

ID 72842

November 25, 2019

TO: Board of Acquisition and Contract

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

RE: Exercise the option to extend the license agreement with E & R Friberg Enterprises, Ltd., 319 Woodcrest Lane, Mount Kisco, NY 10549, for a license to operate the food and refreshment concession at Willsons Woods Park, Mount Vernon, New York through December 31, 2021.

On October 26, 2017, this Board approved a resolution authorizing the County of Westchester (the "County") to enter into a two-year agreement with E & R Friberg Enterprises, Ltd., 319 Woodcrest Lane, Mount Kisco, NY 10549 for a license and operate the food and refreshment concession at Willsons Woods Park, Mount Vernon, New York, from January 1, 2018 through December 31, 2019 with the sole option of the County to renew the agreement for the period of January 1, 2020 through December 31, 2021.

Accordingly, the County would like to exercise its option to renew the agreement for the period of January 1, 2020 through December 31, 2021 at the following license fees:

In 2020, the license fee shall be the greater of \$22,000 or \$0.51 per bathing ticket sold in 2020.

In 2021, the license fee shall be the greater of \$22,000 or \$0.52 per bathing ticket sold in 2021.

A resolution is attached for your favorable consideration.

All other terms and conditions of the license agreement shall remain unchanged.

The public purpose of this agreement is to provide an important amenity to park patrons at Willsons Woods Park while at the same time providing revenue to the County.

The goal of this agreement is provide food and beverage service to patrons at Willsons Woods Park and the Willsons Waves wave pool and provide revenue to the County. The objectives of this agreement will be monitored by site visits and interaction with staff.

RESOLUTION

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

RESOLVED, that the license agreement with E & R Friberg Enterprises, Ltd., 319 Woodcrest Lane, Mount Kisco, NY 10549 to operate the food and refreshment concession at Willsons Woods Park, is hereby extended for the period of January 1, 2020 through December 31, 2021; and be it further

RESOLVED, that for the privilege of operating the concession, E& R Friberg Enterprises, Ltd. shall pay to the County the following license fees:

In 2020, the license fee shall be the greater of \$22,000 or \$0.51 per bathing ticket sold in 2020, and in 2021, the license fee shall be the greater of \$22,000 or \$0.52 per bathing ticket sold in 2021; and be it further

RESOLVED, that all other terms and conditions of the license agreement shall remain unchanged; 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.

Original Agreement \$42,500*
 First Amendment \$
This Amendment \$44,000*
 TOTAL \$86,500*

Agreement #

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars	
165	42	4450	9246		22,000*	2020
165	42	4450	9246		22,000*	2021

Budget Funding Year(s) 2021-2022 Start Date 1-01-20 End Date 12-31-21
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$44,000* Federal Aid _____

(must match resolution)

Other PRC Revenue

*Estimated