

STATE OF ALABAMA)
COUNTY OF BALDWIN)

**RESOLUTION #2023-118
OF THE
BALDWIN COUNTY COMMISSION**

**A RESOLUTION TO APPROVE THE USE OF ARPA FUNDS FOR FAIRCLOTH ROAD DRAINAGE
IMPROVEMENT WATER INFRASTRUCTURE PROJECT**

WHEREAS, Baldwin County, Alabama, (the "County") has received American Rescue Plan Act State and Local Fiscal Recovery Funds ("ARPA funds"); 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 Faircloth Road Drainage Improvement project in Lillian, Alabama (the "project"); and

WHEREAS, the Commission has determined that the project is a necessary, eligible, and reasonable use of these 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 \$1,500,000 of the cost of the project, to include the open channel ditch cut, piping, riprap, and other engineering controls to reduce stormwater velocity and prevent erosion.
- 2) The County Administrator is hereby authorized to expend the ARPA funds described herein to cover costs that are reasonably necessary to 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 for the purposes described 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) The expenditure of ARPA funds for the purposes described 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 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 16th day of May, 2023.

Charles F. Gruber, Chairman
Baldwin County Commission

ATTEST:

Roger H. Rendleman
County Administrator