



## South Mountain Little League (SMLL) Town of Boonsboro – SMLL License Agreement Update Discussions

Mayor and Council Workshop Meeting

September 27, 2016

Ernie Harr – President SMLL

## Town of Boonsboro - SMLL Current License Agreement Status

- Originally Executed April 30, 1980 – Mayor Mullendore
  - Revocably/60 Days Notice/All improvements become absolute property of the Town
  - SMLL develops and maintains at their expense
  - Town prior approval of permanent structures
  - Hold harmless clause
  - Proof of insurance and Town named on insurance
  - Not assignable
- Amended October 21, 1980 – Mayor Herr
  - Revised term from two (2) years to twenty (20) years
  - Changed automatically terminates to renews
- Extended July 5, 1995 – Mayor Kauffman
  - Extended term from twenty (20) to thirty (30) years/October 6, 2010
  - Kept the automatically renews

## Drivers for Update

- More than twenty (20) years since last reviewed
- SMLL has approximately \$ 1 M in improvements at current replacement costs
  - Four (4) fields/\$ 50 K, \$ 200 K, \$ 200 K, \$ 250 K
  - Lights on one (1) field/\$ 150 K
  - Three (3) structures – Concession/Press Box, Storage, Press Box/\$ 150 K

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## Drivers for Update (cont.)

- SMLL is pursuing additional improvements
  - Presented to the Mayor and council on February 29, 2016
  - Lights on two (2) fields
    - \$ 150 K (Junior/Senior - 6 pole array)
    - \$ 120 K (Crampton Field – 4 pole array)
  - Adding Softball Division
    - Field improvements (grading/sculpting)/\$ 3 K
    - Support structures (fencing/dugouts)/\$ 8 K
- Request for consideration of adding a portion of the Town Farm land for expansion
  - Introduced during the February 29, 2016 presentation
  - Intermediate Division
  - Softball Division

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## SMLL – Important Considerations

- Evaluate to assess most appropriate/mutually advantageous agreement structure
  - License
  - Lease
  - Other
- Update to be comprehensive and compliant
  - Ensure consistent with all current requirements
  - No “holes”
    - Insurance coverage details
    - Reasonable cost assignments – (e.g., Emerald Ash Borer damage along run – 8 trees/fall hazard)
    - Improvements use control
    - Others as identified
- Consideration of importance to community and replacement costs in the event of a termination

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## Town of Boonsboro – Important Considerations

- ? (Discussion deferred until end of presentation)

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## Proposed Process and Schedule for Consideration

- Process
  - SMLL would obtain legal counsel to begin working with the Town on a draft document at our expense
  - SMLL supported by our legal counsel would work with the Town using an iterative process to finalize a mutually acceptable and beneficial final document for presentation to the Town for consideration of executing
- Schedule
  - Begin immediately
  - Goal date for an executed document/End of the calendar year

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## Questions/Discussions

- Questions
- Solicitation of input/feedback/suggestions

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