

**Providing ARPA Funding For County Government Services And Replenishing Funding For Capital Project No. 674, The Ulster County Solar And EV Charging Infrastructure Program – ARP Division - Department Of Finance, Division Of Recovery And Resilience**

Referred to: The Energy, Environment and Sustainability Committee (Chairman Hewitt and Legislators Donaldson, Greene, Litts, Nolan, Stewart, and Walls), The American Rescue Plan Act Special Committee (Chairman Corcoran and Legislators Clinton, Levine, Lopez, and Sperry), and The Ways and Means Committee (Chairman Gavaris and Legislators Collins, Hansut, Kovacs, Nolan, and Roberts)

Chairman of the ARPA Special Committee, Thomas Corcoran, Jr., and Deputy Chair Megan Sperry offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Department of Finance, Division of Recovery and Resilience; and

WHEREAS, Resolution number 78 of April 18, 2023, established and funded the Capital Project, “ARP Solar and EV Charging Infrastructure,” in the amount of Two Million Five Hundred Thousand (\$2,500,000.00) Dollars; and

WHEREAS, Resolution number 378 of July 18, 2023, changed the number of the “ARP Solar and EV Charging Infrastructure” Program to Capital Project No. 674; and

WHEREAS, funding for Capital Project No. 674 was incorporated into the 2024-2029 Ulster County Capital Improvement Program; and

WHEREAS, the amount of Two Million Five Hundred Thousand (\$2,500,000.00) Dollars in Capital Project No. 674 is not contracted for and susceptible to not meeting an ARPA deadline to ‘obligate’ these funds by December 31, 2024; and

WHEREAS, this funding must be returned to the federal government if not ‘obligated,’ according to Department of the Treasury regulations, by the end of year deadline; and

WHEREAS, the County has calculated and reported to the United States Department of the Treasury the amount of Fourteen Million Thirty-One Thousand Three Hundred and Fifty-Seven (\$14,031,357.00) Dollars as Ulster County’s, Fiscal Year 2020, estimated revenue loss due to the Covid-19 Public Health Emergency (Lost Revenue); and

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WHEREAS, the County is allowed, as an ARPA recipient, to utilize its Lost Revenue, as an ARPA expenditure category, on government services as part of the County’s recovery from the Covid-19 pandemic; and

WHEREAS, the County wishes to utilize the currently un-obligated funding of Capital Project No. 674 by providing Two Million Five Hundred Thousand (\$2,500,000.00) Dollars of ARPA funding for County services that would otherwise be funded through appropriated fund balance; and

WHEREAS, the County wishes to simultaneously replenish Two Million Five Hundred Thousand (\$2,500,000.00) Dollars of funding to Capital Project No. 674 to ensure this program continues and provides grant funding for Solar and EV Charging projects to Ulster County municipalities, and

WHEREAS, the County shall utilize appropriated fund balance that has been offset by ARPA funding to replenish funding for Capital Project No. 674 and ensure the intended funding level of Two Million Five Hundred Thousand (\$2,500,000.00) Dollars as provided in Resolution 78 of April 18, 2023, remains unchanged; now, therefor be it

RESOLVED, the 2024 Capital Fund Budget is hereby amended as follows:

	<b><u>INCREASE</u></b>	<b><u>AMOUNT</u></b>
HH.8097.0674-3520.5031 (Rev. #),	Interfund Transfers In From the General Fund	\$2,500,000.00
	<b><u>DECREASE</u></b>	<b><u>AMOUNT</u></b>
HH.8097.0674-3400.4095 (Rev. #),	Federal Aid, ARPA	\$2,500,000.00

and, be it further

RESOLVED, that the 2024 Operating Budget is hereby further amended as follows:

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	<u>INCREASE</u>	<u>AMOUNT</u>
AA.1310.1079-3400.4095 (Rev. #)	Federal Aid, ARPA	\$2,500,000.00
AA.9901.4600-9000.9025 (App. #)	Interfund Transfers to Capital Projects Fund	\$2,500,000.00

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

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

Passed Committee: Energy, Environment and Sustainability as amended on April 30, 2024

Passed Committee: American Rescue Plan Act on May 2, 2024

Passed Committee: Ways and Means on May 9, 2024

FINANCIAL IMPACT:  
NONE

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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 14<sup>th</sup> Day of May in the year Two Thousand Twenty-Four, 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 15<sup>th</sup> Day of May in the year Two Thousand Twenty-Four.

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

Submitted to the County Executive this  
15<sup>th</sup> Day of May 2024.

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

Approved by the County Executive this  
22<sup>nd</sup> Day of May 2024.

[s] Jen Metzger  
Jen Metzger, County Executive