

**Authorizing The Chair Of The Ulster County Legislature To Execute An Intermunicipal Shared Services Agreement With The Town Of Gardiner For Maintenance Of County Roads – Department Of Public Works (Highways And Bridges)**

Referred to: The Public Works, Capital Projects and Transportation Committee (Chairwoman Petit and Legislators Erner, Fabiano, Litts, and Nolan), and The Ways and Means Committee (Chairman Gavaris and Legislators Cahill, Criswell, Roberts, and Ronk)

Chairwoman of the Public Works, Capital Projects and Transportation Committee, Laura Petit, and Deputy Chair Dean Fabiano offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Department of Public Works; and

WHEREAS, Sections 133-A, 135, and 135-A of Article 6 of the New York State Highway Law provide authorization for the County to execute intermunicipal agreements with towns for the maintenance of County roads and for the County to lease its highway machinery, tools or equipment to towns for the purpose of maintaining County roads, subject to approval by resolution of both the Ulster County Legislature and the respective town board; and

WHEREAS, some County roads are so located that it is more efficient for towns to perform summer light maintenance, snow plowing, sanding and salting of the roads, thereby greatly decreasing the cost to the County of the road maintenance performed; and

WHEREAS, a 2.59-mile length of County Road 127 (McKinstry Road) and a 2.49-mile length of County Road 129 (Sand Hill Road), both in the Town of Gardiner, are so located that it would be more efficient for the Town of Gardiner to maintain them; and

WHEREAS, the Ulster County Commissioner of Public Works has requested that the Chair of the Ulster County Legislature be authorized to execute an Intermunicipal Shared Services Agreement with the Town of Gardiner for the Town to perform snow plowing, sanding, and salting on these roads, which total 5.08 centerline miles, for the fixed fee of \$32,000.00 per year for the three year period beginning October 1, 2023 through September 30, 2026; and

WHEREAS, as part of the agreement, the County will further compensate the Town, based on the number of centerline miles, a performance incentive in the amount of \$3,000.00 per year; and

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WHEREAS, as part of the agreement, the County will further compensate the Town, based on the increase, if any, in the cost of diesel fuel, in the amount of \$2,000.00 over the life of the agreement; now, therefore, be it

RESOLVED, that the Chair of the Ulster County Legislature is hereby authorized to execute an Intermunicipal Shared Services Agreement, and any amendments thereto, with the Town of Gardiner for performance by the Town of snow plowing, sanding and salting of a 2.59-mile length of County Road 127 (McKinstry Road) and a 2.49-mile length of County Road 129 (Sand Hill Road), for the period October 1, 2023 through September 30, 2026, in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney, and, be it further

RESOLVED, that if funding for this program is eliminated then the program will be eliminated as well,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES:    22                      NOES:    0  
(Absent: Legislator Bowen)

Passed Committee: Public Works, Capital Projects and Transportation on September 15, 2023

Passed Committee: Ways and Means on September 19, 2023

**FINANCIAL IMPACT:**

\$35,667.00 – ANTICIPATED 2024 APPROPRIATION DOLLARS

\$35,667.00 – ANTICIPATED 2025 APPROPRIATION DOLLARS

\$35,667.00 – ANTICIPATED 2026 APPROPRIATION DOLLARS

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 19<sup>th</sup> Day of September in the year Two Thousand Twenty-Three, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 22<sup>nd</sup> Day of September in the year Two Thousand Twenty-Three.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
22<sup>nd</sup> Day of September 2023.

Approved by the County Executive this  
29<sup>th</sup> Day of September 2023.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

[s] Jen Metzger  
Jen Metzger, County Executive