

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

DATE & TIME: July 26, 2023 – 5:00 AM
LOCATION: KL Binder Library, 6th Floor, County Office Building, Kingston
PRESIDING OFFICER: Peter Criswell
LEGISLATIVE STAFF: Amber Feaster
PRESENT: Legislators Corcoran, Levine, and Sperry
ABSENT: Legislator Lopez
QUORUM PRESENT: Yes
OTHER ATTENDEES: Director of ARP Administration Nate Litwin; ARP Administration Molly Scott, and Ashlee Long; Deputy County Executive Amanda LaValle; Comptroller March Gallagher; Director of Internal Audit and Control, Charles Dinstuhl

Peter Criswell called the meeting to order at 5:07 PM

Motion No. 1: **Moved to Approve Minutes of the June 28, 2023 Meeting**

Motion By: Legislator Sperry
Motion Seconded By: Legislator Levine

Discussion: None

Voting In Favor: Legislators Criswell, Corcoran, Levine, and Sperry
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: **Minutes Approved**

Chair Criswell provided the Committee with a brief history of the CARES II distribution, including how funding was intended to be distributed, what issue occurred during the award process, and what corrective actions are proposed by Resolutions No. 436 and 437.

Resolutions for the August 15, 2023 Session of the Legislature:

Resolution No. 436: Approving The Execution Of A Contract Amendment Causing A \$419,079.00 Reduction In The Original \$1,000,000.00 Contract Amount, Resulting In A New Not To Exceed Amount Of \$580,921.00 Entered Into By The County – Ulster County Economic Development Alliance, Inc. – Department Of Finance - ARPA

Resolution Summary: This resolution authorizes the execution of a contract amendment with the Ulster County Economic Development Alliance, Inc. to extend the term of the agreement from July 18, 2023 through September 1, 2024 and reduce the amount of funding for administration of a subaward of the SLFRF for the purpose of providing assistance to low-to-moderate income business owners in the amount of \$580,921.00.

Motion No. 2: Resolution No. 436 Moved for Discussion

Motion By: Legislator Corcoran

Motion Seconded By: Legislator Sperry

Discussion:

None.

Chair Criswell asked if there was any other discussion and hearing none called for a vote in favor of the Resolution.

Voting In Favor: Legislators Criswell, Corcoran, Levine, and Sperry

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution Approved

Resolution No. 437: Approving The Execution A Contract For \$395,611.00 Entered Into By The County – Ulster County Economic Development Alliance, Inc. – Department Of Finance - ARPA

Resolution Summary: This resolution authorizes the execution of a contract with the Ulster County Economic Development Alliance, Inc. from August 15, 2022 to December 31, 2024 for administration of subaward of the SLFRF for the purpose of providing assistance to specific Ulster County small businesses and honor the awards made to certain small businesses that received awards under the Ulster County CARES II Small Business Assistance Program but were later deemed to be ineligible to receive funding under County Contract No. 2022-00000303 by utilizing a different program in the amount of \$395,611.00.

Motion No. 3: Resolution No. 437 Moved for Discussion

Motion By: Legislator Sperry

Motion Seconded By: Legislator Corcoran

Discussion:

Chairman Criswell acknowledged that there is no additional administrative fee owed to UCEDA within the terms of this contract.

Chair Criswell asked if there was any other discussion and hearing none called for a vote in favor of the Resolution.

Voting In Favor: Legislators Criswell, Corcoran, Levine, and Sperry

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution Approved

Chair Criswell asked if the Committee wanted to consider awarding the businesses who qualified for awards but were not awarded due to those businesses who were incorrectly awarded. Comptroller Gallagher

expressed concern with UCEDA’s governance and ability to distribute funding accurately and appropriately. Deputy County Executive LaValle explained the scope of awardee income.

Chairman Criswell acknowledged that Resolution No. 435 was withdrawn.

ARPA Administration Project Reporting

Director of ARP Administration Nate Litwin provided Committee members with an update on the Division’s ARPA Project Tracker, which included an update for Revenue Loss reporting to the U.S. Department of Treasury. Discussion continued on the Revenue Loss provision. Director Litwin provided a progress update on open projects. Further, the Committee discussed the ability of the Ulster County Economic Development Alliance, Inc. to serve as a subrecipient of ARPA funds and the Committee’s ability to request routine reports from all subrecipients.

ARPA Financial Tracker

Chairman Criswell acknowledged that a comparison of Ulster County’s ARPA appropriations against other New York State Counties’ ARPA appropriations has been distributed to all Committee members.

New Business

None.

Unfinished Business

Chairman Criswell guided a discussion on the use of remaining ARPA funds.

Village of Saugerties – Wastewater Treatment Plant – Letter Dated: April 6, 2023

Legislator Levine informed the Committee he will be meeting with the Village to discuss this matter.

Chair Criswell asked if there was further discussion, old or new business, and hearing none;

Adjournment

Motion Made By: Legislator Sperry
Motion Seconded By: Legislator Corcoran

No. of Votes in Favor: 4
No. of Votes Against: 0

TIME: 6:26 PM

Respectfully submitted: Deputy Clerk – Finance Feaster
Minutes Approved: August 30, 2023