

APPROVING THE SHOVEL READY FUND APPLICATION FROM THE TOWN OF LLOYD, THE ENTERING INTO OF A DISBURSEMENT AGREEMENT BETWEEN THE ULSTER COUNTY DEVELOPMENT CORPORATION AND THE TOWN OF LLOYD, AND THE DELIVERY OF PROJECT FUNDS AND ADMINISTRATIVE FEE TO THE ULSTER COUNTY DEVELOPMENT CORPORATION AND AMENDING THE 2004 ULSTER COUNTY BUDGET

The Economic Development / Education, Tourism and Cultural Affairs Committee (Chairman Harris and Legislators Cummings, Felicello, Roberti, Bartels, Loughran and Zimet) offers the following:

WHEREAS, the COUNTY OF ULSTER (hereinafter referred to as the "COUNTY") is desirous of enhancing job creation and retention of employment within its municipal boundaries, and

WHEREAS, the ULSTER COUNTY INDUSTRIAL DEVELOPMENT AGENCY (hereinafter referred to as the "IDA") promotes and assists in the acquiring, constructing, improving, maintaining, and equipping of industrial, manufacturing, commercial, research, recreation, and civic facilities, and

WHEREAS, the ULSTER COUNTY DEVELOPMENT CORPORATION (hereinafter referred to as the "UCDC) fosters business growth and economic development in the County of Ulster and its municipal subdivisions, and

WHEREAS, the COUNTY and IDA wish to accomplish their purposes in part by making funds available that will encourage municipalities within Ulster County to develop, enhance, and expand public supporting infrastructure, and

WHEREAS, UCDC has established the Shovel Ready Fund, hereinafter referred to as the "FUND", for the purpose of administering funds of the COUNTY and IDA, and

WHEREAS, said funds are to be administered for the purpose of economic development with in the County of Ulster pursuant to the Procedures and Guidelines of the Shovel Ready Fund dated November 2001 (hereinafter referred to as the "GUIDELINES"), and

WHEREAS, the COUNTY, IDA and UCDC have entered into an Agreement for Administration of the Ulster County Shovel Ready Fund dated November 28, 2001 (hereinafter referred to as the "AGREEMENT"), and

RESOLUTION NO.

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APRIL 8, 2004

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WHEREAS, pursuant to the GUIDELINES the Town of Lloyd (hereinafter referred to as the "TOWN") have submitted an application (a copy of which is on file at the office of the UCDC and the Clerk of the Legislature) for assistance to the Shovel Ready Fund; and

WHEREAS, the application is for a project that consists of extending public water service to approximately 55 parcels along the Route 9W Northern Light Industrial Corridor in the TOWN and will include installation of approximately 5,000 linier feet of water pipes, adding fire hydrants, service connections, a water storage tank, and related surface treatments; and

WHEREAS, the project funding includes: (A) \$350,643 from the Shovel Ready Fund; and, (B) \$1,051,930 from the TOWN; and

WHEREAS, in accordance with the GUIDELINES, the UCDC staff has reviewed and recommended the approval of the application; and

WHEREAS, in accordance with the GUIDELINES, the Shovel Ready Committee has reviewed and recommended the approval of the application;

NOW, THEREFORE, BE IT RESOLVED by the County Legislature of Ulster County, New York as follows:

Section 1. The application from the TOWN for \$350,643 from the Shovel Ready Fund is approved.

Section 2. The entering into of a disbursement agreement as filed with the Clerk of the Legislature between the UCDC and the TOWN in accordance with the GUIDELINES is approved.

RESOLUTION NO.

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APRIL 8, 2004

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Section 3. The delivery of \$350,643 from the COUNTY to the UCDC to be paid to the TOWN pursuant to the disbursement agreement and in accordance with the AGREEMENT is approved.

Section 4. The delivery of \$3,506 from the COUNTY to the UCDC as an administrative fee in accordance with the AGREEMENT is approved.

Section 5. The Guidelines, as referred to herein, are hereby approved and ratified.

Section 6. This resolution is subject to the Town of Lloyd completing the State Environmental Quality Review, and obtaining any necessary permits.

Section 7. This resolution is subject to a further agreement between the Town of Lloyd and the County conveying joint ownership of the extension of the water line, installation of the storage tank and hydrants, and enhancements to surface treatment facilities, and any other portions of the project constructed with County funds, to the County, subject to the obligations of the Town of Lloyd, its successors and assignees to operate and maintain such portions and indemnify the County with respect thereto, which agreement the Chairman of the Legislature is authorized to sign in the form as filed with the Clerk of the Legislature or as modified with the approval of the County Attorney.

Section 8. This resolution shall take effect immediately.

, and

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

RESOLUTION NO. 140 APRIL 8, 2004

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FURTHER RESOLVED, that the 2004 Ulster County Budget be amended as follows to pay a 1% administration fee as specified in Section 4:

FROM:	A4-1331-4553	Contingent Account	\$3,506.00
TO:	A4-1001-4400	Other Fees-Professional	\$3,506.00

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 25	NOES: 3
	(Legislators Loughran, Rodriguez & Zimet)

(Absent: Legislators Felicello & Depew)

Legislator Harris left 11:17 PM  
Legislator Every left 10:53 PM  
Legislator Stock left 11:50 PM

FINANCIAL IMPACT:

\$350,643.00 – SERIAL BONDS OF ULSTER COUNTY

\$ 3,506.00 – BUDGETED COUNTY DOLLARS (CONTINGENCY TRANSFER)

0411