

**Town of Apex Resolution for Accepting American Rescue Plan Act Funds**

**WHEREAS**, the Town of Apex is eligible for funding from the Coronavirus State and Local Fiscal Recovery Funds of H.R. 1319 American Rescue Plan Act of 2021 (CSLRF).

**WHEREAS**, the US Treasury Department will provide for the distribution of funds to eligible North Carolina municipalities; and

**WHEREAS**, before receiving a payment, the Town Council is required to formally accept the CSLRF funds;

**WHEREAS**, revenue received under the CSLRF must only be spent for purposes authorized by the CSLRF, and applicable regulations, and by state law;

**WHEREAS**, revenue received under the CSLRF must be accounted for in a separate fund and not co-mingled with other revenue for accounting purposes; and

**WHEREAS**, the Town of Apex must comply with all applicable budgeting, accounting, contracting, reporting, and other compliance requirements for CSLRF funds.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Apex that we do hereby accept and request CSLRF funding to be distributed by the US Treasury Department; and

**FURTHER RESOLVED** that the Town of Apex affirms that the CSLRF revenue will only be used for the purposes prescribed in the CSLRF, and in US Treasury guidance in 31 CFR, Part 35, and any applicable regulations, and in accordance with state law; and

**FUTHER RESOLVED** that the Town of Apex will comply with procedures created by the US Treasury Department to receive funds under the act; and

**FURTHER RESOLVED** that the Town of Apex will account for CSLRF in a separate fund and not co-mingle it with other revenues for accounting purposes and will comply with all applicable federal and state budgeting, accounting, contracting, reporting, and other compliance requirements for CSLRF funds; and

**FURTHER RESOLVED** that the Town Council of the Town of Apex designates and directs the Town Finance Officer to take all actions necessary on behalf of the town council to receive the CSLRF funds.

**ADOPTED**, this the 23rd day of November, 2021.

/s/ \_\_\_\_\_

Jacques K. Gilbert, Mayor

/s/ \_\_\_\_\_

Jontesca D. Silver, Town Clerk