

**American Rescue Plan Act Special Committee
Regular Meeting Minutes**

DATE & TIME: March 7, 2024 – 4:00 PM
LOCATION(S): KL Binder Library, 6th Floor, County Office Building, Kingston
Livestreamed at <https://www.youtube.com/@UlsterCountyLegislature/streams>
PRESIDING OFFICER: Acting Chair Sperry
LEGISLATIVE STAFF: Amber Feaster, Deputy Clerk – Finance, and Tyron Rogers, Legislative Technical Support Specialist
MEMBERS PRESENT: Legislators Clinton, and Levine
MEMBERS ABSENT: Legislators Corcoran, and Lopez
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislators Collins, Harmon, Hewitt, Kitchen, Maloney, and Nolan; Deputy County Executive Jamie Capuano; Director of ARP Administration Litwin; ARP Administration Ashlee Long; Director of Planning Doyle; Director of Economic Development Lynch; Department of Economic Development Debra DeWan; Comptroller Gallagher; Deputy Comptroller Dinstuhl; Daily Freeman, Patricia Doxsey; Resident, Laura Petit

Complete content of the meeting can be accessed via the Ulster County Legislature’s YouTube channel at <https://www.youtube.com/@UlsterCountyLegislature/streams>

Acting Chair Sperry called the meeting to order at 4:06 PM

Motion No. 1: **Motion to Approve the minutes of the February 1, 2024 Meeting**
Motion Made By: Legislator Levine
Motion Seconded By: Legislator Clinton

Voting in Favor: Legislators Sperry, Clinton, and Levine
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Minutes Approved**

Resolutions for the March 19, 2024 Session of the Legislature:

Resolution No. 91 – Providing Authorization For U.S. Treasury Reporting For 2025 & 2026 ARPA Administration Estimated Costs – Agricultural Crisis Relief Coordinator - Department Of Finance, Division Of Recovery And Resilience

Resolution Summary – This resolution authorizes the Director of the ARP Division to report to the U.S. Department of Treasury by April 30, 2024 a request to fund the Agricultural Service Administrator Position through the years ended December 31, 2024 and 2025, for an annual amount of \$89,398.00, including fringe benefits, with an explanation of how the amount was determined and for the purposes of delivering the Ulster County Agricultural Crisis Relief Program. Further, this Resolution reallocates ARPA assigned expenditures reducing the 2024 operating budget to utilize attrition savings for the position and reducing the ARPA Parks Program in the amount of \$156,449.00 to cover the requested extension.

Motion No. 2: **Motion to Adopt Resolution No. 91**
Motion Made By: Legislator Levine
Motion Seconded By: Legislator Clinton

Voting in Favor: Legislators Sperry, Clinton, and Levine
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution Adopted**

Forthcoming Resolutions: None

New Business:

- Director of ARP Litwin – Forthcoming Requests; outstanding unobligated ARPA funds

Old Business: None

Adjournment

Motion Made By: Legislator Levine
Motion Seconded By: Legislator Clinton
Votes in Favor: 3
Votes Against: 0

TIME: 5:08 PM

Respectfully Submitted: Amber Feaster, Deputy Clerk of the Legislature - Finance
Adopted: April 4, 2024

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ARPA OBLIGATED/NOT OBLIGATED LIST

Last Updated: March 7, 2024

LIST 1 - OBLIGATED

PROJECT	VENDOR	AMOUNT
114 Route 28	Town of Ulster	\$2,000,000
Administration - ARP Div. 2021		\$30,791
Administration - ARP Div. 2022		\$314,622
Administration - ARP Div. 2023		\$332,598
Brownfields	Labella/B & L	\$170,796
Cares II - Small Business	UCEDA	\$976,532
Constituent Services		\$361,190
Crisis Stabilization Center		\$2,215,292
Elizabeth Manor		\$699,997
Food Security & Access	Family of W./CFHV	\$350,000
Front Line Pay		\$1,413,983
Golden Hill		\$1,462,247
Green Energy Jobs & Retrofits	CLP/RUPCO	\$490,000
Legal Services of the Hudson Valley	LSHV	\$221,431
Mental Health in Schools	Lasalle	\$750,000
Non-Profit Grant		\$1,523,468
OSI - trails	Open Space Institute	\$2,100,000
POD Payroll		\$324,995
Sewer & Water	10 Municipalities	\$3,681,143
Silver Gardens		\$600,000
Village of Ellenville Gov. Service		\$178,116
Total Obligated		\$20,197,201

