

111619

August 12, 2025

To: Honorable Board of Acquisition and Contract

From: Hugh J. Greechan Jr., P.E.
Commissioner of Public Works and Transportation

Re: Authority to enter into License Agreement No. WCA 25009 with United States Of America, Acting Through Its Department Of Transportation, For Use By The Federal Aviation Administration of space at Westchester County Airport for the period from October 1, 2025 through September 30, 2030, with the FAA's option to renew the license for five more years.

Authority of your Honorable Board is requested for the County to enter into a license agreement with United States Of America, acting through its Department Of Transportation, for use by the Federal Aviation Administration ("FAA" or "Government") of space at Westchester County Airport (the "Airport") for the term from October 1, 2025 through September 30, 2030, with the FAA's option to renew the license for five additional years.

FAA will use the space for the construction, operation, and maintenance of FAA owned navigation, communication and weather aids for the support of Air Traffic Operations. The FAA facilities covered by this agreement are identified on the most current approved Airport Layout Plan (ALP) and/or other pertinent drawings.

The Government shall pay the Airport no monetary consideration. It is mutually agreed that the rights extended to the Government herein are in consideration of the obligations assumed by the Government in its establishment, operation and maintenance of facilities upon the premises.

The FAA agrees to remediate, at its sole cost, all hazardous substance contamination on the FAA facility premises that is found to have occurred as a direct result of the installation, operation, relocation and/or maintenance of the FAA's facilities covered by this contract. The County agrees to remediate at its sole cost, all other hazardous substance contamination found on the FAA facility premises. The County also agrees to hold the FAA harmless for all costs, liabilities and/or claims by third parties that arise out of hazardous contamination found on the FAA facility premises that are not directly attributable to the installation, operation and/or maintenance of the facilities.

The terms of the proposed license agreement will be tracked and monitored by the Airport Management staff of the Department of Public Works and Transportation.

This license agreement is exempt from the County Procurement Policy pursuant to Section 3(b) thereof.

I recommend approval of the attached proposed resolution.

HJG/DLV/dv

Attachment

RESOLUTION

Upon a communication from the Commissioner of Public Works and Transportation, be it hereby

RESOLVED, that the County of Westchester is hereby authorized to enter into a license agreement with **United States** Of America, acting through its Department Of Transportation, for use by the Federal Aviation Administration ("FAA" or "Government") of space at Westchester County Airport (the "Airport") for the term from October 1, 2025 through September 30, 2030, with the FAA's option to renew the license for five more years; and be it further

RESOLVED, FAA will use the space for the construction, operation, and maintenance of FAA owned navigation, communication and weather aids for the support of Air Traffic Operations. The FAA facilities covered by this agreement are identified on the most current approved Airport Layout Plan (ALP) and/or other pertinent drawings; and be it further

RESOLVED, that as consideration for the use of the licensed premises, the Government shall pay the Airport no monetary consideration. It is mutually agreed that the rights extended to the Government herein are in consideration of the obligations assumed by the Government in its establishment, operation and maintenance of facilities upon the premises; and be it further

RESOLVED, the FAA agrees to remediate, at its sole cost, all hazardous substance contamination on the FAA facility premises that is found to have occurred as a direct result of the installation, operation, relocation and/or maintenance of the FAA's facilities covered by this contract. The County agrees to remediate at its sole cost, all other hazardous substance contamination found on the FAA facility premises. The County also agrees to hold the FAA harmless for all costs, liabilities and/or claims by third parties that arise out of hazardous contamination found on the FAA facility premises that are not directly attributable to the installation, operation and/or maintenance of the facilities; and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute any instruments and to take any actions reasonably necessary to implement this Resolution.

RESOLUTION

Agreement No. WCA 25009

Account to be
Charged/credited

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

Budget Funding Year(s) 2025 – 2030 Start Date 10/1/2025 End Date 9/30/2030

(must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
\$ 0.00 Federal Aid _____
(must match resolution) Other Airport Special Revenue Fund