

RESOLUTION NO. 26-2023

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS AUTHORIZING THE CITY MANAGER TO EXPEND THE CITY'S ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDING IN A MANNER CONSISTENT WITH ELIGIBLE USES AS DEFINED BY THE UNITED STATES DEPARTMENT OF TREASURY AND DIRECTION OF THE CITY COUNCIL AND THAT CONTINUE TO PROMOTE THE RECOVERY FROM THE COVID-19 PANDEMIC.

WHEREAS, on March 11, 2021, the American Rescue Plan Act of 2021, Public Law 117-2 ("ARPA"), was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act (42 U.S.C. § 801 et seq.) to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and Section 603, which established the Coronavirus Local Fiscal Recovery Fund to provide support to local governments ("recipients") to respond to the impacts of COVID-19 on communities, residents, nonprofit organizations, and businesses; and

WHEREAS, Sections 602(c)(1) and 603(c)(2) provide that funds may be used:

- A. To respond to the public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; and
- B. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; and
- C. For the provision of government services to the extent of the reduction in revenue due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the emergency; and
- D. To make necessary investment in water, sewer, or broadband infrastructure.

WHEREAS, the Coronavirus pandemic negatively impacted the revenues of the City of Mesquite, Texas ("City") and businesses and nonprofits in the City were also negatively impacted; and

WHEREAS, \$27,021,425.00 of Coronavirus Local Fiscal Recovery Funds was allocated to the City, pursuant to the ARPA (the "Allocation"); and

WHEREAS, the United States Department of Treasury has adopted guidance regarding the use of ARPA funds and published the Final Rule, 31 Code of Federal Regulations Part 35 ("Final Rule"), for usage of said funds; and

WHEREAS, City staff introduced a proposed spending framework for the Allocation to the City Council on April 22, 2023, during the Goal Setting Workshop, a copy of which is attached hereto as Exhibit A and incorporated herein by reference; and

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WHEREAS, the City, in response to the Coronavirus pandemic, has had expenditures and anticipates future needs and expenditures within the framework of ARPA and consistent with the Final Rule; and

WHEREAS, Section 602(c)(3) authorizes local government recipients to transfer amounts paid from the Coronavirus Local Fiscal Recovery Funds to a number of specified entities including nonprofit organizations involved in the City's response to the pandemic. Entities that receive funds from local governments (the "subrecipients") will receive a subaward from a recipient to carry out a program or project on behalf of the recipient with the recipient's federal award funding.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. The City intends to collect its Allocation of ARPA funds from the United States Department of Treasury to use in a manner within the framework of ARPA and consistent with the Final Rule and to carry this out, the City Council hereby directs the following:

- A. The City Council authorizes the City Manager to utilize funds within applicable federal law and guideline established by the Department of Treasury and then generally as prioritized in Exhibit A.
- B. The City Council affirms its intent to review and retain its authority to deliberate and make final decisions on all contracts proposed to be funded from the Allocation and in excess of the City Manager's spending authority under the City's Code of Ordinances.

SECTION 2. This Resolution shall become effective immediately upon its adoption at a meeting in compliance with the Texas Open Meetings Act.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 20th day of June 2023.

DocuSigned by:

Daniel Aleman Jr.

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Daniel Alemán, Jr.
Mayor

ATTEST:

APPROVED AS TO LEGAL FORM:

DocuSigned by:

Sonja Land

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Sonja Land
City Secretary

DocuSigned by:

David Paschall

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David L. Paschall
City Attorney

American Rescue Plan Act Projects

EXHIBIT A
Administrative Expenses

Grant Management \$750,000

Public Health & Economic Impacts

Ambulance Overtime \$700,000

Police & Fire Training Center (Phase I) \$3,500,000

Hybrid Remote Work Solutions \$100,000

Homelessness Coordinator \$250,000

Mental Health Services (Target: Low Income) \$75,000

Victim Advocacy Program \$300,000

Economic Development Strategic Plan \$100,000

Housing Strategic Plan \$100,000

Non-profit Assistance Program (Sharing Life Outreach) \$500,000

Neighborhood Assistance Program- Utilities \$50,000

Security Cameras at Public Facilities \$500,000

Animal Shelter Expansion Project \$1,000,000

Loss Revenue

Incentive Pay \$200,000

Human Resources Audit \$150,000

Internship Program Enhancement \$30,000

Environmental, Social & Governance \$550,000

Equipment

myMesquite Call Center \$30,000

Hotel Convention Center Study \$150,000

Citywide Wayfinding Signs \$50,000

Employee Development Training \$192,000

Mesquite to Crandall Water Line Design \$400,000

Mesquite to Crandall Water Line Construction \$4,500,000

Construction

Balch Spring Sanitary Sewer Line Design \$200,000

Balch Spring Sanitary Sewer Line Construction \$5,300,000

Water/Sewer Infrastructure

Mesquite 365 Water Line \$1,090,000

Shannon Road to Lawson Road Water Line \$855,000

Earthen/Concrete Channel Maintenance \$750,000

Northwest Drive Feasibility Study \$178,000