Title: American Rescue Plan Act (ARPA) Award Approval of Projects

Action:
Motion to:
1. Approve the use of ARPA funds in the amount not to exceed $1,604,167 for NI-15-Community Connections Supportive Housing Recovery Project in accordance with Expenditure Category 3.11 (Services to Disproportionately Impacted Communities).

2. Approve the use of ARPA funds in the amount not to exceed $1,869,773 for NI-16- FII-National DBA Up Together- Bernalillo County Economic Relief in accordance with Expenditure Category 2.03 (Negative Economic Impacts).

3. Authorize the County Manager to execute subsequent agreements and amendments for the projects approved by the Board of County Commission (BCC) as presented above under ARPA.

Summary:
Bernalillo County was identified as an eligible local government to receive $131,911,293 in direct aid to combat the COVID-19 pandemic, including the public health and economic impacts.

In developing plans, the county met with departments, outside agencies, and elected officials to discuss recovery needs that comply with ARPA Interim Final Rule guidelines. The suggested uses of funds were discussed in two BCC Work Sessions held on August 19, 2021, and August 23, 2021 and suggested projects were prioritized. These projects were submitted to and approved by the BCC on September 28, 2021 for staff to begin the analysis.

Bernalillo County staff has established procedures for determining the eligibility of ARPA funds including assessing risk of potential subrecipients. The procedures outline the guidelines and requirements for vetting projects/initiatives and ensures projects are equitably analyzed. In addition, a Core Team comprised of the Deputy County Manager for Finance, County Manager’s Chief of Staff, Deputy County Manager for Public Works, Economic Development Director, and Procurement and Business Services Director was established to review the analysis and provide recommendations to the BCC.

The projects presented comply with the guidance from U.S. Treasury Department (Treasury) detailed in the ARPA Final Rule and the Compliance and Reporting Guidance in accordance with the identified Expenditure Category (EC). Additionally, the County has established an internal monitoring, review and reporting process; will certify eligible expenditures; and adhere to reporting requirements to ensure transparency and accountability for the use of all ARPA dollars.
The Treasury developed very strict reporting requirements for subrecipients. Therefore, anyone who is identified as a subrecipient, is subject to the requirements and run the risk of not receiving funding or funding being withdrawn for non-compliance in eligible spending and/or mandatory reporting. The funding must be spent or encumbered by December 31, 2024 deadline and all ARPA expenditures must be completed by December 31, 2026, as required by federal law.

Bernalillo County staff is recommending the approval of the projects as listed in the presented motions.

**MOTION 1: NI-15-COMMUNITY CONNECTIONS SUPPORTIVE HOUSING RECOVERY PROJECT (EC 3.11)**

This motion approves $1,604,167 in ARPA funding to provide housing support and rental assistant services to qualified adults and their family members who have been disproportionately impacted by the COVID-19 pandemic. Provide up to 28 people in the first year and 37 people/households in subsequent years. The Project will follow Permanent Supportive Housing and Harm Reduction evidence-based practices specifically designed for individuals in need of behavioral health supports. Project participants will (1) have full rights of tenancy under landlord-tenant laws, including control over living space and protection against eviction; (2) have access to supportive case management support service that they need to retain housing; and (3) be allowed to live in their homes as long as they meet the obligations of tenancy and case management supports. This project benefit is countywide.

**MOTION 2: NI-16-FII-DBA UP TOGETHER BERNALILLO ECONOMIC RELIEF (EC 2.03)**

This motion approves $1,869,773 in ARPA funding to distribute $1.8m in cash transfers to eligible Bernalillo County residents in the form of one-time payments who were not funded through the CABQ Community Impact Fund. Individuals must meet all of the following criteria; experienced financial hardship due to COVID-19 resulting in an inability to cover some or all basic living expenses such as food, transportation, housing, or medical expenses, since March 3, 2021, experienced either: i) a reduction in employment hours of at least 20 hours per week per household; or ii) temporary job loss due to a workplace shut-down because of the COVID-19 outbreak or a New Mexico state-imposed closure related to COVID-19, did not qualify for unemployment insurance, did not qualify for one or more federal stimulus checks, lives in a household of at least two individuals, and had a household income of less than $75,000 for the 2020 income tax year to receive a $1,000 one-time direct cash payment. This project benefit is countywide.

