

95187

Date: August 3, 2022
To: Board of Acquisition and Contract
From: Kenneth W. Jenkins
Deputy County Executive
Re: Authority to enter into a Permit Agreement with the Power Authority of the State of New York for use of a meeting room at its facility in White Plains to host a conference on September 23, 2022.

Authority is hereby requested from your Honorable Board for the County of Westchester (the "County"), acting by and through its Office of Economic Development, to enter into a Permit Agreement with the Power Authority of the State of New York ("NYPA"), pursuant to which the NYPA will grant a permit (the "Permit") to the County for use of a meeting room on the lobby floor of NYPA's building at 123 Main Street in White Plains to host the Construction Job Fair on Friday, September 23, 2022, between the hours of 10:00 am and 2:00 pm.

There will be no charge to the County for use of the facility. However, the County must agree to indemnify NYPA as follows:

"Permittee shall pay and indemnify the Authority and the State of New York against any loss, expense or liability (including without limitation, judgments, attorney's fees, and court costs) which Authority or the State of New York incurs because of injury to or death of any person or on account of damage to property, or any other claim arising out of, in connection with, or as a consequence of, Permittee's use of the Site."

The Permit Agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(b) thereof.

Your Honorable Board's approval of the annexed resolution is most respectfully requested.

KWJ/RR/jpg
Attachment

RESOLUTION

Upon a communication from the Deputy County Executive, be it hereby

RESOLVED, that the County of Westchester (the “County”) is hereby authorized to enter into a Permit Agreement with the Power Authority of the State of New York (“NYPA”), pursuant to which the NYPA will grant a permit (the “Permit”) to the County for use of a meeting room on the lobby floor of NYPA’s building at 123 Main Street in White Plains to host the Construction Job Fair on Friday, September 23, 2022, between the hours of 10:00 am and 2:00 pm; and be it further

RESOLVED, that there will be no charge to the County for use of the facility. However, the County must agree to indemnify NYPA as follows:

“Permittee shall pay and indemnify the Authority and the State of New York against any loss, expense or liability (including without limitation, judgments, attorney’s fees, and court costs) which Authority or the State of New York incurs because of injury to or death of any person or on account of damage to property, or any other claim arising out of, in connection with, or as a consequence of, Permittee’s use of the Site.”

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.

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): _____
(must match resolution)

Start Date: _____ End Date: _____

Funding Source _____ Tax Dollars: _____
State Aid: _____
Federal Aid: _____
(must match resolution) Other: _____