

**Amending The 2022 - 2027 Capital Improvement Program –  
Amending Capital Project Nos. 599, 600, 601, And 604 Ulster County  
Recovery And Resiliency Projects – Amending The 2022 Capital  
Fund Budget – Department Of Finance**

Referred to: The American Rescue Plan Act Special Committee (Chairman Criswell and Legislators Corcoran, Levine, Lopez, and Sperry), The Public Works, Capital Projects and Transportation Committee (Chairwoman Petit and Legislators Fabiano, Litts, Nolan, and Stewart), and The Ways and Means Committee (Chairman Gavaris and Legislators Cahill, Fabiano, Ronk, and Walter)

Legislators Joe Maloney and Laura Petit offer the following:

WHEREAS, the United States Department of Treasury has notified Ulster County that funding for the American Rescue Plan Act (ARPA) is available in the amount of \$34,491,474.00; and

WHEREAS, the purpose of the ARPA is to support urgent COVID-19 response efforts to continue to decrease spread of the virus and bring the pandemic under control; and

WHEREAS, the ARPA further seeks to replace lost public sector revenue to strengthen support for vital public services and help retain jobs; and

WHEREAS, the ARPA seeks to address systemic public health and economic challenges that have contributed to the unequal impact of the pandemic; and

WHEREAS, to date, over \$12 million has been approved in various expenditures ranging from creation of administrative positions within government to committing funding to implement the Ulster County respite house and crisis stabilization center policies; and

WHEREAS, in allocating the ARPA funding, the Ulster County Legislature intends to make fair investments that result in positive, long-term benefits for as many Ulster County communities as possible; and

WHEREAS, government has a responsibility to ensure that all people can enjoy their basic human right to quality, available, acceptable, accessible, and affordable water; and

WHEREAS, the Final Rule released by Treasury on January 6, 2022, allows the County to make investments in water infrastructure under section 602(c)(1)(d) and 603(c)(1)(d), which can include lead service, line replacement, and other activities to identify and remediate lead in water; and

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WHEREAS, water and sewer infrastructure investments would stimulate the economy, attract businesses, and allow for tourist movement by facilitating conditions that are more conducive to business activity and tourism; and

WHEREAS, the completion of water infrastructure for certain drinking water projects may support population growth; and

WHEREAS, such water and sewer infrastructure projects are unlikely to be made using private sources of funds; and

WHEREAS, in furtherance of ensuring the basic human right to water, Ulster County wishes to partner with its municipalities to establish a program to match up to 33% of the total cost of each water or sewer infrastructure project, with a maximum match of \$500,000.00 per project; and

WHEREAS, it is therefore necessary to establish a Capital Project for improved access to clean drinking water, improved wastewater and/or stormwater and sewer infrastructure systems; and

WHEREAS, in accordance with Charter Section C-11, the funding for the capital projects proposed herein shall require subsequent Legislative approval; now, therefore be it

RESOLVED, that Capital Project Nos. 599, 600, 601, and 604 are hereby amended as follows:

	<b><u>CREATE</u></b>	<b><u>AMOUNT</u></b>
Capital Project No. 604	ARP Water and Sewer Infrastructure	\$5,000,000.00
	<b><u>AMEND</u></b>	<b><u>AMOUNT</u></b>
Capital Project No. 599	ARP Non-Profit, Youth, and Community Programs	\$1,500,000.00
Capital Project No. 600	ARP Food Security and Access	\$ 30,000.00

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Capital Project No. 601	ARP Small Business and Economic Recovery	\$1,170,000.00
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and, be it further

RESOLVED, the 2022 Ulster County Capital Fund is hereby amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
HH.8097.0604.4300.4505 (App. #)	Fees for Professional Services	\$5,000,000.00
HH.8097.0604.3400.4097 (Rev. #)	Federal Aid	\$5,000,000.00

and, be it further

RESOLVED, that funding of the Capital Projects established by this Resolution, and any contracts in excess of \$50,000 or contract amendments which cause such contracts to exceed the aggregate sum of \$50,000, made in connection with such Capital Projects, shall be subject to the further approval of the Ulster County Legislature,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 21            NOES: 2  
(Noes: Legislators Hewitt and Nolan)

No Action Taken in Committee: American Rescue Plan Act on February 23, 2022

No Action Taken in Committee: Public Works and Capital Projects on March 1, 2022

Postponed in Committee: American Rescue Plan Act on March 9, 2022

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Passed Committee: American Rescue Plan Act as amended on March 30, 2022

Passed Committee: Public Works and Capital Projects on April 5, 2022

Passed Committee: Ways and Means on April 12, 2022

**FINANCIAL IMPACT:**

**\$5,000,000.00 – COUNTY CAPITAL FUND APPROPRIATIONS**

**\$5,000,000.00 – FEDERAL CAPITAL FUND REVENUES**

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 April in the year Two Thousand Twenty-Two, 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 21<sup>st</sup> Day of April in the year Two Thousand Twenty-Two.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
22<sup>nd</sup> Day of April 2022.

Approved by the County Executive this  
26<sup>th</sup> Day of April 2022.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

|s| Patrick K. Ryan  
Patrick K. Ryan, County Executive