

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF TOWN CENTER LICENSE AGREEMENT TO KERSAT LANDSCAPING, INC., SUBJECT TO PERMISSIVE REFERENDUM

RESOLUTION 24-

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The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, the Town acquired title to 104 Auburn Road upon August 15, 2019, such land being part of the Town Center area; and

WHEREAS, the Town acquired such land subject to two leases, one of which is Kersat Landscaping, Inc. (the other being “Scoops”). Kersat Landscaping, Inc. requested an extension of its lease and an expansion of leasehold occupancy rights to assume in tenancy the entirety of the main building located upon such parcel; said lease expired on November 30, 2023; and said lease has been extended upon a month-to-month basis, which lease is hereby terminated and replaced with a license agreement, effective from the 1st day of January, 2024 through the 31st day of December, 2024; and

WHEREAS, the Town approved Resolution 24-78 on February 28, 2024, authorizing execution of Town Center multi-year license agreement to Kersat Landscaping, Inc. for a term ending on the 28th day of February, 2026; and

WHEREAS, a form of license has been drafted and approved and, upon due deliberation thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that Resolution 24-78 shall be replaced with this Resolution, and it is further

RESOLVED, that the one-year license to Kersat Landscaping, Inc. be and hereby is approved in substantially the form as presented and, subject to negotiation and approval of the final form thereof by the Town Supervisor, undertaken upon the advice and consent of the Town Attorney, and as so amended in their negotiated final form, the Town Supervisor be and hereby is authorized to execute the same by, for, on behalf of, and in the name of the Town of Lansing; and it is further

RESOLVED, that this Resolution be and hereby is subject to permissive referendum as required by Town Law § 64 and Town Law Article 7, and the Town Clerk is directed to publish a compliant notice of permissive referendum within 10 days of the adoption hereof.