

**Authorizing The Chairman Of The Ulster County Legislature To Execute A State Assistance Contract With The New York State Department of Environmental Conservation For Grant Funding For The Butternut Cove Culvert Rehabilitation and Slope Stabilization Project along the Ulster & Delaware Railroad Corridor**

Referred to: The Economic Development, Tourism, Housing, Planning and Transit Committee (Chairman Maloney and Legislators Berky, Delaune, Lapp, Litts, Maio and Rodriguez), The Energy and Environment Committee (Chairman R. Parete and Legislators Bartels, Heppner, Lapp, and Wawro), and The Ways and Means Committee (Chairman Gerentine and Legislators Allen, Bartels, Belfiglio, Briggs, Maio, and Maloney)

Chairman of the Economic Development, Tourism, Housing, Planning, and Transit Committee, James F. Maloney, and Deputy Chairman Hector Rodriguez offer the following:

WHEREAS, the Butternut Cove Culvert, which is located along the County-owned Ulster & Delaware (“U&D”) Railroad Corridor on the northern shore of the Ashokan Reservoir in the Town of Olive, has deteriorated over a period of decades causing the collapse of elements of the culvert structure and resulting in ongoing erosion of the U&D embankment; and

WHEREAS, Ulster County was awarded \$329,857 in grant funding from the New York State Department of Environmental Conservation through the Water Quality Improvement Program to assist the County in addressing the failing culvert and stabilizing the eroding embankment, which requires execution of a State Assistance Agreement with NYS DEC; and now, therefore, be it

RESOLVED, the Chairman of the Ulster County Legislature is hereby authorized to execute a State Assistance Contract (Contract No. C305225) and any amendments thereto, with the New York State Department of Environmental Conservation for grant funding for the Butternut Creek Culvert Replacement and Slope Stabilization project; and, be it further

RESOLVED, following execution of the State Assistance Contract, the Director of Planning and the Deputy Director of Planning are hereby authorized to submit all necessary grant related documentation and otherwise act for the County regarding this grant funding; and, be it further

RESOLVED, that the Ulster County Clerk of the Legislature is directed to send one certified copy of this Resolution to the Albany office of the NYS DEC; and be it further

**Resolution No. 119      March 22, 2017**

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RESOLVED, this Resolution shall take effect immediately,  
and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 19                      NOES: 4  
(Noes: Legislators Donaldson, Greene, R. Parete,  
and Wawro)

Passed Committee: Energy and Environment on March 6, 2017

Passed Committee: Ways and Means on March 7, 2017

Passed Committee: Economic Development, Tourism, Housing, Planning and Transit  
on March 8, 2017

FINANCIAL IMPACT:

\$329,857 – ANTICIPATED 2017 REVENUE 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 22<sup>nd</sup> Day of March in the year Two Thousand and Seventeen, 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 24<sup>th</sup> Day of March in the year Two Thousand and Seventeen.

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

Submitted to the County Executive this  
24<sup>th</sup> Day of March, 2017.

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

Approved by the County Executive this  
30<sup>th</sup> Day of March, 2017.

[s] Michael P. Hein  
Michael P. Hein, County Executive