

# Warren County Board of Supervisors

## RESOLUTION NO. 352 OF 2018

**RESOLUTION INTRODUCED BY SUPERVISORS DIAMOND, BEATY, LEGGETT, LOEB, GERAGHTY, STROUGH, SIMPSON, FRASIER, WILD, MCDEVITT AND SOKOL**

**AUTHORIZING AGREEMENT WITH ADIRONDACK HOT AIR BALLOON FESTIVAL, INC., AND AUTHORIZING USE OF FLOYD BENNETT MEMORIAL AIRPORT - WARREN COUNTY, NEW YORK FOR 2018  
ADIRONDACK HOT AIR BALLOON FESTIVAL**

WHEREAS, Adirondack Hot Air Balloon Festival, Inc. has requested permission to hold the 2018 Adirondack Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York, on September 21, 22 and 23, 2018, now, therefore, be it

RESOLVED, that permission is hereby granted to Adirondack Hot Air Balloon Festival, Inc. to hold the 2018 Hot Air Balloon Festival at the Floyd Bennett Memorial Airport - Warren County, New York on September 21, 22, and 23, 2018, 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 prior to 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 pedestrian and airfield parking collections, if any; (9) the Festival shall deliver to the County eighty-five percent (85%) of all pedestrian and airfield parking collections, less approved administrative expenses, received by the Festival not later than October 8, 2018 together with an accounting of all such revenue received by the Festival and, in turn, the Festival shall pay to the local charitable organization (VFW or similar) a sum equal to fifteen percent (15%) of all pedestrian and airfield parking collections received, less approved administrative expenses; and (10) such other terms and conditions as may be required by the County Attorney, and such agreement shall be in a form approved by the County Attorney, and be it further

RESOLVED, that this agreement may be extended annually without the need for further resolution upon mutual agreement of the parties and provided that the terms and conditions contained herein remain unchanged.