

RESOLUTION NO. 2016286

RE: AUTHORIZATION FOR THE COUNTY EXECUTIVE TO EXECUTE AN ADDENDUM TO EXTEND THE LEASE AGREEMENT BETWEEN THE COUNTY OF DUTCHESS AND KEYSTONE PROFESSIONAL BASEBALL CLUB, INC. D/B/A THE HUDSON VALLEY RENEGADES

Legislators PULVER, MICCIO, BOLNER, SAGLIANO, FLESLAND, HORTON and LANDISI offer the following and moves its adoption:

WHEREAS, the County of Dutchess and Keystone Professional Baseball Club, Inc. d/b/a the Hudson Valley Renegades (the Renegades) entered into a ten (10) year Lease Agreement dated December 21, 2006, and

WHEREAS, said Lease Agreement expires on December 31, 2016, and

WHEREAS, representatives of the County and the Renegades have commenced negotiations for a new long term Lease Agreement, and

WHEREAS, the parties have determined that the negotiations will not be completed by December 31, 2016 and

WHEREAS, an Addendum to Extend Lease Agreement is annexed hereto which provides for a one year extension of the existing Lease Agreement for 2017 with a possible additional year for 2018 at the discretion of the Renegades, now, therefore, be it

RESOLVED, that the County Executive is authorized to execute the Addendum to Extend Lease Agreement in substantially the same form as annexed hereto.

CA-181-16
CAB/kvh/G-1068-L
11/17/16
Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 8th day of December 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 8th day of December 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): Existing Appropriations, Contingency,
 Transfer of Existing Appropriations, Additional Appropriations, Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

The 2017 budget reflects the terms of the current contract, therefore; there is no fiscal impact as a result of the contract extension.

Prepared by: Jessica White, Budget Office

ADDENDUM TO EXTEND LEASE AGREEMENT

This ADDENDUM, dated as of _____, 2016, by and between the County of Dutchess (the "County"), a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 and Keystone Professional Baseball Club, Inc. d/b/a the Hudson Valley Renegades (the "Club") for the lease of Dutchess Stadium (the "Stadium") located at Route 9D, Wappingers Falls, New York 12590.

WITNESSETH:

WHEREAS, the County and the Club entered into a lease agreement for the premises described above which commenced January 1, 2007 and is set to expire December 31, 2016 (the "Lease Agreement"); and

WHEREAS, the County and the Club wish to extend the term of the Lease Agreement for a period that will afford an appropriate opportunity to negotiate a new lease that will take into account the need for repairs and capital improvements at the Stadium; and

WHEREAS, the County and the Club mutually recognize the need for repairs and capital improvements necessary to restore and establish the Stadium as a first-class Minor League baseball facility.

NOW, THEREFORE, the parties hereto confirm and agree as follow:

LEASE EXTENSION: The County and the Club hereby agree to extend the Lease Agreement for a period of twelve (12) months, commencing January 1, 2017 and ending December 31, 2017.

TERMS AND CONDITIONS: All terms, conditions and provisions of the Lease Agreement are hereby incorporated by reference and shall continue in effect during this extended term as if set forth herein.

OPTION FOR FURTHER EXTENSION: Provided that the Club is not in default under the original terms and conditions of the Lease Agreement, the Club shall have the option to extend such agreement for a further additional term of twelve (12) months, commencing January 1, 2018 and ending December 31, 2018. Should the Club decide to exercise this extension option, it shall deliver notice to such effect to the County no later than October 31, 2017.

CONTEMPLATION OF NECESSARY REPAIRS AND IMPROVEMENTS: The County and the Club enter into this agreement with a mutual understanding that the parties will engage in good faith negotiations during the extension period to identify and finance repairs and capital upgrades needed to restore the Stadium as a first-class Minor League baseball facility during the period covered by a new and longer term lease agreement to be negotiated by the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum as of the day and year first above written.

AGREED TO AND ACCEPTED:

COUNTY OF DUTCHESS

KEYSTONE PROFESSIONAL
BASEBALL CLUB, INC.

By: _____

By: _____