

Warren County Board of Supervisors

RESOLUTION NO. 106 OF 2015

Resolution introduced by Supervisors Girard, Wood, Westcott, Monroe, Strough, Conover and Seeber

AUTHORIZING AGREEMENT WITH ADIRONDACK HOT AIR BALLOON FESTIVAL, INC., AND AUTHORIZING USE OF FLOYD BENNETT MEMORIAL AIRPORT - WARREN COUNTY, NEW YORK FOR 2015 ADIRONDACK HOT AIR BALLOON FESTIVAL

WHEREAS, Adirondack Hot Air Balloon Festival, Inc. has requested permission to hold the 2015 Adirondack Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York, on September 18, 19 and 20, 2015, now, therefore, be it

RESOLVED, that permission is hereby granted to Adirondack Hot Air Balloon Festival, Inc. to hold the 2015 Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York on September 18, 19, and 20, 2015, and be it further

RESOLVED, that Warren County enter into an agreement with Adirondack Hot Air Balloon Festival, Inc., 202 Ridge Street, P. O. Box 883, Glens Falls, New York 12801, which agreement shall provide that:

- (1) use of the Airport will not be on an exclusive basis;
- (2) all participating balloonists and participating organizations and vendors shall indemnify and hold the County harmless from and against any and all liability for claims for damage or injury arising out of the Festival activity relating to their participation;
- (3) insurance policy endorsements naming the County as an additional insured shall be delivered to the County Attorney's Office by Adirondack Hot Air Balloon Festival, Inc. no later than Tuesday following the event;
- (4) Adirondack Hot Air Balloon Festival, Inc. shall supply its own employees, workers and agents to do any work required on the premises for the conduct of the Festival;
- (5) Adirondack Hot Air Balloon Festival, Inc. shall, at its own costs and expense, repair any damage caused to County property and restore the same to the condition as it existed prior to the damage;
- (6) the County shall be responsible for the removal of all garbage, refuse and debris deposited on County property and resulting from the use and occupancy of the Floyd

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Bennett Memorial Airport - Warren County property by the visitors only to the Festival (not by the vendors or other activities sponsored by the Balloon Festival who are to remove their own garbage); (7) no pets shall be allowed on the premises; (8) prior approval by the County regarding the deduction of incidental expenses of the Adirondack Hot Air Balloon Festival associated with the parking/pedestrian collections if any; (9) Adirondack Hot Air Balloon Festival ("Festival"), its own offices and/or through local VFW or similar entity to sell premium parking passes and receive a flat rate of ten percent (10%) of all premium parking pass sales revenue received by the Festival to cover necessary administrative costs of the Festival and the Festival shall deliver to the County one hundred percent (100%) of all premium parking pass sales revenue received by the Festival, including all revenue generated from premium parking pass sales through local VFW not later than October 9, 2015 together with an accounting of all such revenue received by the Festival and the County in turn shall pay to the Festival a sum equal to ten percent (10%) of all such revenue for its administrative expenses; (10) a guided bicycle tour of the Airport during the day on Saturday, September 19, 2015 being organized by the Warren County Safe & Quality Bicycling Organization with all participants in the guided bicycle tour executing a waiver provided by the County prior to participating in the guided bicycle tour; and (11) such other terms and conditions as may be required by the County Attorney, and such agreement shall be in the form approved by the County Attorney.