**MOTION 3: AUTHORIZE THE COUNTY MANAGER TO EXECUTE SUBSEQUENT AGREEMENTS FOR APPROVED PROJECTS**

Subsequent agreements will need to be negotiated and executed for each individual project to ensure contractors and/or subrecipients comply with the statutory and regulatory requirements and the terms and conditions of the award. In addition, subsequent agreements are necessary to provide detailed project information, description and project timeline. This motion allows the
County Manager to execute subsequent agreements for Bernalillo County.

**Attachments:**

- ARPA Recovery Projects Award Financial Analysis Form_17786 (XLSM)

**Staff Analysis Summary:**

Procurement & Business Services  Steven Baca  Review  Completed  01/18/2022 8:18 AM
Action Memo 17786: No comment required on the proposed motions; however, proper Purchasing procedures will be followed for any and all related procurements. Steven Baca, Purchasing Administrator, 1/18/2022
Risk Management  Gina M. Ortega  Review  Completed  01/18/2022 10:56 AM
I have reviewed and recommend the approval of this agenda item. JS 011922
Budget  Jackie Sanchez  Review  Completed  01/19/2022 7:58 AM
Public Works Division  Patricia Benavidez  Review  Completed  01/19/2022 10:51 AM
Recommend approval of the American Rescue Plan Act (ARPA) Award Approval EA 1/19/22
Planning & Development Services  Enrico Gradi  Review  Completed  01/20/2022 8:50 AM
Finance  Shirley Ragin  Review  Completed  01/20/2022 9:18 AM
Reviewed and recommend approval. SMR 1/20/22
Legal  John T. Grubesic  Review  Completed  01/20/2022 9:29 AM
Approved as to form. JTLG
County Manager  Julie Anne Anne Baca  Review  Completed  01/20/2022 9:30 AM
The projects presented comply with the guidance from U.S. Treasury Department (Treasury) detailed in the ARPA Final Rule and the Compliance and Reporting Guidance in accordance with the identified Expenditure Category (EC). I recommend approval. JMB 1/20/22

**RESULT:** ADOPTED [UNANIMOUS]

**MOVER:** Debbie O'Malley, Member, District 1

**SECONDER:** Steven Michael Quezada, Member, District 2

**AYES:** Barbo, Benson, O'Malley, Quezada, Pyskoty
**FINANCIAL ANALYSIS FORM**

**SECTION 1: GENERAL INFORMATION**

Request Type: Agenda Item/Financial Resolution (FR)  
Date: January 15, 2022  
Department: Finance  
Form Prepared By:  
(Name, Title & Phone Number) Denise Benavidez, Principal Financial Management Analyst, 505-468-7208  
Form Reviewed By:  
(Budget Office Staff Name, Title, & Phone Number) Dana L. Sanchez, Senior Budget Analyst, (505) 448-3254 Ext. 137024  
(1 thru 5 or all) BCC District:  
All

**SECTION 2: REQUEST OVERVIEW**

To approved the American Rescue Plan Act (ARPA) Projects, and authorize the County Manager to execute agreements which will outline each project description, provide detailed project information, and project timeline.

**SECTION 3: FUNDING SOURCE AND/OR REVENUE IMPACT**

Requires impacted department action to budget in future fiscal years

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<th>Funding Source</th>
<th>NEW</th>
<th>EXISTING</th>
<th>FY22</th>
<th>FY23</th>
<th>FY24</th>
<th>FY25</th>
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New - New Funding Request/Not Currently Budgeted OR  
Existing - Funding Exists in the Budget

