

BOARD OF SUPERVISORS, PLUMAS COUNTY, CALIFORNIA
RESOLUTION NO. 2020- 8499

**RESOLUTION APPROVING OF THE CONDITIONS FOR RECEIPT OF FUNDS UNDER THE BUDGET
ACT OF 2020 AND AUTHORIZING THE CHAIRPERSON OF THE BOARD OF SUPERVISORS
TO SIGN THE ASSOCIATED CERTIFICATIONS**

WHEREAS, the State of California has made funds available to the County of Plumas under Paragraphs (2) and (3) of Subdivision (d) of Control Section 11.90 of the Budget Act of 2020; and,

WHEREAS, as a condition of receiving these funds, the County of Plumas must submit a Certification that:

A. Affirms that 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 are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); were not accounted for in the budget most recently approved as of March 27, 2020, for the County of Plumas; and, were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

B. The County agrees to: (1) 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; (2) use the funds in accordance with all applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020; (3) report on expenditures and summarize regional collaboration and non-duplication of efforts within the region by September 1, 2020; (4) return any funds that are unspent by October 30, 2020 (unless extended by the Department of Finance based on reported expenditures to date); (5) repay the state for any cost disallowed after federal review; and, (6) retain records to support reported COVID-19 eligible expenditures and participate in audits as outlined by the federal government and State.

WHEREAS, the State of California has also made funds available to the County of Plumas pursuant to Provision 3 of Item 9210-110-0001 of the Budget Act of 2020; and,

WHEREAS, as a condition of receiving these funds, the County must submit a Certification which affirms that:

A. The County's proposed uses of the funds provided will be used only for costs that would have otherwise been funded via state-local Realignment revenues and that the County will prioritize support for health and human services, entitlement programs, and programs that serve vulnerable populations; and

B. The County will 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; and

C. The County will use the funds in accordance with Provision 3 of Item 9210-110-0001 of the Budget Act of 2020.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of the County of Plumas, State of California:

A. The County of Plumas affirms that 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 are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); were not accounted for in the budget most recently approved as of March 27, 2020, for the County of Plumas; and, were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

B. The County agrees to: (1) 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; (2) use the funds in accordance with all applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020; (3) report on expenditures and summarize regional collaboration and non-duplication of efforts within the region by September 1, 2020; (4) return any funds that are unspent by October 30, 2020 (unless extended by the Department of Finance based on reported expenditures to date); (5) repay the state for any cost disallowed after federal review; and, (6) retain records to support reported COVID-19 eligible expenditures and participate in audits as outlined by the federal government and State; and

C. The Chairperson of the Board of Supervisors is hereby authorized to sign the 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.

NOW, THEREFORE BE IT FURTHER RESOLVED:

A. The County's proposed uses of the funds provided pursuant to Provision 3 of Item 9210-110-0001 of the Budget Act of 2020 will be used only for costs that would have otherwise been funded via state-local Realignment revenues and the County will prioritize support for health and human services, entitlement programs, and programs that serve vulnerable populations; and

B. The County will 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; and

C. The County will use the funds in accordance with Provision 3 of Item 9210-110-0001 of the Budget Act of 2020; and

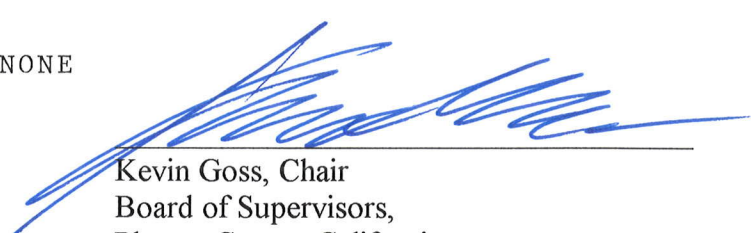
D. The Chairperson of the Board of Supervisors is hereby authorized to sign the Certification for Receipt of Funds Pursuant to Provision 3 of Item 9210-110-0001 of the Budget Act of 2020.

