

Authorizing The Repurposing And Expense Of Funds From Capital Project No. 629, The Ulster County Brownfields Program Originally Funded By ARPA To Allow Funding Cleanup Of Environmental Contamination At Dietz Stadium – Department Of Planning

Referred to: The Energy, Environment and Sustainability Committee (Chairman Hewitt and Legislators Greene, Litts, Donaldson, Nolan, Stewart, and Walls), The Public Works, Capital Projects and Transportation Committee (Chair Nolan and Legislators Donaldson, Kovacs, Litts, and McCollough), and The Ways and Means Committee (Chairman Gavaris and Legislators Collins, Hansut, Kovacs, Nolan, and Roberts)

Chairman of the Energy, Environment and Sustainability Committee, Chris Hewitt, Deputy Chair Richard Walls, and Legislator Corcoran offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Planning Department; and

WHEREAS, Resolution number 165 of April 19, 2022, established and funded Capital Project No. 629, ‘ARPA - Brownfields Redevelopment’ in the amount of Seven Hundred and Fifty Thousand (\$750,000.00) Dollars to provide a way for the County to investigate for environmental contamination on foreclosure eligible properties with the goal of returning these properties to the County tax rolls; and

WHEREAS, Capital Project No. 629, through signed and pending amendments to Ulster County contracts, has incurred costs of Two Hundred and Forty-Seven Thousand Five Hundred and Eighty-Six (\$247,586.00) Dollars; and

WHEREAS, the remaining amount of Five Hundred Two Thousand Four Hundred and Fourteen (\$502,414.00) Dollars in Capital Project No. 629 remains unexpended; and

WHEREAS, the County has sufficient funds in the Capital Project to meet additional studies associated with potentially contaminated properties associated with foreclosure eligible properties; and

WHEREAS, the County wishes to utilize Forty-six Thousand Three Hundred and Eighty (\$46,380.00) Dollars of Capital Project No. 629 as requested by the City for the purpose of reimbursing the City of Kingston for fifty percent of the clean-up costs of contaminated soils that were discovered during the Dietz Stadium Improvements Project the property line between the City-owned Dietz Stadium and the County-owned Department of Public Works properties; now, therefore be it

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RESOLVED, based upon examination by the Ulster County Legislature, the County’s funding of this Project constitutes a Type II action as defined under Section 2.19 of the County of Ulster’s State Environmental Quality Review Act (SEQRA) Type II List, which was adopted pursuant to Resolution No. 118 dated April 20, 2010; and, be it further

RESOLVED, Ulster County has determined that this funding action does not pose a significant potential environmental impact and may be progressed as a Type II action in accordance with 6 NYCRR Part 617 of SEQRA, and does not require any further determination or procedure under SEQRA; and, be it further

RESOLVED, Capital Project No. 629 is hereby amended to provide for the expenditure of funds for clean-up of environmental contamination associated with County Owned Properties including the reimbursement of the City of Kingston for half of the contamination clean-up costs found on the border of the Ulster County property during construction of the Dietz Stadium Improvements Project,

RESOLVED, that the 2025-2030 Capital Improvement Program is amended as follows to account for the revenue associated with the related Inter Municipal Agreement with the City of Kingston:

	<u>AMEND</u>	<u>AMOUNT</u>
Capital Project No. 629	ARP–Brownfields Redevelopment	\$46,380.00

(Revenue: Decrease to County Share of \$43,380.00;
Increase to Intergovernmental of \$43,380.00); and, be it further

RESOLVED, that the 2024 Ulster County Budget is hereby amended as follows:

	<u>DECREASE</u>	<u>AMOUNT</u>
HH.8097.0629-3700.9990 (App. #)	Appropriated Fund Balance	\$ 46,380.00

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	<u>INCREASE</u>	<u>AMOUNT</u>
HH.8097.0629-3200.2397 (Rev. #),	Intergovernmental Charges	\$ 46,380.00

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

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

Passed Committee: Energy, Environment and Sustainability on December 3, 2024

Passed Committee: Public Works, Capital Projects and Transportation on December 9, 2024

Passed Committee: Ways and Means on December 12, 2024

FINANCIAL IMPACT:

\$ 46,380.00 – BUDGETED CAPITAL APPROPRIATION DOLLARS
(\$46,380.00)– DECREASE TO APPROPRIATED FUND BALANCE
\$ 46,380.00 – INCREASE TO INTERGOVERNMENTAL CHARGES

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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 17th Day of December 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 20th Day of December in the year Two Thousand Twenty-Four.

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

Submitted to the County Executive this
20th Day of December 2024.

Approved by the County Executive this
23rd Day of December 2024.

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

[s] Jen Metzger
Jen Metzger, County Executive