

STATE OF ALABAMA)
COUNTY OF BALDWIN)

**RESOLUTION #2023-042
OF THE BALDWIN COUNTY COMMISSION**

**RESOLUTION TO AUTHORIZE EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS
FOR GOVERNMENTAL SERVICES USING REVENUE REPLACEMENT FUNDS**

WHEREAS, Baldwin County, Alabama, (the "County") has received American Rescue Plan Act State and Local Fiscal Recovery Funds ("ARPA funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

WHEREAS, in accordance with the final rule issued by the U.S. Department of Treasury on January 6, 2022, the County has duly elected to take the standard allowance of revenue replacement funds equal to \$10,000,000 of its ARPA funds ("ARPA revenue replacement funds"); and

WHEREAS, the County may use its ARPA revenue replacement funds for government services; and

WHEREAS, governmental services are provided by the County to fund the provision of recreational and educational services provided by Historic Blakeley State Park (HBSP) under section 41-10-178, Code of Alabama 1975; and

WHEREAS, HBSP has submitted an application to the Baldwin County Commission (the "Commission") requesting funding in the amount of \$46,000 to address the depletion of its day-use gate receipts caused by the COVID-19 pandemic, which has impacted its ability to maintain scheduled updates and upgrades to the day-use areas of HBSP; and

WHEREAS, the Baldwin County Commission (the "Commission") desires to allocate a portion of the County's ARPA revenue replacement funds toward the cost of the depletion of HBSP's day-use gate receipts caused by the COVID-19 pandemic; and

WHEREAS, the Commission has determined that use of the County's ARPA revenue replacement funds for this purpose is a necessary, eligible, and reasonable use of these funds.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION as follows:

- 1) The Commission hereby allocates up to \$46,000 of the County's ARPA revenue replacement funds to be used toward the cost of the depletion of HBSP's day-use gate revenues caused by the COVID-19 pandemic, subject to the limitations set forth herein.

- 2) The funds allocated herein shall be used to cover the HBSP's revenue reduction.

- 3) Notwithstanding any provision to the contrary in this Resolution, APRA revenue replacement funds allocated herein may not be allocated or expended for the following:
- a. To pay interest or principal on outstanding debt (including fees or issuance costs associated with the issuance of new debt, and interest or charges for tax anticipation notes),
 - b. To replenish rainy day or other reserve funds,
 - c. To pay judgments or settlements,
 - d. As a non-federal match (where otherwise barred by federal law),
 - e. As a deposit into a pension/retirement fund; or
 - f. To fund programs, services, or capital expenditures that undermine efforts to stop the spread of COVID-19.

4) The allocation and expenditure of funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used to cover the cost of providing government services for any quarter ending after December 31, 2024.

IN WITNESS WHEREOF, the Baldwin County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on the 20th day of December 2022.



Charles F. Gruber
Chairman, Baldwin County Commission

ATTEST:

Ronald J. Cink, Budget Director/Interim County Administrator