



## Legislation Text

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File #: 24-222, Version: 1

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### **AUTHORIZING THE USE AND TRANSFER OF STATE AND LOCAL FISCAL RECOVERY FUNDS FROM LOST REVENUE RECOUPMENT FUND 356 TO GENERAL FUND 001 TO CAPITAL PROJECTS FUND 500 TO FUND ADA ACCESSIBLE RAMP AT THE ADULT JUSTICE CENTER FOR THE KANE COUNTY BUILDING MANAGEMENT DEPARTMENT**

WHEREAS, the Congress of the United States has enacted the American Rescue Plan Act of 2021 (“ARPA”) to provide economic relief to State, Local, and Tribal governments responding to economic and public health impacts of the COVID-19 pandemic; and

WHEREAS, the County of Kane has received a total of \$103,413,041 (One Hundred Three Million, Four Hundred Thirteen Thousand, Forty-One Dollars) from the United States Department of the Treasury, in State and Local Fiscal Recovery Funds (“SLFRF”) pursuant to ARPA, and

WHEREAS, pursuant to ARPA and the administrative regulations adopted by the United States Department of the Treasury (“Final Rule”), the County of Kane shall use SLFRF to defray costs associated with its response to the COVID-19 pandemic within the County, to address the economic fallout from the pandemic, and lay the foundation for a strong and equitable recovery; and

WHEREAS, by Resolution 21-313, the Kane County Board has established the American Rescue Plan Committee (“ARPC”) as a resource for research, education, planning, and recommendations for the best allocation and uses of the County’s SLFRF; and

WHEREAS, by Resolution 21-156, the Kane County Board approved the recommended Spending Plan as proposed by the ARPC, which designates \$42,000,000 (Forty-Two Million Dollars) to be used for Kane County Department and Elected Office project requests; and

WHEREAS, the Kane County Building Management Department has made a request in the amount of \$317,485 (Three Hundred Seventeen Thousand and Four Hundred Eighty-Five Dollars) of SLFRF to fund ADA Accessible Ramp at the Adult Justice Center for the purpose of providing government services; and

WHEREAS, constructing an ADA accessible ramp at the Kane County Adult Justice Center fulfills the mandate of the American Rescue Plan Act (ARPA) by enhancing government services, facilitating equitable access to justice, and addressing the negative economic impacts of the COVID-19 pandemic through inclusive infrastructure investments; and

WHEREAS, to assist the County in determining whether the project is an eligible use of

SLFRF under ARPA, the Final Rule, and the related guidance issued by the United States Department of the Treasury, the ARPC consultant, Ernst and Young, has reviewed the Kane County Building Management Department's request for SLFRF for ADA Accessible Ramp at the Adult Justice Center for the purpose of providing government services and completed an assessment regarding the project's eligibility (see Exhibit A); and

WHEREAS, the ARPC consultant, Ernst and Young, has indicated that revenue recoupment funds from SLFRF may be used to fund the ADA Accessible Ramp at the Adult Justice Center project during the ARPA period of performance and in accordance with the ARPA, the Final Rule and related guidance issued by the United States Department of the Treasury, and any other Federal, State or Local laws and regulations; and

WHEREAS, the ARPC recommends that the Kane County Board authorizes the use of amount allocated under revenue recoupment of SLFRF in the amount of \$317,485 (Three Hundred Seventeen Thousand and Four Hundred Eighty-Five Dollars) to fund the ADA Accessible Ramp at the Adult Justice Center for the Kane County Building Management Department; and

WHEREAS, the ARPC recommends that the Kane County Board authorizes the transfer of the SLFRF Lost Revenue Recoupment funds in the amount of \$317,485 (Three Hundred Seventeen Thousand and Four Hundred Eighty-Five Dollars) from Fund 356 to General Fund 001 Sub Fund 500 Capital Projects to be used to fund the ADA Accessible Ramp at the Adult Justice Center; and

NOW, THEREFORE, BE IT RESOLVED that the Kane County Board hereby authorizes the use and transfer of State and Local Fiscal Recovery Funds from Lost Revenue Recoupment in the amount of \$317,485 (Three Hundred Seventeen Thousand and Four Hundred Eighty-Five Dollars) to fund the ADA Accessible Ramp at the Adult Justice Center, in accordance with the American Rescue Plan Act of 2021, the Final Rule, and related guidance issued by the United States Department of the Treasury, and any other Federal, State or local laws and regulations; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Kane County Board that the following adjustment be made to the Fiscal Year FY2024 budget:

|                                  |   |           |
|----------------------------------|---|-----------|
| 356.800.672.99001<br>\$317,485   | Transfer to General Fund                      |           |
| 356.800.000.39900<br>\$317,485   | Fund Balance Utilization                      |           |
| 001.800.808.99500<br>\$317,485   | Transfer to Capital Projects Fund             |           |
| 001.000.000.39356                | Transfer from Recoupment of Lost Revenue Fund | \$317,485 |
| 500.800.000.39900<br>(\$317,485) | Fund Balance Utilization                      |           |

500.800.000.39001                      Transfer from General Fund  
\$317,485

*Line Item:* See above

*Line Item Description:* See above

*Was Personnel/Item/Service approved in original budget or a subsequent budget revision?* No

*Are funds currently available for this Personnel/Item/Service in the specific line item?* Yes

*If funds are not currently available in the specified line item, where are the funds available?*

See above

Passed by the Kane County Board on June 11, 2024.

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John A. Cunningham, MBA, JD, JD  
Clerk, County Board  
Kane County, Illinois

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Corinne M. Pierog MA, MBA  
Chairman, County Board  
Kane County, Illinois

Vote: