



County Administrative Office
COUNTY OF TULARE
AGENDA ITEM

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

EDDIE VALERO
District Four

DENNIS TOWNSEND
District Five

AGENDA DATE: July 07, 2020

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>

CONTACT PERSON: Paul Guerrero PHONE: 636-5005

SUBJECT: Authorization of County Administrative Officer Certification Forms

REQUEST(S):

That the Board of Supervisors:

1. Authorize the County Administrative Officer to sign and submit a certification for receipt of funds from the California Department of Finance to receive Coronavirus Aid, Relief, and Economic Security Act Funding.
2. Authorize the County Administrative Officer to sign and submit a certification for receipt of funds from the California Department of Finance to receive realignment backfill funding revenues.

SUMMARY:

On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was signed into law. This legislation authorizes more than \$2 trillion to combat the Coronavirus Disease 2019 (COVID-19) and its economic effects, including cash relief for individual citizens, loan programs for small business, support for hospitals, other medical providers, schools, and various types of economic relief for impacted business and industries.

The Governor's California State Budget for Fiscal Year 2020/21 includes an allocation of approximately \$48.9 million to Tulare County for COVID-19 expenditures, impacts, mitigations, responses, and effects caused by the public health emergency. Tulare County anticipates to receive the allocated funding of \$48.9 million by July 30th of 2020 and is required to certify and agree to conditions upon receipt of CARES Funding. Certification must be received by the California Department of Finance no later than 11:59 p.m. on July 10, 2020.

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The County's certification will follow the proposed uses of the funds provided as direct payment under the applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020 will be used only for costs that:

- a. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19)
- b. Were not accounted for in the budget most recently approved as of March 27, 2020, for County of Tulare.
- c. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

The County is also required to agree to do all of the following as conditions of receipt of funding:

- a. Adhere to federal guidance and the state's stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, any subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to COVID-19 emergency.
- b. Use the funds in accordance with all applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020.
- c. Report on expenditures and summarize regional collaboration and non-duplication of efforts within the region by September 1, 2020, and return any funds that are unspent by October 30, 2020 (unless extended by the Department of Finance based on reported expenditures to date), and repay the state for any cost disallowed after federal review.
- d. Retain records to support reported COVID-19 eligible expenditures and participate in audits as outlined by the federal government and State.

On June 29, 2020, the Governor signed into law Assembly Bill-89 (AB-89) of the Budget Act of 2020. With the ongoing pandemic, the delay in knowing how much tax revenues the State will receive due to the extended filing deadline and continued uncertainty whether any additional federal COVID-19 relief funding would be provided to the State, AB-89 was signed into law authorizing the State to utilize funds from the State's rainy-day fund. A key component of AB-89 provides \$1 billion in realignment backfill to help prevent devastating cuts that would occur to safety net programs due to declining realignment revenues. Funding is to be used for health and human services program, entitlement programs and programs that serve the most vulnerable populations.

The California Department of Finance will develop an allocation schedule to distribute the funding to counties. Certification must be received by the California Department of Finance no later than 11:59 p.m. on July 10, 2020.

The County's certification will follow the proposed uses of the funds under Provision

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3 of Item 9210-110-001 of the Budget Act of 2020 will be used only for costs that:

- a. Would have otherwise been funded via state-local Realignment revenues.
- b. Prioritize support for health and human services, entitlement programs, and programs that serve vulnerable populations.

The County also is required to do all of the following as a condition of receipt of funds:

- a. Adhere to federal guidance and the state's stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, any subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to COVID-19 emergency.
- b. Use the funds in accordance with Provision 3 of Item 9210-110-0001 of the Budget Act of 2020.

FISCAL IMPACT/FINANCING:

Authorizing the County Administrative Officer to sign and submit the certifications allows all necessary expenditures incurred by the County of Tulare, due to the COVID-19 Pandemic, to be covered by the \$48.9 million CARES Act allocation funding to the County, and provides county eligibility for realignment backfill funding revenues to safety net programs. There is no net County cost to the General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Safety and Security Initiative to provide for the safety and security of the public. By authorizing the County Administrative Officer to sign and submit the certification forms for funding addresses impacts, mitigations, emergencies preparedness, responses, and effects caused by the public health emergency with respect to COVID-19, and provides county eligibility for realignment backfill funding revenues to safety net programs that meets the aforementioned strategic plan initiative.