LIST 2 - WORKING TO OBLIGATE

PROJECT	VENDOR	AMOUNT
ARP Admin, 2024		\$375,912
ARP Admin, 2025		
ARP Admin, 2026		
Ag. Service Administrator 2024		\$89,398
Ag. Service Administrator 2025		\$89,398
Ag. Service Administrator 2026		\$89,398
Broadband	CFHV	\$130,000
Brownfields	Labella/B & L	\$76,790
Crisis Stabilization Center	3 contractors	\$768,557
Parks	17 Municipalities	\$1,543,865
Sewer and Water	4 Municipalities: Esopus, Shawangunk, Saugerties (Town), Saugerties (Village)	\$1,298,297
Total Working to Obligate		\$4,461,617

LIST 3 - NOT OBLIGATED

PROJECT	VENDOR	AMOUNT
Agricultural Crisis Relief		\$1,889,702
Brownfields		\$502,414
Crisis Stabilization Center	Pomarico - A & E Contingency	\$16,150
Land Bank		\$1,000,000
Main Streets		\$2,000,000
Parks (unawarded remaining)		\$456,135
Respite Houses		\$1,500,000
Solar & EV		\$2,500,000
Sewer & Water (unawarded Remaining)		\$20,560
Total Not Obligated		\$9,884,961

Upcoming ARPA Resolutions: Lost Revenue

April or May 2023

Summary:

- ARPA Deadlines
 - All ARPA funds must be obligated by December 31, 2024. For ARPA purposes, obligated means “under contract”.
 - Expenditure and Closeout Deadlines – All ARPA project funds must be spent by December 31, 2026. Project reporting and closeout will continue from 2024-2026 on all projects.

- Unobligated ARPA Funds
 - Current unobligated total = \$9,884,961
 - The County does not anticipate the ability to obligate these funds by the end of 2024. This includes the following projects:

Project	Unobligated Funds	Note	Resolution #
Agricultural Crisis Relief	\$1,889,702	Allocated	
Brownfields	\$502,414	Total allocated funds not currently in contract or planned for contract amendment	#165 of 2022
Crisis Stabilization Center	\$16,150	Allocated	
Land Bank	\$1,000,000	Allocated	
Main Streets	\$2,000,000	Allocated	#435 of 2022
Parks (unawarded remaining)	\$456,135	Allocated	
Respite Houses	\$1,500,000	Allocated	
Solar & EV	\$2,500,000	Allocated	#78 of 2023
Sewer & Water (unawarded Remaining)	\$20,560	Allocated	
Total Unobligated	\$9,884,961		

Recommendation:

- The County recommends shifting three projects (Brownfields, Main Streets, and Solar & Electric Vehicle) to County funding sources to ensure project completion.
 - What this Means:
 - Brownfields, Main Streets, and Solar & Electric Vehicle will not be subject to 2024 and 2026 ARPA deadlines.
 - These projects will be funded by County dollars and subject to County rules and regulations.
 - This allows projects additional flexibility and the ability to proceed according to County established timelines.
 - To maximize the use of Federal funds, the County will draw down lost revenue pursuant to the ARPA “lost revenue” calculation.

Project	Unobligated Funds	Note	Resolution #
Brownfields	\$502,414	Total allocated funds not currently in contract or planned for contract amendment	#165 of 2022
Main Streets*	\$2,000,000	Allocated	#435 of 2022
Solar & Electric Vehicle	\$2,500,000	Allocated	#78 of 2023
Total Unobligated	\$5,002,414		

* For consideration: Main Streets can be managed by the County as a grant to municipalities

- **Proposed Resolutions:**
 - Resolution A – To utilize \$5,002,414 of ARPA funds for 2024 County budget.
 - Resolution B – Fund the Brownfields program in the amount of \$502,414 from County funds.
 - Resolution C – Fund the Main Street program in the amount of \$2,000,000 from County funds.
 - Resolution D – Fund the Solar and EV program in the amount of \$2,500,000 from county funds.