

TOWN OF HARPERSFIELD

RESOLUTION NO. 006 OF THE YEAR 2022

TITLE: RESOLUTION OF THE TOWN OF HARPERSFIELD TOWN BOARD USE OF AMERICAN RESCUE PLAN ACT FUNDS: CONTRACT FOR REPLACEMENT OF ROOF OF TOWN SALT SHED

CONTRACTOR: TITAN ROOFING, INC.

CONTRACT SUM: \$189,000.00.

WHEREAS, the Town Board has received funds from the federal government under the American Rescue Plan Act of 2021 ("ARPA"). ARPA funds are to be used as indicated in the United States Department of the Treasury Interim Final Rule dated May 17, 2021 (the "Interim Final Rule") until April 1, 2022 and the United States Department of the Treasury Final Rule (the "Final Rule") adopted January 6, 2022 and effective April 1, 2022; and

WHEREAS, according to the Final Rule, recipients of ARPA funds may use funds in a manner consistent with the Final Rule prior to April 1, 2022, regardless of when the funds were used; and

WHEREAS, at a Town Board meeting held on October 13, 2021, the Town Board passed a resolution to allocate ARPA funds to the cost associated with the replacement of the Town's salt shed roof (the "Project") and classified the Project as an expenditure for a necessary investment in water infrastructure as outlined in the Interim Final Rule; and

WHEREAS, while the Town Board appropriately classified the Project as falling within the category of an expenditure for a necessary investment in water infrastructure, the Final Rule has expanded the category of replacement of lost sector revenue to allocate a standard allowance for revenue loss up to ten million dollars to recipients for expenses classified as "government services". Additionally, according to the United States Department of the Treasury, the replacement of lost public sector revenue category permits streamlined reporting procedures. Therefore, while the Town did not experience a revenue loss under the calculation set forth in the Interim Final Rule, the Town may utilize the standard allowance set forth in the Final Rule to classify the Project as a government service, falling within the category of replacement of lost public sector revenue to permit streamlined reporting procedures.

NOW, THEREFORE, Be it Resolved by the Town Board:

1. The Town Board had determined that the Project is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") is required.

2. The Town Board has authorized the Town Supervisor to execute any contract documents necessary to complete the Project pursuant to New York State Town Law § 64.
3. The Town Board will use the sum of \$189,000.00 from the total ARPA funds received to date from the federal government to pay for the Project as a government service falling with the category of replacement of lost public sector revenue under the Final Rule. The Town will select the standard allowance for revenue loss in reporting on use of ARPA funds to the federal government.

Town Board Member Lisa M. Driscoll so moved; Town Board Member Patrick F. Funk seconded, and the Town Board voted as follows:

James Eisel Sr., Town Supervisor	Aye.
Matthew J. Taylor, Town Board Member	Aye.
Patrick F. Funk, Town Board Member	Aye.
Lisa M. Driscoll, Town Board Member	Aye.
Erik R. Reeve, Town Board Member	Aye.

STATE OF NEW YORK }

COUNTY OF DELAWARE }

TOWN OF HARPERSFIELD }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of the Town of Harpersfield at a regular meeting held on March 9, 2022, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT:

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MEMBERS ABSENT:

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VOTE:

5 – Ayes.

Witness my hand and the seal of the Town of Harpersfield, this 10th day of March, 2022.



LINDA E. GOSS, TOWN CLERK

TOWN OF HARPERSFIELD