

Warren County Board of Supervisors

RESOLUTION No. 28 OF 2023

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

AUTHORIZING ARPA FUNDS DISBURSEMENT TO THE CITY OF GLENS FALLS FIRE DEPARTMENT; AND AMENDING WARREN COUNTY BUDGET FOR 2023

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 uses under 31 C.F.R. 35.6(b)(3)(ii)(A)(11)(vi), assistance to households and individuals, including a program, service, capital expenditure, or other assistance that is provided to a disproportionately impacted population or community, including facilities and equipment related to providing these services, and

WHEREAS, the ARPA Committee further considered and determined that the City of Glens Falls maintains a Fire Department, which the Final Rule presumes were disproportionately impacted by the public health emergency or the negative economic impacts, as each population or community is located in a qualified census tract, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a recipient, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), beginning January 20, 2023 and ending December 31, 2024, to the City of Glens Falls, a non-entitlement unit of local government as defined by the Final Rule, for use as grant money to fund an ambulance, now, therefore, be it

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RESOLVED, that the Warren County Board of Supervisors hereby finds that the Fire Department in the City of Glens Falls was disproportionately impacted communities as defined by the Final Rule and that the allocation of ARPA funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000) is proportional to the harm caused or exacerbated by the public health emergency or its negative impacts upon each disproportionately impacted population and community, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby awards an allocation of ARPA funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), from January 20, 2023 through December 31, 2024, to City of Glens Falls for use as grant money to fund an ambulance, as and for an eligible use under the Final Rule, and be it further

RESOLVED, that as a condition of the ARPA funding, City of Glens Falls shall comply with all reporting requirements set forth in the ARPA Recipient’s 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 2023 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)	\$75,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$75,000