

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION #2023-043
OF THE
BALDWIN COUNTY COMMISSION**

**A RESOLUTION TO APPROVE THE USE OF ARPA FUNDS FOR SURFSIDE SHORES
WATER INFRASTRUCTURE PROJECT**

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

WHEREAS, ARPA funds may be used to cover the cost of expenses for necessary investments in water infrastructure ("ARPA infrastructure projects"); and

WHEREAS, the Baldwin County Commission (the "Commission"), with assistance from an independent consultant, has identified an eligible ARPA infrastructure project to serve the County's citizens, to wit: the Surfside Shores Drainage Improvement project (the "project"); and

WHEREAS, the Commission has determined that the project is a necessary, eligible, and reasonable use of the County's ARPA funds.

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

- 1) The County shall use a portion of its ARPA funds to cover up to \$2,763,273 of the cost of the project, to include the installation of a closed stormwater system, utilizing overflow systems at ponds to discharge water away from the site and to prevent ongoing flooding and impacts to septic systems.
- 2) The County Administrator is hereby authorized to expend the ARPA funds allocated herein to cover costs that are reasonably necessary for the completion of the project and subject to the limitations set forth herein.
- 3) Notwithstanding the provisions of this Resolution to the contrary, expenditure of the funds allocated herein for costs associated with the project shall be contingent on compliance with applicable state and federal laws related to competitive procurement of goods and services.

- 4) Expenditure of the ARPA funds allocated herein shall be further contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used for any costs associated with the ARPA infrastructure project that are not obligated on or before December 31, 2024, and expended on or before December 31, 2026.

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