

STATE OF ALABAMA            )  
COUNTY OF BALDWIN        )

**RESOLUTION #2024-146  
OF THE  
BALDWIN COUNTY COMMISSION**

**RESOLUTION APPROVING PUBLIC WORKS PROJECT USING  
AMERICAN RESCUE PLAN ACT FUNDS**

**WHEREAS**, Baldwin County, Alabama, (the “County”) has received American Rescue Plan Act State and Local Fiscal Recovery Funds (“ARPA funds”); and

**WHEREAS**, the Baldwin County Commission (the “Commission”) is charged with ensuring that such funds are expended in accordance with state and federal law; and

**WHEREAS**, the Final Rule issued by the U.S. Department of Treasury on January 6, 2022, provides that improvements to ventilation systems in public facilities to mitigate the spread of COVID-19 are an eligible use of ARPA funds; and

**WHEREAS**, the COMMISSION has, with the help of an independent consultant, had the current ventilation system in the Baldwin County Foley Satellite Courthouse Building evaluated and has determined that upgrades are necessary to meet current ASHRAE standards and guidelines of the Centers for Disease Control for the prevention and mitigation of COVID-19; and

**WHEREAS**, by way of Resolution #2023-010 dated October 3, 2023, the Commission allocated \$120,000 in ARPA funds to provide full architectural and engineering design services for the Baldwin County Foley Satellite Courthouse Building located at 201 East Section Avenue, Foley, Alabama, for ventilation system upgrades that are reasonably necessary to bring the system into compliance with the core guidelines and recommendations for mitigating the spread of COVID-19 issued by the Centers for Disease Control (the “Project”); and

**WHEREAS**, the COMMISSION has determined that upgrades to the existing HVAC system to mitigate the spread of COVID-19 in public facilities is a reasonable, necessary, and proportionate expenditure of ARPA funds; and

**WHEREAS**, following the issuance and advertisement of INVITATION TO BID NO. WG24-25, in which sealed bids were publicly opened, Persons Services Corp., bid was evaluated and determined by the COMMISSION to represent the lowest responsive and responsible bid thereto; and

**WHEREAS**, the COMMISSION is satisfied that the process performed by the County and the bids received are in substantial compliance with the Public Works Law.

**WHEREAS**, the Commission has determined that engaging Persons Services Corp. to perform general contractor services for the Project is a necessary, reasonable, and appropriate expenditure of ARPA funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION AS FOLLOWS:**

- 1) The Commission hereby allocates up to \$359,528 in ARPA funds to Persons Services Corp. to make the improvements to the ventilation system servicing the Baldwin County Foley Satellite Courthouse Building located at 201 East Section Avenue, Foley, Alabama as more fully set forth in INVITATION TO BID NO. WG24-25.
- 2) The Commission hereby resolves to enter into the Agreement with Persons Services Corp. attached to this Resolution as Addendum 1.
- 3) The allocation and expenditure of ARPA funds for the purposes described herein shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used for any expenses not obligated by December 31, 2024, and expended by 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 6<sup>th</sup> day of August 2024.

---

Billie Jo Underwood  
Chairman, Baldwin County Commission

ATTEST:

---

Roger H. Rendleman, County Administrator