ADMINISTRATIVE SIGN-OFF:



Jason T. Britt
County Administrative Officer

cc: County Administrative Office

Attachment(s): Certification Forms

BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF AUTHORIZATION OF)
THE COUNTY ADMINISTRATIVE OFFICER) Resolution No. _____
CERTIFICATION FORMS) Agreement No. _____

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK OF THE BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Authorized the County Administrative Officer to sign and submit a certification for receipt of funds from the California Department of Finance to receive Coronavirus Aid, Relief, and Economic Security Act Funding.
2. Authorized the County Administrative Officer to sign and submit a certification for receipt of funds from the California Department of Finance to receive realignment backfill funding revenues.

CERTIFICATION FOR RECEIPT OF FUNDS PURSUANT TO PROVISION 3 OF
ITEM 9210-110-0001 OF THE BUDGET ACT OF 2020

I, Jason T. Britt, am the chief executive or authorized designee of County of Tulare, and I certify that:

1. I have the authority on behalf of County of Tulare to request payment from the State of California ('State') pursuant to Provision 3 of Item 9210-110-0001 of the Budget Act of 2020.
2. I understand the State will rely on this certification as a material representation in making a direct payment to County of Tulare.
3. County of Tulare's proposed uses of the funds provided under Provision 3 of Item 9210-110-0001 of the Budget Act of 2020 will be used only for costs that:
 - a. Would have otherwise been funded via state-local Realignment revenues.
 - b. Prioritize support for health and human services, entitlement programs, and programs that serve vulnerable populations.
4. County of Tulare agrees to do all of the following as a condition of receipt of funds:
 - a. Adhere to federal guidance and the state's stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, any subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to COVID-19 emergency.
 - b. Use the funds in accordance with Provision 3 of Item 9210-110-0001 of the Budget Act of 2020.

By: Jason T. Britt

Signature: _____

Title: County Administrative Officer

Date: _____

The completed certification must be submitted by email to:

CountyGFAllocations@dof.ca.gov

Certifications must be received by no later than 11:59 p.m. Pacific Daylight Time on July 10, 2020. Certifications received after that time will be disallowed. The subject line of the email shall only contain the name of the county (e.g. County of xxx).

CERTIFICATION FOR RECEIPT OF FUNDS PURSUANT TO PARAGRAPHS (2) OR (3) OF
SUBDIVISION (d) OF CONTROL SECTION 11.90 OF THE BUDGET ACT OF 2020

I, Jason T. Britt, am the chief executive or authorized designee of County of Tulare, and I certify that:

1. I have the authority on behalf of County of Tulare to request payment from the State of California ('State') pursuant to the applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020.
2. I understand the State will rely on this certification as a material representation in making a direct payment to County of Tulare.
3. County of Tulare's proposed uses of the funds provided as direct payment under the applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020 will be used only for costs that:
 - a. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19)
 - b. Were not accounted for in the budget most recently approved as of March 27, 2020, for County of Tulare
 - c. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.
4. County of Tulare agrees to do all of the following as a condition of receipt of funds:
 - a. Adhere to federal guidance and the state's stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, any subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to COVID-19 emergency.
 - b. Use the funds in accordance with all applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020.
 - c. Report on expenditures and summarize regional collaboration and non-duplication of efforts within the region by September 1, 2020, and return any funds that are unspent by October 30, 2020 (unless extended by the Department of Finance based on reported expenditures to date), and repay the state for any cost disallowed after federal review.
 - d. Retain records to support reported COVID-19 eligible expenditures and participate in audits as outlined by the federal government and State.

CERTIFICATION FOR RECEIPT OF FUNDS PURSUANT TO PARAGRAPHS (2) OR (3) OF
SUBDIVISION (d) OF CONTROL SECTION 11.90 OF THE BUDGET ACT OF 2020

By: Jason T. Britt

Signature: _____

Title: County Administrative Officer

Date: _____

The completed certification must be submitted by email to:

CRFApplications@dof.ca.gov

Certifications must be received by no later than 11:59 p.m. Pacific Daylight Time on July 10, 2020. Certifications received after that time may be disallowed. The subject line of the email shall only contain the name of the local government entity (i.e. City of xxx or County of xxx).