**SECTION 4: EXPENDITURE & STAFF IMPACT**

Requires impacted department action to budget in future fiscal years

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Non Applicable

**SECTION 5: NARRATIVE**

FISCAL IMPLICATIONS

Total Revenues 3,473,940

Total Expenditures 3,473,940
Manager will be authorized to execute subsequent agreements for Bernalillo County approved ARPA projects. Subsequent agreements will need to be negotiated and executed for each individual project to ensure contractors and/or sub recipients comply with the statutory and regulatory requirements and the terms and conditions of the award. In addition, subsequent agreements are necessary to provide detailed project information, description and project timeline. If approved, the County will set aside $350 billion in federal fiscal recovery aid for state and local governments, $65.1 billion is provided in direct aid to counties and an additional $1.5 billion for public land counties to combat the COVID-19 pandemic, including the public health and economic impacts. On May 25, 2021, the County Commission approved FR 2021-58 to accept and budget the first direct allocation (tranche) of funding in the amount $65,955,646.50, which was received on May 19, 2021 and on September 28, 2021, the County Commission approved FR 2021-88 to budget the second direct allocation (tranche) of funding in the amount $65,955,646.50, which is expected to be received May 2022.

In developing plans, the county met with departments, outside agencies, and elected officials to discuss recovery needs that comply with ARPA Interim Final Rule guidelines. The suggested uses of funds were discussed in two public work sessions with Bernalillo County Commissioners on August 19, 2021 and August 23, 2021 and suggested projects were prioritized. These projects were submitted to and approved by the BCC on September 28, 2021 for staff to begin the analysis.

Bernalillo County staff has established procedures for determining the eligibility of ARPA funds including assessing risk of potential sub recipients. The procedures outline the guidelines and requirements for vetting projects/initiatives and ensures projects are equitably analyzed.

Current Financial Impact of Proposed Action - Upon approval, $3,473,940 of the APRPA funding that was a direct allocation payment from the Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) are proposed to be used in the following ways:

- 3.11 Community Connections Supportive Housing Recovery Project - Housing support and rental assistance services and behavioral health case management $1,604,167
- 2.03 Up Together - Bernalillo County Economic Relief - One-time payments to eligible Bernalillo County residents who were not funded through the CABQ Community Impact Fund $1,869,773

The County has established an internal monitoring, review and reporting process; will certify eligible expenditures; and adhere to reporting requirements to ensure transparency and accountability for the use of all ARPA dollars.

Future Financial Implications - Subsequent agreements will need to be negotiated and executed for each individual project to ensure contractors and/or sub recipients comply with the statutory and regulatory requirements and the terms and conditions of the award. In addition, subsequent agreements are necessary to provide detailed project information, description and project timeline. If approved, the County Manager will be authorized to execute subsequent agreements for Bernalillo County approved ARPA projects.

Other Relevant Information
- As the county further develops its projects and initiatives, key departments will be provided the guidelines for ensuring the most equitable outcomes for underserved communities.

Program Relevance - The mission of Bernalillo County is to be an effective steward of county resources and a partner in building a high quality of life for county residents, communities and businesses. Bernalillo County’s Recovery Plan supports the critical need for investments and improvements to existing infrastructure in water, sewer, and broadband. Additionally, the Recovery Plan addresses the need of public health and negative economic impacts to services to those communities disproportionately impacted. These objectives are aligned with the county’s Strategic Plan of Governmental Accountability, Public Safety, Economic Vitality, Community Health and Public Infrastructure.

Other Relevant Information - Anyone who is identified as a sub recipient, is subject to the requirements and run the risk of not receiving funding or funding being withdrawn for non-compliance in eligible spending and/or mandatory reporting. The funding must be spent or encumbered by December 31, 2024 deadline and all ARPA expenditures must be completed by December 31, 2026, as required by federal law.

ALTERNATIVES
If the Commission does not approve the proposed projects it will cause a delay or may need to be cancelled. Any unspent funding would need to be returned to the US Treasury.

BUDGET OFFICE REVIEW
The Budget Office has reviewed and approved this financial analysis and sees no issues prohibiting its approval, $5,078,107 of the APRPA funding that was a direct allocation payment from the Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) are proposed to be used in the following ways:

- 3.11 Community Connections Supportive Housing Recovery Project - Housing support and rental assistance services and behavioral health case management $3,208,334
- 2.03 Up Together - Bernalillo County Economic Relief - One-time payments to eligible Bernalillo County residents who were not funded through the CABQ Community Impact Fund $1,869,773

Vitality, Community Health and Public Infrastructure.