

STATE OF ALABAMA            )  
COUNTY OF BALDWIN        )

**RESOLUTION #2023-110  
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 provided by the County include provision of recycling services; 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 purchase of a baler from Marathon Equipment Company; 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; and

**WHEREAS**, the Commission has properly purchased this equipment pursuant to state and federal laws, regulations, and guidance as it relates to the expenditure of ARPA revenue replacement funds.

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

- 1) The Commission hereby allocates up to \$569,305.94 of the County's ARPA revenue replacement funds to be used toward the cost of the purchase of a 2R 250-84 2x50 horsepower Two Ram Baler from Marathon Equipment Company.
- 2) The Solid Waste Director is hereby authorized to expend these funds to purchase the baler as described herein from the designated vendor to facilitate the provision of these services.
- 3) The ARPA Program Director is charged with ensuring that revenue replacement funds allocated and expended to provide these government services will not be used in such a way as to

frustrate COVID-19 mitigation guidance issued by the Centers for Disease Control, or for any other use prohibited by the Final Rule or any applicable state or federal law.

4) 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 2<sup>nd</sup> day of May, 2023

\_\_\_\_\_  
Charles F. Gruber, Chairman  
Baldwin County Commission

ATTEST:

\_\_\_\_\_  
Ronald J. Cink  
Budget Director/Interim County Administrator