

Amending Capital Project No. 313 For The Purpose Of Construction Of A 15,000 Gallon Diesel Fuel Storage Facility For The Ulster County Area Transit Facility – Amending The 2009 Ulster County Budget – Public Works (Buildings And Grounds)*

The Economic Development, Housing, Planning and Transit Committee (Chairman Rodriguez and Legislators Bischoff, Loughran, Sheeley, Harris, Roberti and Terrizzi) and the Public Works and Capital Projects Committee (Chairman Loughran and Legislators Decker, Hochberg, Sheeley, Fabiano, Felicello and Roberts) offer the following:

WHEREAS, a 15,000 gallon fuel tank storage facility has been approved in the 2009-2014 Capital Program, in the amount of \$175,000.000 for the Ulster County Area Transit (UCAT) facility, and

WHEREAS, it has become necessary to provide such a 15,000 gallon fuel storage facility to purchase fuel at bulk rates, to reduce costs and ensure availability of fuel when needed, and

WHEREAS, County, State and Federal Funding have been provided in Capital Project No. 313, for design, engineering and other preliminary expenditures in the amount of \$30,000.00 (Federal funds \$24,000.00/State funds \$3,000.00/County funds \$3000.00), pursuant to Resolution No. 271, dated September 10, 2008, and

WHEREAS, the Director of Public Transportation requests that Capital Project No. 313 be amended to reduce the design, engineering, and other preliminary expenditures by \$10,000.00, and to fund the remaining costs of \$155,000.00 for site preparation and the purchase and installation of a 15,000 gallon bulk diesel fuel storage facility, and

WHEREAS, funding has been made available in the amount of \$155,000.00 from the 2009 American Recovery and Investment Act (Federal Stimulus) for the project construction, and

WHEREAS, under the Federal Stimulus the County must fund the entire \$20,000.00 for design, engineering, and other preliminary expenditures, and

WHEREAS, the additional \$17,000.00 in County funding will require a transfer from the Contingent Account to the Capital Project, and

WHEREAS, this funding is contingent on the approval of this allocation of Federal UZA 89 Stimulus Funds by the Ulster County Transportation Council, and

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WHEREAS, this project has preliminarily been determined to not have a significant effect on the environment*, and

WHEREAS, the Economic Development, Housing, Planning and Transit Committee has met and reviewed said request with a majority of the members voting approval, and

WHEREAS, the Public Works and Capital Projects Committee has met and reviewed said request with a majority of the members voting approval, and

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of the members voting approval, now, therefore, be it

RESOLVED, that the 2009 Ulster County Capital Project Fund is hereby amended as follows:

CREATE

H4-0313-2911 Construction Services
(App. #)

TRANSFER

<u>FROM</u>		<u>AMOUNT</u>
A4-1331-4553 (App. #)	Contingent Account	\$17,000.00

<u>TO</u>		<u>AMOUNT</u>
A4-4650-9006 (App. #)	Transfer to Capital Projects Fund Capital Project No. 313	\$17,000.00

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	<u>INCREASE</u>	<u>AMOUNT</u>
H4-0313-2911 (App. #)	Construction Services	\$155,000.00
	<u>DECREASE</u>	<u>AMOUNT</u>
H4-0313- 2962 (App. #)	Engineering Services	\$ 10,000.00
	<u>INCREASE</u>	<u>AMOUNT</u>
H3-0313-5031	Interfund Transfers	\$ 17,000.00
H3-0313-4097 (Rev. #'s)	Federal Aid, General Government Services	\$131,000.00
	<u>DECREASE</u>	<u>AMOUNT</u>
H3-0313-3097 (Rev. #)	State Aid, General Government Services	\$ 3,000.00

and, be it further

RESOLVED, that this funding is contingent on the approval of the allocation of Federal UZA 89 Stimulus Funds for Ulster County, by the Ulster County Transportation Council, and, be it further

RESOLVED, if Federal funding for this project is eliminated, this project will be eliminated as well,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 26 NOES: 0
(Absent: Legislators Aiello, Dart, Maloney,
Provenzano, Roberts, Shapiro and Stoeckeler)

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*Upon substantial completion of the engineering on this project, we will complete a thorough environmental review of this action however, we anticipate no significant environmental impact because this tank is being co-located with an existing Petroleum Bulk Storage facility.

FINANCIAL IMPACT:

\$145,000.00 – ADDITIONAL CAPITAL PROJECT APPROPRIATION DOLLARS
\$131,000.00 – ADDITIONAL FEDERAL REVENUE DOLLARS
\$ (3,000.00) – REDUCED STATE REVENUE DOLLARS
\$ 17,000.00 – TRANSFER FROM CONTINGENT ACCOUNT
BUDGETED COUNTY DOLLARS

0429

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 7th Day of April, 2009, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 9th Day of April in the year Two Thousand and Nine.

|s| Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

Submitted to the County Executive this

9th Day of April, 2009.

|s| Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

Approved by the County Executive this

9th Day of April, 2009.

|s| Michael P. Hein
Michael P. Hein, County Executive