

Hardin County Fiscal Court Resolution No. 2022-261

AMERICAN RESCUE PLAN ACT STATE AND LOCAL FISCAL RECOVERY FUND EXPENDITURE APPROVAL

WHEREAS, the County of Hardin, Kentucky, duly organized pursuant to the laws of the Commonwealth of Kentucky and existing as a political subdivision of the Commonwealth of Kentucky (the "Governmental Agency") has received or been authorized to receive federal funds granted by the American Rescue Plan Act's State and Local Fiscal Recovery Fund ("SLFRF"); and

WHEREAS, the Fiscal Court of the Governmental Agency has previously adopted its Resolution on September 28, 2021, authorizing the County Judge/Executive to execute and deliver this Approval and any subsequent Approvals, and implement the use of the Expenditures contained herein and therein;

WHEREAS, the Governmental Agency desires to spend the amount (the "Expenditure") set forth in Exhibit A, attached hereto and incorporated herein by reference, by and through its County Judge/Executive; and

NOW, THEREFORE the Governmental Agency, and in consideration of the above recitals, hereby undertakes the following:

Section 1 -- Disbursement of Funds. This Approval shall be executed by the Judge/Executive. The content of this Approval with respect to the Expenditure(s) and compliance with the United States Department of the Treasury's Guidance on SLFRF expenditures and other applicable law (the "Treasury/Legal SLFRF Expenditure Compliance Requirements") is subject to the approval of Stites & Harbison, PLLC, as evidenced by its execution hereof.

Section 2 -- Filing. Each of Stites & Harbison, PLLC and Compass Municipal Advisors, LLC is hereby authorized to undertake and complete all filings of notices or information which may be required by law to be filed by the Governmental Agency to satisfy the Treasury/Legal SLFRF Expenditure Compliance Requirements with respect to the Expenditure(s).

Section 3 -- Approval a Contract; Amendment. This Approval may be amended, but only for the purpose of (i) adding to or modifying the details pertaining to the Expenditure, (ii) curing any ambiguity, correcting defects, or supplementing any ambiguous provision contained herein, or (iii) answering questions arising under this Approval.

Section 4 -- Severability. If any one or more of the provisions of this Approval should be determined by a court of competent jurisdiction to be contrary to law then such provisions shall be deemed to be severable from all remaining provisions and shall not affect the validity of such other provisions.

Section 5 -- Effective Date. This Approval shall become effective immediately upon execution, as provided by law.

IN WITNESS WHEREOF, by and through its duly authorized County Judge/Executive, the Governmental Agency has caused this Approval to be duly executed in its name, and as of the date set forth below.

COUNTY OF HARDIN, KENTUCKY By:  Harry L. Berry	Content of Expenditure with respect to the Treasury/Legal SLFRF Expenditure Compliance Requirements reviewed and approved by: STITES & HARBISON, PLLC By: 
Title: County Judge/Executive Date: 29 December 2022	Title: Member Date: 9/22/2022

ATTEST:


Debbie Donnelly
Hardin County Clerk

**EXHIBIT A
EXPENDITURE AMOUNT AND DESCRIPTION**

Expenditure Description:

The Treasury Final Rule governing permissible expenditures of ARPA/SLFRF funds permits expenditures aimed at improving local water infrastructure, specifically those projects eligible to receive assistance under the federal Clean Water State Revolving Fund (CWSRF) or Drinking Water State Revolving Fund (DWSRF).

The COVID-19 pandemic revealed certain limitations, weaknesses, and inefficiencies in the County's ability to deliver safe, potable, drinking water to its constituents. Accordingly, to address that concern, the County plans to grant a subaward of its ARPA funds to the Hardin County Water District No. 1, which serves the County's population by providing drinking water transmission and distribution infrastructure and services at an affordable rate, to partially fund a larger project comprised of improvements to the Water District's transmission and distribution infrastructure, including the following projects, all necessary to ensure the County's population has affordable and reliable access to safe drinking water.

The Project involves improvements at three locations within the Water District's infrastructure:

1. Pirtle Spring Water Treatment Plant to Filter No. 4 to place the existing filter bay in operation, and improvements the exterior walkway over the clarifiers;
2. Gray Lane Pump Station to increase capacity by replacing the existing groundwater well, pump, controls, equipment, structure, and site improvements; and
3. Replace the existing control valve vault with the new Brizendine Booster Pump Station with new vault, pumps, controls, equipment, and site improvements.

In accordance with the foregoing, the County hereby authorizes a subaward of ARPA/SLFRF funds to the Hardin County Water District No. 1 in the amount of \$1,000,000.00.

The foregoing Expenditure of Revenue Loss funds, in addition to Stites & Harbison, PLLC and Compass Municipal Advisors, LLC's administrative fees authorized by the September 28, 2021 Resolution, are hereby authorized by the County.

Expenditure Category:

Expenditure Category	EC	Amount Authorized
1: Public Health		
COVID-19 Mitigation & Prevention		
COVID-19 Vaccination [^]	1.1	
COVID-19 Testing [^]	1.2	
COVID-19 Contact Tracing [^]	1.3	
Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, Childcare facilities, etc.) ^{*^}	1.4	
Personal Protective Equipment [^]	1.5	
Medical Expenses (including Alternative Care Facilities) [^]	1.6	
Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine) [^]	1.7	
COVID-19 Assistance to Small Businesses [^]	1.8	
COVID 19 Assistance to Non-Profits [^]	1.9	
COVID-19 Aid to Impacted Industries [^]	1.10	
Community Violence Interventions		
Community Violence Interventions ^{*^}	1.11	
Behavioral Health		
Mental Health Services ^{*^}	1.12	
Substance Use Services ^{*^}	1.13	
Other		
Other Public Health Services [^]	1.14	
Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency	-	

* Denotes areas where Governmental Agency must identify the amount of total funds that are allocated to evidence-based interventions.

