



Vedat Gashi
Chairman,
Westchester County
Board of Legislators

OnBase ID #111132

DATE: May 14, 2025

TO: The Honorable Board of Acquisition and Contract

FROM: Honorable Vedat Gashi
Chairman, Westchester County Board of Legislators

SUBJECT: Resolution authorizing the County of Westchester to enter into a permit agreement with the Village of Irvington for use of the Irvington Town Hall Theater on Tuesday, June 3, 2025, between the hours of 6:00 P.M. and 10:00 P.M., to hold a public listening session, and to agree to hold harmless and indemnify the Village in connection therewith.

Authority is sought for the County of Westchester (the "County"), acting by and through its Board of Legislators (the "Board"), to enter into a permit agreement with the Village of Irvington (the "Village") for the use of the Irvington Town Hall Theater (the "Theater") on Tuesday, June 3, 2025, between the hours of 6:00 P.M. and 10:00 P.M., to hold a public listening session. The Board expects between 50 to 100 attendees at the session.

The Board has advised that the Village, which owns the Theater, and the Irvington Theater Commission (the "Commission"), which governs the use of the Theater, have requested that the County agree to indemnify them, in writing, for any damage and/or injury that may result from the County's usage of its property in connection with the upcoming public information session. Accordingly, if approved by your Honorable Board, the attached resolution would also authorize the County to agree as follows:

"INDEMNITY AND INSURANCE – The County agrees to indemnify and hold harmless the Village and the Commission, their officers, trustees, employees, and agents against any and all claims, demands, causes of action, damages, costs and liabilities (including cost and liabilities of the Village and Commission with respect to its employees), in law or in equity, of every kind and nature whatsoever, directly or predominately resulting from or caused by the use and occupation of the facilities herein above described, whether such use is authorized or not, or from any act or omission of the County or any of its officers, agents, employees, guests, patrons, or invitees; and the County agrees, at its sole risk and expense, to defend any and all suits, actions or other legal proceedings which may be brought or instituted against the Village and/or Commission, their officers, trustees, employees and agents on any such claim, demand or cause of action, and the County agrees to pay and satisfy any judgment or decree which may be rendered against the Village and Commission, its officers, trustees, employees, and agents in any such suit, action or other legal proceedings; and the County agrees to pay for any and all damages to the property of the Village and Commission and for the loss or theft of any such property done or caused by the County, its officers, agents, employees, guests, patrons and invitees."

There will be no cost to the County for its use of the Theater.

The public purpose, as well as the goal and objective of this resolution, is to allow the Board to hold a public information session to increase public awareness about the Board's current legislative initiatives.

Accordingly, authority is respectfully sought for the County of Westchester to enter into this Agreement.

VG/jpg
Attachment

RESOLUTION

Upon a communication from the Chairman of the Westchester County Board of Legislators, it is hereby:

RESOLVED, that the County of Westchester (the "County"), acting by and through its Board of Legislators, is hereby authorized to enter into a permit agreement with the Village of Irvington to utilize the Irvington Town Hall Theater on Tuesday June 3, 2025 between the hours of 6:00 P.M. and 10:00 P.M., to hold a public listening session (the "Permit"); and be it further

RESOLVED, that in consideration for granting the Permit to the County, the County will agree to indemnify and hold harmless the Village and the Irvington Theater Commission (the "Commission"), as follows:

"INDEMNITY AND INSURANCE – The County agrees to indemnify and hold harmless the Village and the Commission, their officers, trustees, employees, and agents against any and all claims, demands, causes of action, damages, costs and liabilities (including cost and liabilities of the Village and Commission with respect to its employees), in law or in equity, of every kind and nature whatsoever, directly or predominately resulting from or caused by the use and occupation of the facilities herein above described, whether such use is authorized or not, or from any act or omission of the County or any of its officers, agents, employees, guests, patrons, or invitees; and the County agrees, at its sole risk and expense, to defend any and all suits, actions or other legal proceedings which may be brought or instituted against the Village and/or Commission, their officers, trustees, employees and agents on any such claim, demand or cause of action, and the County agrees to pay and satisfy any judgment or decree which may be rendered against the Village and Commission, its officers, trustees, employees, and agents in any such suit, action or other. legal proceedings; and the County agrees to pay for any and all damages to the property of the Village and Commission and for the loss or theft of any such property done or caused by the County, its officers, agents, employees, guests, patrons and invitees"; and be it further

RESOLVED, that there will be no cost to the County for the Permit; and be it further

RESOLVED, that the Chairman of the Westchester County Board of Legislators, or his duly authorized designee, is hereby authorized to execute any documents and take such 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	Sub-unit	Object/ Sub-Object	Dollars

Budget Funding Year(s)
(must match resolution)

Start Date _____ End Date _____

Funding Source

Tax Dollars _____

State Aid _____

Federal Aid _____

(must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/15/2025 - RAYMOND SCULKY, SECRETARY