

Authorizing The Chairman Of The Ulster County Legislature To Execute An Amendment To An Agreement With The Town Of New Paltz For Improvements At The Ulster County Fairgrounds – Department Of Public Works

The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Maloney, Roberts, Briggs and John Parete)

Legislators Dean J. Fabiano, Chairman and John Parete, Deputy Chairman of the Public Works and Capital Projects Committee offer the following:

WHEREAS, the Ulster County Legislature previously adopted Resolution Number 144 on May 8, 1997, authorizing the Chairman to enter into an agreement with the Town of New Paltz (Town), to allow the Town to improve and utilize property located at the Ulster County Fairgrounds in New Paltz as athletic fields, and

WHEREAS, an agreement was executed in September 1997 for the above purpose but was superseded by an agreement executed in August 1999, and

WHEREAS, pursuant to the aforementioned agreement, the Town is responsible for all improvements associated with the athletic fields, to obtain insurance naming Ulster County as an additional insured, for compliance with all applicable laws, rules and regulations pertaining to developing the parcel and for all costs and expenses associated with fulfilling its obligations, and

WHEREAS, the Town has advised the County of its desire to locate a dog park and fitness trail on a 37.6 acre parcel to the rear of the athletic fields area, and

WHEREAS, the Town will be fully responsible for developing, maintaining and operating the dog park and fitness trail, including all expenses associated therewith, and

WHEREAS, the Town will remain responsible for complying with all applicable laws, rules, regulations and ordinances associated with the dog park and fitness trail, and

WHEREAS, the Town will maintain sufficient insurance coverage and will name the County as an additional insured, and will agree to indemnify, save and hold harmless the County from and against any and all liabilities of any type associated with the dog park and/or fitness trail, now, therefore, be it

RESOLVED, that the Chairman of the Ulster County Legislature is hereby authorized to enter into an amendment to an agreement with the Town of New Paltz for improvements at the Ulster County Fairgrounds, which shall include the development and operation of a dog park and fitness trail, in the form as filed with

Resolution No. 132 June 19, 2012

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the Clerk of the Ulster County Legislature, or as modified with the approval of the County Attorney,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Aiello Absent)

Passed Committee: Public Works and Capital Projects on June 6, 2012.

FINANCIAL IMPACT:
NONE

0604

STATE OF NEW YORK
ss:
COUNTY OF ULSTER

This is to certify that I, the undersigned Deputy 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 19th day of June, 2012, 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 20th Day of June in the year Two Thousand and Twelve.

Fawn A. Tantillo, Deputy Clerk
Ulster County Legislature

Submitted to the County Executive this
20th Day of June, 2012.

Approved by the County Executive this
_____ Day of June, 2012.

Fawn A. Tantillo, Deputy Clerk

Michael P. Hein, County Executive