

RESOLUTION NO. 1059

A RESOLUTION REALLOCATING THE CITY OF UNIVERSITY PLACE'S LOCAL FISCAL RECOVERY FUNDS RECEIVED THROUGH THE AMERICAN RESCUE PLAN ACT

WHEREAS, on March 11, 2021, the United States Congress passed the American Rescue Plan Act of 2021 (ARPA), which provides fiscal relief funds to State and Local Governments, and other program areas aimed at mitigating the continuing effects of the COVID-19 Pandemic; and

WHEREAS, ARPA is intended to provide support to local governments in responding to the impact of COVID-19 and in their efforts to contain COVID-19 in their communities, residents, and businesses; and

WHEREAS, ARPA includes State and Local Fiscal Recovery Funds to support urgent COVID response efforts to decrease the spread of the virus; to replace lost public sector revenue to strengthen support for vital public services; to support immediate economic stabilization for households and businesses; and to address systemic public health and economic challenges that have contributed to unequal impacts of the pandemic on certain populations; and

WHEREAS, the United States Department of Treasury has adopted the final rule as guidance regarding the use of ARPA Funds; and

WHEREAS, that as recipient, the City of University Place has accepted award of Coronavirus Local Fiscal Recovery Funds allocation up to the maximum allowed by the terms and conditions of the ARPA; and

WHEREAS, ARPA permits local recipients to expend these funds in the following broad categories: (1) Expenditure of Lost Revenue on Governmental Services; (2) Public Health Measures to Respond to COVID-19; (3) Water and Sewer Infrastructure (4) Address Negative Economic Impacts of COVID-19; and

WHEREAS, on March 7, 2022, via Resolution 973 the City Council expressed its intention to allocate ARPA funds into three general categories, leaving approximately \$700,000.00 to be held for future allocation by the City Council; and

WHEREAS, in Resolution 1007, the City of University Place allocated these then-unallocated funds; and

WHEREAS, the City has until December 31, 2024 to obligate these funds and it desires to maximize the use of said funds;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE AS FOLLOWS:

Section 1. Subject to the provisions of Section 4 below, the proper officials of the City of University Place are authorized to apply for, obtain, or otherwise assure use of ARPA funds as set forth in this resolution.

Section 2. Section 3 of Resolution 973, as amended by Section 2 of Resolution 1007 is further amended to read as follows:

The City Council expresses its intent and authorization to expend a portion of the City's allocated ARPA funds for expenses, which the Council deems eligible, necessary and appropriate, as identified below:

- A. The research, design and construction of sewer infrastructure – Six Million, Five Hundred Twenty-nine Thousand, Nine Hundred Fifteen Dollars (\$6,529,915).

- B. The provision vital police/public safety staffing and services – One Million, Eight Hundred Five Thousand, Five Hundred Eighty-Two Dollars (\$1,805,582).
- C. Additional IT staffing and equipment to facilitate public meetings during the COVID-19 Pandemic and to enhance cybersecurity preparedness and defense, remote work support, cloud technology, core business application support, and records management – Four Hundred Ninety-Five Thousand Dollars (\$495,000).
- D. The remaining allocation for the provision of Governmental Services, as defined in the United States Department of Treasury's Coronavirus State and Local Recovery Funds Final Rule and for those projects set forth in Exhibit A to Resolution 1007) – Six Hundred Seventy Thousand, Eighty-Seven Dollars (\$670,087). Because the anticipated costs of these projects exceed this allocation, no monies in excess of this allocation shall be spent on these projects from the City's ARPA Funds without City Council action.

Section 3. The City Manager or his designees are authorized to take and execute any additional measures or documents that may be necessary to reallocate these funds and to make necessary changes to the reallocation of these funds, as set forth in Section 2, which are consistent with this Resolution and necessary to maximize the City's disbursement of ARPA Funds, provided that such reallocation shall be promptly reported to the City Council.

Section 4. Compliance with the American Rescue Plan Act. The City will ensure compliance with prevailing Federal guidance at the time the funds are committed for expenditure.

Section 5. Nothing in this resolution shall be construed as taking the place of any action otherwise required by the City Council to approve requisite contracts, exercise its budgetary authority, or establish appropriate programs and regulations in conjunction with preliminary expenditures outlined above.

Section 6. Effective Date. This Resolution shall take effect immediately upon its adoption.

ADOPTED BY THE CITY COUNCIL ON DECEMBER 2, 2024.

Javier H. Figueroa, Mayor

ATTEST:

Emelita J. Genetia, City Clerk

APPROVED AS TO FORM:

Matthew S. Kaser, City Attorney