

COUNCIL AGENDA STATEMENT



Meeting Date: September 14, 2021  
To: Honorable Mayor and City Councilmembers  
From: Jennifer Johnson, Finance Director  
Through: George Garrett, City Manager

Agenda Item: **Resolution 2021-91**, Approving An American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund Agreement With The State Of Florida Division Of Emergency Management For \$4,297,825; Authorizing The City Manager To Execute The Agreement On Behalf Of The City; And Providing For An Effective Date

BACKGROUND & JUSTIFICATION:

To support the immediate pandemic response, bring back jobs, and lay the groundwork for a strong and equitable recovery, the American Rescue Plan Act of 2021 established the Coronavirus State and Local Fiscal Recovery Funds, designed to deliver \$350 billion to state, local, territorial, and Tribal governments to bolster their response to the COVID-19 emergency and its economic impacts. Recipients may use Coronavirus State and Local Fiscal Recovery Funds to:

- **Support public health expenditures**, by funding COVID-19 mitigation efforts, medical expenses, behavioral healthcare, and certain public health and safety staff;
- **Address negative economic impacts caused by the public health emergency**, including economic harms to workers, households, small businesses, impacted industries, and the public sector;
- **Replace lost public sector revenue**, using this funding to provide government services to the extent of the reduction in revenue experienced due to the pandemic;
- **Provide premium pay for essential workers**, offering additional support to those who have borne and will bear the greatest health risks because of their service in critical infrastructure sectors; and,
- **Invest in water, sewer, and broadband infrastructure**, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure, and to expand access to broadband internet.

CONSISTENCY CHECKLIST:

	Yes	No
1. Comprehensive Plan	<u>X</u>	___
2. Other – 2010 Sewer Mandate	<u>X</u>	___
3. Not applicable	___	___

FISCAL NOTE:

Approval of this agreement will provide the City with funding up to \$4,297,825.

RECOMMENDATION: Approval of Resolution



STATE OF FLORIDA


# DIVISION OF EMERGENCY MANAGEMENT

Ron DeSantis  
Governor

Kevin Guthrie  
Director

## MEMORANDUM

**TO:** Non-entitlement Units, Recipients  
**FROM:** Stephanie Stachowicz, General Counsel, Division of Emergency Management  
**DATE:** August 27, 2021  
**SUBJECT:** American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund Agreement



This memorandum addresses questions raised by some non-entitlement units ("NEUs") regarding certain provisions of the American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund Agreement between the Division and Recipients.

First, regarding subparagraph (j) of paragraph 13, some NEUs have expressed concern that, by requiring compliance with section 112.061, Florida Statutes, this provision could be interpreted as restricting the ability of NEUs to set their own per diem and travel expense policies as permitted under section 166.021(9)(b), Florida Statutes. The Division will consider compliance with section 166.021(9)(b), Florida Statutes, as compliance with subparagraph (j).

Second, regarding subparagraph (m) of paragraph 13, some NEUs have expressed concern that the limit placed on the use of interest earned on investment of funds conflicts with recent Department of Treasury guidance ("Guidance"). To the extent this provision conflicts with the Guidance, the Division will consider compliance with the Guidance as compliance with subparagraph (m).

As a reminder, the deadline for disbursement of funds is approaching and the Division will need executed agreements in place to ensure timely disbursement of funds. Please contact the Division with any questions.

Sponsored by: Garrett

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2021-91**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING AN AMERICAN RESCUE PLAN ACT CORONAVIRUS LOCAL FISCAL RECOVERY FUND AGREEMENT WITH THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT FOR \$4,297,825; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the State of Florida Division of Emergency Management has provided a funding agreement for \$4,297,825; and

**WHEREAS**, the City Council desires to approve the American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund agreement with State of Florida Division of Emergency Management for \$4,297,825 and authorizes the City Manager to execute the agreement on behalf of the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:**

**Section 1.** The above recitals are true and correct and are incorporated herein.

**Section 2.** The City Council hereby approves the American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund agreement, in Exhibit "A," with State of Florida Division of Emergency Management for \$4,297,825.

**Section 3.** The City Manager is authorized to execute the Agreement with the State of Florida Division of Emergency Management.

**Section 4.** This resolution shall take effect immediately upon its adoption.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 14<sup>TH</sup> DAY OF SEPTEMBER, 2021.**

**THE CITY OF MARATHON, FLORIDA**

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**Luis Gonzalez, Mayor**

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

**ATTEST:**

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Diane Clavier, City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**

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Steven Williams, City Attorney