



### RESOLUTION AUTHORIZING SPECIAL REVENUE FUND

**WHEREAS**, the federal government passed the American Rescue Plan Act (ARP Act) on March 11, 2021, an economic stimulus law to speed up the United States' recovery from the economic and health effects of the COVID-19 pandemic and the ongoing recession; and

**WHEREAS**, the American Rescue Plan Act of 2021 established the Coronavirus State and Local Fiscal Recovery Funds, providing substantial aid for local governments to lay the groundwork for a strong and equitable recovery; and

**WHEREAS**, the U.S. Treasury Department has issued guidance for the use of these funds and implemented the provisions of this program; and

**WHEREAS**, the broad definition of allowable uses include replenishing lost revenue (limited to revenue loss due to pandemic relative to fiscal year prior to the emergency), mitigating negative economic impact of the pandemic, and providing necessary investments in water, sewer, or broadband infrastructure; and

**WHEREAS**, funds made available to the Town of Nags Head must be obligated by December 31, 2024; and

**WHEREAS**, the NC Pandemic Recovery Office (NCPRO) has provided guidance for non-entitlement local governments in order to receive their distribution from the State; and

**WHEREAS**, NCGS 160a-17.1 authorizes the governing body of any city or county to make contracts for and to accept grants-in-aid and loans from the federal and State governments and their agencies for constructing, expanding, maintaining, and operating any project or facility, or performing any function, which such city or county may be authorized by general law or local act to provide or perform; and

**WHEREAS**, the Board of Commissioners authorizes the receipt of ARP Act funds and delegates authority to the Town Manager or designee to execute any necessary agreements on behalf of the Board; and

**WHEREAS**, NCGS 159-26(b)(2) authorizes the creation of a special revenue fund.

### NOW, THEREFORE, BE IT RESOLVED

**Section 1.** The Town of Nags Head hereby creates the ARP Act Special Revenue Fund for the purposes of tracking and reporting eligible expenditures and ARP Act revenues.

**Section 2.** This ARP Act Special Revenue Fund shall remain until the expiration of the original act and any subsequent extensions or additions provided by the federal government.

**Section 3.** This resolution shall become effective upon its adoption.

Adopted this the 2nd day of June 2021.

  
Benjamin Cahoon, Mayor  
Town of Nags Head

ATTEST:  
  
Carolyn F. Morris, Town Clerk

