

Transfer Of Funds From Engineering Services To County Attorney For Payment Of Attorney's Fee For Costs Associated With Judgment Awarded For Business Resource Center Roof Reconstruction Contract – Amending the 2007 Ulster County Budget – Public Works (Buildings And Grounds)

The Public Works Committee (Chairman Berardi and Legislators Bischoff, Cahill, Dart, Lomita, Stoeckeler, Fabiano, Felicello and McAfee) offers the following:

WHEREAS, pursuant to Resolution No. 242 dated July 11, 2007, the County of Ulster made payment, in the amount of \$95,922.26, on a final order of judgment from County Supreme Court in an action brought against the County by Charles T. Driscoll Masonary Restoration Co, Inc, for roof reconstruction and facade repair work completed, at the County's Business Resource Center, and

WHEREAS, attorney's fees, in the amount of \$13,459.10, have accrued for attorney's fees for legal representation on behalf of the County of Ulster at both the County Supreme Court and the Appellate Court, Third Judicial Department, on this matter, and

WHEREAS, the Building and Grounds Administrative Manager requests funds be transferred from engineering fees to the County Attorney for payment of the bill for legal services rendered on this matter, and

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

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of members voting approval.

RESOLVED, that the 2007 Ulster County Budget is hereby amended as follows:

TRANSFER

<u>FROM</u>		<u>AMOUNT</u>
A4-1195- 4349 (App. #)	Engineering Services	\$13,459.10
<u>TO</u>		<u>AMOUNT</u>
A4-1146-4360 (App. #)	Legal Services	\$13,459.10

Resolution No. 333 October 10, 2007

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and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 32 NOES: 0
(Absent: Legislator Felicello)

FINANCIAL IMPACT:

\$13,459.10 – TRANSFER OF FUNDS

BUDGETED PROFESSIONAL FEES

1004