

RESOLUTION NO. 307

ADOPTING AN ELIGIBILITY DETERMINATION POLICY FOR THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT OF 2021 CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS BY ALBANY COUNTY

Introduced: 7/10/23

By A. Joyce:

WHEREAS, The County of Albany received funds from the American Rescue Plan Act which may be used for various projects and programs within the County to help mitigate the long-term effects of the COVID-19 Pandemic, and

WHEREAS, The US Treasury Department has issued Compliance and Reporting Guidance for the State and Local Fiscal Recovery Funds (Guidance) which dictates the award terms and compliance requirements, and

WHEREAS, The Guidance requires that the County of Albany develop and implement effective internal controls to ensure that funding decisions constitute eligible uses of funds and document determinations, now, therefore, be it

RESOLVED, By the Albany County Legislature that the Eligibility Determination Policy for the Expenditure of American Rescue Plan Act of 2021 Coronavirus State and Local Fiscal Recovery Funds by Albany County, as annexed hereto, is hereby adopted, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of the resolution the appropriate County Officials.

ELIGIBILITY DETERMINATION POLICY FOR THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT OF 2021 CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS BY ALBANY COUNTY

WHEREAS, the County of Albany, has received an allocation of funds from the Coronavirus State and Local Fiscal Recovery Funds of H.R. 1319 American Rescue Plan Act of 2021 (ARP/CSLFRF); and

WHEREAS, the US Treasury is responsible for implementing ARP/CSLFRF and has enacted a Final Rule outlining eligible projects; and

WHEREAS, the funds may be used for projects within these categories, to the extent authorized by state law:

1. Support COVID-19 public health expenditures, by funding COVID-19 mitigation and prevention efforts, medical expenses, behavioral healthcare, preventing and responding to violence, and certain public health and safety staff;
2. Address negative economic impacts caused by the public health emergency, including economic harms to households, small businesses, non-profits, impacted industries, and the public sector;
3. Replace lost public sector revenue, using this funding to provide government services to the extent of the reduction in revenue experienced due to the pandemic;
4. Provide premium pay for essential workers, offering additional support to those who have borne and will bear the greatest health risks because of their service in critical infrastructure sectors; and,
5. Invest in water, sewer, and broadband infrastructure, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure, and to expand access to broadband internet; and

WHEREAS, the ARP/CSLFRF are subject to the provisions of the federal Uniform Grant Guidance, 2 CFR Part 200 (UG), as provided in the [Assistance Listing 21.027](#); and

WHEREAS, the U.S. Treasury Dept. has issued a [Compliance and Reporting Guidance for the State and Local Fiscal Recovery Funds](#) (v.5.0 September 20, 2022), dictating implementation of the ARP/CSLFRF award terms and compliance requirements; and

WHEREAS, the ARP/CSLFRF Compliance and Reporting Guidance, per 2 CFR Part 200.303, requires that the County of Albany develop and implement effective internal controls to ensure that funding decisions constitute eligible uses of funds, and documents determinations;

BE IT RESOLVED that the Albany County Legislature hereby adopts and enacts the following Eligibility Determination Policy for the expenditure of ARP/CSLFRF funds.