (“Village”) whereby the Village shall operate and maintain Kingsland Point Park on behalf of the County; and be it further

RESOLVED, that pursuant to the IMA, the Village shall be responsible for the operation, maintenance and scheduling of the park at its own expense. The County shall be responsible for security. In addition, the County shall finance any structural improvements to the lighthouse and seawall that exceed \$20,000 per calendar year. The facility shall continue to be available to all Westchester County residents on an equal basis. Any fees charged for the use of any part of the park shall be subject to prior County approval; and be it further

RESOLVED, that the annual license fee will be \$1.00; and be it further

RESOLVED, that the term of the IMA shall be from January 1, 2017 through December 31, 2021; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be Charged/Credited

| Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub Object | Trust Account | Dollars | |
|------|------|--|--------------------|---------------|---------|------|
| 165 | 42 | 1100 | 9289 | | 1.00 | 2017 |
| 165 | 42 | 1100 | 9289 | | 1.00 | 2018 |
| 165 | 42 | 1100 | 9289 | | 1.00 | 2019 |
| 165 | 42 | 1100 | 9289 | | 1.00 | 2020 |
| 165 | 42 | 1100 | 9289 | | 1.00 | 2021 |

Budget Funding Year(s) 2017-2021
 (must match resolution)

Start Date 1/1/17 End Date 12/31/21

Funding Source Tax Dollars _____

State Aid _____

\$ 5.00 Federal Aid _____

(must match resolution)

Other Revenue _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/20/2017 - LISA MARIJAJ, SECRETARY