

**Authorizing The Chair Of The Ulster County Legislature To Execute An Agreement With Ulster Performing Arts Center For The 2021 Appropriation – Legislature**

Referred to: The Legislative Programs, Education and Community Services Committee (Chairman Delaune and Legislators Corcoran, Criswell, Parete, and Wawro), and The Ways and Means Committee (Chairman Gavaris and Legislators Archer, Bartels, Haynes, Maio, Parete, Ronk, and Walter)

Chairman of the Legislative Programs, Education and Community Services Committee, James Delaune, and Deputy Chair Thomas Corcoran offer the following:

WHEREAS, performing arts are an important component of our cultural heritage, and the many performances arranged by the Ulster Performing Arts Center (UPAC LLC) attract Hudson Valley residents as well as travelers to see a broad range of entertainment for the community; and

WHEREAS, pursuant to County Law Section 224 (13), the Ulster County Legislature appropriated to UPAC LLC the sum of \$12,500.00 in the 2021 Ulster County Budget for operations; and

WHEREAS, pursuant to County Law Section 224 (13), in order to receive such funds, UPAC LLC must submit to the Ulster County Legislature a verified accounting of disbursements to be undertaken, and to the Legislative Financial Analyst and Commissioner of Finance, a Memorandum of Receipt signed by the principal officer; and

WHEREAS, UPAC LLC will receive payments totaling the not to exceed amount of \$12,500.00, in accordance with the terms specified in an agreement with the County of Ulster and UPAC LLC, and no later than December 31, 2021, UPAC LLC shall submit a certified accounting of expenditures to the Legislative Financial Analyst and Commissioner of Finance; now, therefore, be it

RESOLVED, that the Chair of the Ulster County Legislature is hereby authorized to execute an agreement in the amount of \$12,500.00 with UPAC LLC, for various operational expenses that allow Ulster Performing Arts Center to provide programming for Ulster County residents, in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney, Counsel to the County Legislature, Chair of the County Legislature, and the Chair and Deputy Chair of the Legislative Programs, Education and Community Services Committee; and, be it further

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RESOLVED, that the Comptroller and/or any and all officers of the County of Ulster, their agents and representatives, shall be allowed full access upon reasonable notice and at reasonable times to the books, papers, records and premises of UPAC LLC, during the period that this resolution is in effect for the purpose of ascertaining the manner in which the above sum of money is being used or applied; and, be it further

RESOLVED, that the above organization agrees to comply with all applicable Federal, State and local regulations including, in particular, any forbidding discrimination by such organization;

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 13                      NOES: 9  
(Noes: Legislators Bruno, Corcoran, Fabiano,  
Haynes, Litts, Lopez, Parete, Roberts, and Ronk)  
(Absent: Legislator Maio)

Passed Committee: Legislative Programs, Education and Community Services on March 2, 2021

Defeated in Committee: Ways and Means on March 9, 2021

Petition to Discharge successfully executed

FINANCIAL IMPACT:

\$12,500.00– AS APPROPRIATED IN THE 2021 ULSTER COUNTY BUDGET

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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 20<sup>th</sup> Day of April in the year Two Thousand Twenty-One, 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 22<sup>nd</sup> Day of April in the year Two Thousand Twenty-One.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
22<sup>nd</sup> Day of April 2021.

Approved by the County Executive this  
27<sup>th</sup> Day of April 2021.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

|s| Patrick K. Ryan  
Patrick K. Ryan, County Executive