

PROPOSED RESOLUTION NO. 30- 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AND EXECUTE AMENDMENTS TO EXISTING COUNTY CONTRACTS WITH NASSAU COUNCIL OF CHAMBERS INC. THAT IS FUNDED WITH MONEYS RECEIVED BY THE COUNTY UNDER THE AMERICAN RESCUE PLAN'S CORONAVIRUS LOCAL FISCAL RECOVERY FUND AND WHICH HAVE BEEN SUPPLEMENTALLY APPROPRIATED TO FUND CONTRACTS WITH SUCH AGENCIES TO PROVIDE SERVICES THAT WILL RESPOND TO THE EFFECTS OF THE PUBLIC HEALTH EMERGENCY CAUSED BY THE COVID-19 PANDEMIC OR ITS NEGATIVE ECONOMIC IMPACTS.

WHEREAS, the County has received \$62,900,000.00 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 households, 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: responding to the negative economic impacts of the public health emergency for purposes including assistance to small businesses, including programs, services, or capital expenditures that respond to the negative economic impacts of the COVID-19 public health

emergency, including loans or grants to mitigate financial hardship such as declines in revenues or impacts of periods of business closure, or providing technical assistance; and

WHEREAS, the County in Ordinance No._-2021 supplementally appropriated \$1,500,000 from the County's SLFRF allocation to support additional expertise for the Boost Nassau Resource Center in the form of outreach to MWBEs and SDVOBs, technical assistance with applications, coordinate efforts with chambers of commerce, support workshops on e-commerce, etc.; and

WHEREAS, potential subrecipients of SLFRF funds would be required to administer funding and benefits for eligible uses as described in the Scope of Work in Appendix A of this Resolution; and

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

WHEREAS, it is in the best interest of the County and its residents to promptly enter into and execute subrecipient agreements authorizing SLFRF moneys for such purposes so that they can be provided SLFRF moneys as expeditiously as possible;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into and execute a grant agreement on behalf of the County with the Nassau Council of Chambers of Commerce Inc. that is funded with \$600,000.00 received by the County under the American Rescue Plan's Coronavirus State and Local Fiscal Recovery Fund and which has been supplementally appropriated to fund a grant agreement with Nassau Council of Chambers of Commerce Inc., for the purpose of providing technical assistance to mitigate financial hardship to respond to the negative economic impacts of the public health emergency caused by the COVID-19 pandemic; and be it further

RESOLVED, that all such contract amendments and/or funding notices 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 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 No. 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.