

Authorizing A Memorandum Of Agreement With The Village Of New Paltz To Provide Water To The Ulster County Veterans' Cemetery – Veterans' Service Agency

Referred to: The Economic Development, Planning, Education, Employment, Arts and Agriculture Committee (Chairman Cahill and Legislators Corcoran, Criswell, Hewitt, Litts, Maloney and Sperry), The Health, Human Services and Housing Committee (Chairman Uchitelle and Legislators Corcoran, Erner, Lopez, Nolan, Petit, and Stewart), and The Public Works, Capital Projects and Transportation Committee (Chairwoman Petit and Legislators Erner, Fabiano, Litts, and Nolan)

Chairman of the Economic Development, Planning, Education, Employment, Arts and Agriculture Committee, Brian B. Cahill, and Deputy Chair Herbert Litts, III, and Legislators Corcoran, Fabiano, Hansut, Lopez, Roberts, and Ronk offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Veterans' Service Agency; and

WHEREAS, Pursuant to Resolution No. 468 of November 20, 2018 the Ulster County Legislature established Capital Project 528 for the development of a Veterans' Cemetery to be located at 381 Plains Road able to serve all of the veterans in Ulster County (the "Project") with funding included for the necessary engineering and design services for the Project; and

WHEREAS, pursuant to Resolution No. 147 of March 2022 the Ulster County Legislature adopted and issued a negative declaration under NYCRR Part 617 State Environmental Quality Review Act for the construction of said Veterans' Cemetery; and

WHEREAS, pursuant to Resolution No, 256 of May 2022, the Ulster County Legislature provided the necessary funding to construct the Veterans' Cemetery; and

WHEREAS, during the construction of the Veterans' Cemetery it was determined, in cooperation with the Village of New Paltz, that water supply for irrigation of the lands of the Cemetery was available from the Village; and

WHEREAS, as part of the installation of the water supply system, Ulster County in cooperation with the Village of New Paltz, identified areas of the Village Code as it relates to water supply would be burdensome to the County and that relief from these requirements would not constitute a risk to the Village Water Supply nor created a precedent for others to seek such relief due to the unique nature of the Veterans' Cemetery Project and its water supply needs; and

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WHEREAS, the Village has requested that the County enter into a Memorandum of Agreement to provide water to the Veterans' Cemetery; now, therefore, be it

RESOLVED, that the Chair of the Ulster County Legislature is hereby authorized to enter into a Memorandum of Agreement with between Ulster County and Village of New Paltz to secure the necessary water supply for irrigation purposes for the Veterans' Cemetery in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

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

Passed Committee: Economic Development, Planning, Education, Employment, Arts and Agriculture on September 5, 2023

Passed Committee: Health, Human Services and Housing on September 6, 2023

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

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 19th 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 22nd 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
22nd Day of September 2023.

Approved by the County Executive this
29th Day of September 2023.

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

[s] Jen Metzger
Jen Metzger, County Executive