

Warren County Board of Supervisors

RESOLUTION NO. 605 OF 2022

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD AND LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
ADIRONDACK CIVIC CENTER COALITION, INC.;
AND AMENDING WARREN COUNTY BUDGET FOR 2022**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act, and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries, and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use 31 C.F.R. 35.6(b)(3)(ii)(C) & (D), assistance to nonprofit organizations including programs, services, or capital expenditures, including grants to mitigate financial hardship such as decline in revenues or increased costs, or technical assistance in that pandemic caused the shutdown of all operations for this applicant and resulted in estimated lost revenues of Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00), and

WHEREAS, the ARPA Committee also determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use 31 C.F.R. 35.6(b)(3)(ii)(D), tourism, travel, hospitality, and other impacted industries for programs, services, or capital expenditures, including support for payroll costs and covered benefits for employees, compensating returning employees, support for operations and maintenance of existing equipment and facilities, and technical assistance, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to disburse ARPA funds to tourism, travel, hospitality, and other impacted industries, the ARPA Committee has considered

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and approved a request to distribute funds in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000), beginning November 18, 2022 and ending December 31, 2024, to Adirondack Civic Center Coalition, Inc., for use of grant money to fund the Heritage Hall Project, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby adopted the determinations and finds made by the ARPA Committee regarding the application filed by the Adirondack Civic Center Coalition, Inc. And approves the allocation of ARPA funds in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000), from November 18, 2022 through December 31, 2024, to Adirondack Civic Center Coalition, Inc. for use of grant money to fund capital improvements planned for the Heritage Hall Project to mitigate financial hardships incurred as a negative economic impact of the cancellation of all events during the pandemic and loss of revenue, as well as to provide a grant to the Adirondack Civic Center Coalition, Inc. to fund capital improvements to the tourism, travel and hospitality industry which relies on tourism, travel and hospitality which ceased to exist during the pandemic and resulted in estimated lost revenue of Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) as reported by the applicant, and that the funding is a designated eligible use, and be it further

RESOLVED, that as a condition of the ARPA funding, Adirondack Civic Center Coalition, Inc. shall comply with all reporting requirements set forth in the ARPA Funding Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2022 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$250,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$250,000