

Warren County Board of Supervisors

RESOLUTION NO. 250 OF 2016

Resolution introduced by Supervisors Girard, Wood, Strough, Conover, Seeber, Beaty, Montesi, Braymer, Simpson, Leggett and MacDonald

**AUTHORIZING AGREEMENT WITH ADIRONDACK HOT AIR BALLOON FESTIVAL, INC., AND AUTHORIZING USE OF FLOYD BENNETT MEMORIAL AIRPORT - WARREN COUNTY, NEW YORK FOR 2016
ADIRONDACK HOT AIR BALLOON FESTIVAL**

WHEREAS, Adirondack Hot Air Balloon Festival, Inc. has requested permission to hold the 2016 Adirondack Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York, on September 23, 24 and 25, 2016, now, therefore, be it

RESOLVED, that permission is hereby granted to Adirondack Hot Air Balloon Festival, Inc. to hold the 2016 Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York on September 23, 24, and 25, 2016, 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 Inc., through its own offices and/or through a local VFW or similar entity may sell premium parking passes for 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 the local VFW, not later than October 7, 2016 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 and the County shall pay to the local VFW a sum equal to fifteen percent (15%) of all such revenue; and (10) 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.