

PROPOSED RESOLUTION NO. 18 - 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO PROVIDE GRANTS TO ELIGIBLE BEHAVIORAL HEALTH SERVICES ADMINISTERED BY QUALIFYING NOT-FOR-PROFIT ENTITIES.

WHEREAS, the County has appropriated funds from the Coronavirus State and Local Fiscal Recovery Fund that was established pursuant to Subtitle M of Title IX of the American Rescue Plan Act of 2021; and

WHEREAS, the legislation establishing the Coronavirus State and Local Fiscal Recovery Funds (the “SLFRF”) authorizes counties to use such funds, among other things, “to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to individuals, small businesses and nonprofits, or aid to impacted industries such as tourism, travel and hospitality”; and

WHEREAS, the United States Department of the Treasury has published a Final Rule providing guidance further detailing the permissible uses of the SLFRF moneys (the “Final Rule”); and

WHEREAS, section 35.6(b) of the Final Rule, which appears in Title 31 of the Code of Federal Regulations, provides a non-exclusive list of specific permissible uses of SLFRF funds to respond to the public health emergency or its negative economic impacts; and

WHEREAS, these enumerated uses include, among other things, expenditures for: (i) the mitigation and prevention of COVID–19, including mental health treatment, substance misuse treatment, and other behavioral health services; (ii) grants or other assistance to nonprofit organizations that respond to the negative economic impacts of the

COVID-19 emergency; (iii) programs, services or other assistance that provide services to households, businesses or populations disproportionately affected by the COVID-19 public health emergency, including programs or services that facilitate access to health and social services or that address housing insecurity, lack of affordable housing, or homelessness; (iv) programs or services that address or mitigate the impacts of the COVID-19 public health emergency on education; and (v) programs or service that address or mitigate the impacts of the public health emergency on childhood health or welfare; and

WHEREAS, the County in Ordinance Nos. 63-2021 and 116-A-2021 supplementally appropriated moneys from the County's SLFRF allocation to fund contracts with not-for-profit agencies that provide support for veterans, behavioral health support, educational and academic support and related services for youth, health, counseling and other related services for seniors, and other health and social services programs for the County's most vulnerable residents; and

WHEREAS, the County has identified a non-exhaustive list of potential subrecipients in Appendix A of this Resolution;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to provide grants to eligible behavioral health services administered by qualifying not-for-profit entities as identified in Appendix A attached hereto; and be it further

RESOLVED, that the County Executive is authorized to enter into and execute: (i) subrecipient agreements with not-for-profit organizations and certain other eligible entities listed in Appendix A of this Resolution; as well as (ii) subrecipient agreements with other qualifying not-for-profit organizations and entities. All of these subrecipient agreements will be funded exclusively by SLFRF moneys received by the County under the American Rescue Plan Act of 2021 to be spent in compliance with such legislation, the Final Rule, applicable federal contract provisions, and all other applicable federal law and regulation, and which have been supplementally appropriated in Ordinance Nos. Nos. 63-2021 and

116-A-2021 for the County to enter into agreements for purposes specified in that Ordinance; and be it further

RESOLVED, that all such subrecipient agreements shall be for purposes that are related to responding to the COVID-19 public health emergency or its negative economic impacts, shall be in compliance with all applicable payment terms and conditions, reporting, record keeping or other requirements set forth in such subrecipient agreements, and a separate close-out procedure that will include a reconciliation of the SLFRF moneys provided under any such subrecipient agreements; and be it further

RESOLVED, that such subrecipient agreements shall not affect County funding that may be provided to such not-for-profit organizations and other qualifying entities under any existing funding agreements, if any; and be it further

RESOLVED, that all such subrecipient agreements shall be filed with the Clerk of the Legislature so that they may be listed at the end of the legislative calendar, as appropriate; and be it further

RESOLVED, that the County Executive is authorized to (i) execute any and all subrecipient agreements and any other instruments, agreements, ancillary agreements, funding notices, contracts, amendments, and to take such other action as is necessary to effectuate and carry out the receipt and disbursement of such SLFRF moneys in accordance with this Resolution; and (ii) suspend any vendor disclosure requirements as necessary in order to expedite the disbursement of such SLFRF moneys; and be it further

RESOLVED, that pursuant to the provisions of SEQRA, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., the proposed

action under this Resolution has been determined not to have any significant adverse impacts on the environment and no further review is required.

APPENDIX A