

**A RESOLUTION DECLARING INTENTION TO ADVANCE FUNDING
AND REIMBURSE EXPENDITURES RELATED TO
ADMINISTERING THE FORT BEND COUNTY ARPA PROGRAMS**

WHEREAS, the Fort Bend County Commissioners Court (the "Court") has approved, and Fort Bend County (the "County") is proceeding with actions necessary to administer the County's American Rescue Plan Act Programs (the "ARPA Programs");

WHEREAS, the County anticipates the receipt of funding provided through the federal American Rescue Plan Act of 2021 (the "ARPA Funds") currently expected in a minimum amount of approximately \$157,421,889.00, of which not more than \$157,421,889.00 is expected to be used to fund ARPA Programs;

WHEREAS, no funds of the County are, or are reasonably expected to be, allocated, reserved, or otherwise set aside in the County's budget on a long-term basis to pay the cost of the ARPA Programs;

WHEREAS, the County anticipates that after the date hereof and prior to the receipt of the ARPA Funds, it will be obligated to pay certain costs constituting expenditures properly chargeable to a capital account (under general federal income tax principles) in connection with the ARPA Programs in the aggregate amount of not more than \$157,421,889.00 (herein, the "Expenditures");

WHEREAS, the money to be used to pay the Expenditures set forth in this Resolution is in the General Fund (herein, the "Fund"), the general purpose and function of which is used to pay operating and maintenance expenditures of the County and such money is not appropriated for any other purpose;

WHEREAS, the County reasonably expects that it will be reimbursed for the Expenditures with proceeds of the ARPA Funds; and

WHEREAS, after the receipt of the ARPA Funds, County will: (1) evidence each allocation of proceeds of the ARPA Funds to the reimbursement of the Expenditures with an entry in its books and records maintained with respect to the ARPA Funds, and (2) identify in such entry the actual prior Expenditure being reimbursed or the fund from which the Expenditure was made.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS THAT:

Section 1. The Court hereby adopts the findings set out in the preamble hereof and declares its intent within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended, to use ARPA Funds to pay the costs of the ARPA Programs, of which a maximum amount of \$157,421,889.00 is expected to be used to reimburse the County for capital expenditures paid in connection with the ARPA Programs prior to the receipt of the ARPA Funds.

Section 2. The County will maintain this Resolution at the office of the County at 301 Jackson Street, Richmond, Texas 77469 and make it continuously available for inspection by the general public during normal business hours on business days beginning within thirty (30) days after the date of this Resolution.

PASSED AND APPROVED this _____, 2021.

KP George, County Judge
Fort Bend County, Texas

Laura Richard, County Clerk

(SEAL)