[^]Denotes areas where Governmental Agency must report on whether projects are primarily serving disadvantaged communities.

2: Negative Economic Impacts		
Assistance to Households		
Household Assistance: Food Programs*^	2.1	
Household Assistance: Rent, Mortgage, and Utility Aid*^	2.2	
Household Assistance: Cash Transfers*^	2.3	
Household Assistance: Internet Access Programs*^	2.4	
Household Assistance: Paid Sick and Medical Leave^	2.5	
Household Assistance: Health Insurance*^	2.6	
Household Assistance: Services for Un/Unbanked*^	2.7	
Household Assistance: Survivor's Benefits^	2.8	
Unemployment Benefits or Cash Assistance to Unemployed Workers*^	2.9	
Assistance to Unemployed or Underemployed Workers (e.g. job training, subsidized)	2.10	
Healthy Childhood Environments: Child Care*^	2.11	
Healthy Childhood Environments: Home Visiting*^	2.12	
Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child	2.13	
Healthy Childhood Environments: Early Learning*^	2.14	
Long-term Housing Security: Affordable Housing*^	2.15	
Long-term Housing Security: Services for Unhoused Persons*^	2.16	
Housing Support: Housing Vouchers and Relocation Assistance for Disproportionately	2.17	
Housing Support: Other Housing Assistance*^	2.18	
Social Determinants of Health: Community Health Workers or Benefits Navigators*^	2.19	
Social Determinants of Health: Lead Remediation*^	2.20	
Medical Facilities for Disproportionately Impacted Communities^	2.21	
Strong Healthy Communities: Neighborhood Features that Promote Health and Safety^	2.22	
Strong Healthy Communities: Demolition and Rehabilitation of Properties^	2.23	
Addressing Educational Disparities: Aid to High-Poverty Districts^	2.24	
Addressing Educational Disparities: Academic, Social, and Emotional Services*^	2.25	
Addressing Educational Disparities: Mental Health Services*^	2.26	
Addressing Impacts of Lost Instructional Time^	2.27	
Contributions to UI Trust Funds^	2.28	
Assistance to Small Businesses		
Loans or Grants to Mitigate Financial Hardship^	2.29	
Technical Assistance, Counseling, or Business Planning*^	2.30	
Rehabilitation of Commercial Properties or Other Improvements^	2.31	
Business Incubators and Start-Up or Expansion Assistance*^	2.32	
Enhanced Support to Microbusinesses*^	2.33	
Assistance to Non-Profits		
Assistance to Impacted Nonprofit Organizations (Impacted or Disproportionately Impacted)^	2.34	
Aid to Impacted Industries		
Aid to Tourism, Travel, or Hospitality^	2.35	
Aid to Other Impacted Industries^	2.36	
Other		
Economic Impact Assistance: Other*^	2.37	
3: Public Health-Negative Economic Impact: Public Sector Capacity		
General Provisions		
Public Sector Workforce: Payroll and Benefits for Public Health, Public Safety, or Human Services Workers	3.1	
Public Sector Workforce: Rehiring Public Sector Staff	3.2	
Public Sector Workforce: Other	3.3	
Public Sector Capacity: Effective Service Delivery	3.4	
Public Sector Capacity: Administrative Needs	3.5	
4: Premium Pay		
Public Sector Employees	4.1	
Private Sector: Grants to Other Employers	4.2	
5: Infrastructure		
Water and Sewer		

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^ Denotes areas where Governmental Agency must report on whether projects are primarily serving disadvantaged communities.

Clean Water: Centralized Wastewater Treatment	5.1	
Clean Water: Centralized Wastewater Collection and Conveyance	5.2	
Clean Water: Decentralized Wastewater	5.3	
Clean Water: Combined Sewer Overflows	5.4	
Clean Water: Other Sewer Infrastructure	5.5	
Clean Water: Stormwater	5.6	
Clean Water: Energy Conservation	5.7	
Clean Water: Water Conservation	5.8	
Clean Water: Nonpoint Source	5.9	
Drinking water: Treatment	5.10	
Drinking water: Transmission & Distribution	5.11	\$1,000,000.00
Drinking water: Lead Remediation, including in Schools and Daycares	5.12	
Drinking water: Source	5.13	
Drinking water: Storage	5.14	
Drinking water: Other water infrastructure	5.15	
Water and Sewer: Private Wells	5.16	
Water and Sewer: IJJA Bureau of Reclamation Match	5.17	
Water and Sewer: Other	5.18	
Broadband		
Broadband: "Last Mile" projects	5.19	
Broadband: IJJA Match	5.20	
Broadband: Other projects	5.21	
6: Revenue Replacement		
Provision of Government Services	6.1	
Non-federal Match for Other Federal Programs	6.2	
7: Administrative		
Administrative Expenses	7.1	\$15,000.00
Transfers to Other Units of Government	7.2	
TOTAL EXPENDITURE AUTHORIZED:		\$1,015,000.00

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