

Amending The 2016 Ulster County Budget To Reimburse Indicated Ulster County Towns For Flood Mitigation Work In The Wake Of Hurricane Irene

Referred to: The Government Efficiency and Review Committee (Chairman J. Parete and Legislators Belfiglio, Greene, Loughran and R. Parete), and The Ways and Means Committee (Chairman Gerentine and Legislators Allen, Bartels, Belfiglio, Briggs, Maio, and Maloney)

Legislators James F. Maloney and John R. Parete offer the following:

WHEREAS, Hurricane Irene devastated Ulster County leaving in its wake considerable property damage; and

WHEREAS, local towns quickly responded and repaired impacted roads thereby returning the quality of life and access to remote areas for residents and emergency vehicles; and

WHEREAS, Empire State Development of New York State approved reimbursement funding for work performed pending the verification of procurement procedures; and

WHEREAS, as part of the New York State grant process, the County of Ulster is required to undertake efforts to facilitate the release of grant funding approved through the New York Works Program; and

WHEREAS, the Towns of Hardenburgh, Lloyd, Saugerties, Shandaken, and Ulster, in reliance upon its approval for a grant through the New York Works Program, completed necessary steps to contract with approved vendors and/or completed the work in house to remediate flood damage and help mitigate future flooding on impacted roads; and

WHEREAS, the County of Ulster has yet to file the required paperwork to proceed with the grant process and, as a result, the sum of \$126,838.56 has not been released to the impacted Towns to cover their flood remediation and mitigation costs; and

WHEREAS, as stated in a December 9, 2015 Memorandum issued by the Office of the County Executive, the Towns have paid in full the reimbursable amounts as follows:

<u>Town</u>	<u>Amount</u>	<u>Repair</u>	<u>Vendor</u>
Town of Denning	\$25,300.88	Clair Road	Baker Brothers

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<u>Town</u>	<u>Amount</u>	<u>Repair</u>	<u>Vendor</u>
Town of Hardenburgh	\$15,074	Dry Brook Road	In House
Town of Lloyd	\$26,240	River Road	Atlantic Concrete
Town of Saugerties	\$22,138	Drummond Falls	Kingston Equipment Rental
Town of Shandaken	\$28,400.39	Muller Road	In House
Town of Ulster	\$ 9,685.29	Buckley Street	In House

; and

WHEREAS, the Towns continue to suffer financial hardship as a result of the flood remediation and mitigation costs; now, therefore, be it

RESOLVED, that the 2016 Ulster County Budget is hereby amended as follows:

TRANSFER

<u>FROM</u>		<u>AMOUNT</u>
AA.1990.1331-4600.4660 DD.5142.5142-1410.1410 (Appr.#)	Contingency Snow Removal- Overtime Pay	\$126,838.56

<u>TO</u>		<u>AMOUNT</u>
AA.1620.1191-4600.4660 (Appr.#)	Miscellaneous Contractual Expense Other	\$126,838.56

and be it further,

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RESOLVED, that no County money shall be paid to the indicated Towns until a Memorandum of Receipt signed by the Supervisor of each of the indicated Towns, providing for the County of Ulster's full reimbursement in the event the indicated Town receives flood remediation monies from the State of New York and/or the New York Works Program, is delivered to the Commissioner of Finance; and, be it further

RESOLVED, after delivery of the Memorandum of Receipt, but no later than June 1, 2016, the Commissioner of Finance is authorized and directed to issue payment in the amount of \$25,300.88 to the Town of Denning, \$15,074 to the Town of Hardenburgh, \$26,240 to the Town of Lloyd, \$22,138 to the Town of Saugerties, \$28,400.39 to the Town of Shandaken, and \$9,385.29 to the Town of Ulster for flood remediation and mitigation costs stemming from Hurricane Irene, **and be it further**

RESOLVED, that the Commissioner of Finance is hereby authorized to make any and all budget modifications, transfers and entries necessary to effectuate the disbursement of funds to the various eligible towns,

and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Lopez left at 7:19 PM)

Passed Committee: Government Efficiency and Review as amended on March 14, 2016

Passed Committee: Ways and Means on as amended on March 15, 2016

FINANCIAL IMPACT:
\$126,838.56 – 2016 COUNTY DOLLARS

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Legislator Gerentine motioned, seconded by Legislator Bartels, to amend the budget line from which the funds will be transferred from, and to add an additional **RESOLVED** as indicated above in bold font.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Lopez left at 7:19 PM)

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 15th Day of March in the year Two Thousand and Sixteen, 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 17th Day of March in the year Two Thousand and Sixteen.

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

Submitted to the County Executive this
17th Day of March, 2016.

Returned unsigned by the County Executive and
deemed adopted this 28th Day of March, 2016.

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

[unsigned]
Michael P. Hein, County Executive