THIS RESOLUTION was passed by the Board of Supervisors of the County of Plumas at a regular meeting thereof held on July 7, 2020, by the following vote:

AYES: SUPERVISORS SIMPSON, THRALL, ENGEL, GOSS

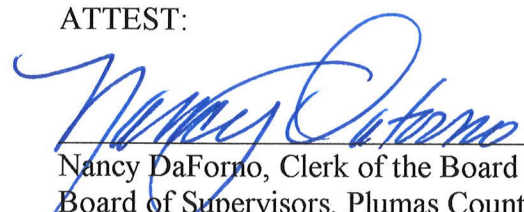
NOES: NONE

ABSENT OR ABSTAIN: NONE



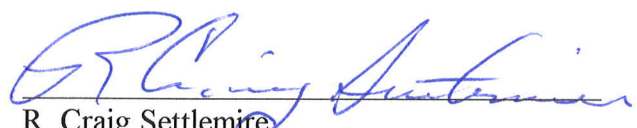
Kevin Goss, Chair
Board of Supervisors,
Plumas County California

ATTEST:



Nancy DaForno, Clerk of the Board
Board of Supervisors, Plumas County,
California

APPROVED AS TO FORM:



R. Craig Settlemire
County Counsel
Plumas County, California

[S:\COVID-19\Financial\resolution---DOF certification for CRF and Realignment funding.doc]

SEC. 11.90. (CARES)

(a) It is the intent of the Legislature in enacting this section to provide flexibility for administrative approval of augmentations for the expenditure of \$9,525,564,744 in federal funds allocated from the Coronavirus Relief Fund in the Coronavirus Aid, Relief, and Economic Security (CARES) Act (P.L. 116-136) that address urgent need in support of the state's response to the COVID-19 public health emergency, subject to the requirements of this section. Except as provided in this section, proposals for expenditure of these funds shall be considered in the annual State Budget or other state legislation. Section 28.00 does not apply to the funds described in this section.

(b) The Director of Finance may allocate the federal funds described in subdivision (a) to support activities and expenses that promote public health and safety in response to the COVID-19 public health emergency, including, but not limited to, any of the following:

- (1) State and local public safety, including implementation of social distancing guidelines in public facilities.
- (2) State and local public health, including testing and contact tracing.
- (3) Services for vulnerable populations, including increased caseload.
- (4) K-12 learning loss mitigation.
- (5) County public health, behavioral health, and health and human services.
- (6) Other items permitted pursuant to guidance provided by the United States Treasury Department, including answers to Frequently Asked Questions, as allowable expenditures that support the state's COVID-19 response.

(c) Funds may be allocated to offset or reduce General Fund appropriations in the 2019-20 and 2020-21 fiscal years that were made to support the COVID-19 response between March 1, 2020, and December 30, 2020. *If no item for a department currently exists to allow for adjustments for the allocation, then an item may be created for this purpose.*

(d) Notwithstanding subdivisions (b) and (c), of the funds described in subdivision (a), the Director of Finance shall allocate ~~\$2,350,000,000~~ *\$2,339,065,000* for the following purposes:

(1) (A) \$550,000,000 through the Department of Housing and Community Development to support housing for individuals and families who are experiencing homelessness or who are at risk of homelessness due to the COVID-19 pandemic. ~~These funds may be used for the following purposes:~~

- (i) ~~Acquisition or acquisition and rehabilitation of motels, hotels, or hostels.~~
- (ii) ~~Master leasing of properties.~~
- (iii) ~~Acquisition of other sites and assets, including purchase of apartments or homes, adult residential facilities, manufactured housing, and other buildings with existing residential uses that could be converted to permanent or interim housing.~~
- (iv) ~~Conversion of units from nonresidential to residential in a structure with a certificate of occupancy as a motel, hotel, or hostel.~~
- (v) ~~Purchase of affordability covenants and restrictions for units.~~
- (vi) ~~Relocation costs for individuals who are displaced as a result of rehabilitation of existing units.~~
- (B) ~~Initial priority placement for these newly created units shall be provided for individuals who were either suspected or confirmed cases of SARS-CoV-2 infection or who are considered at high risk for infection.~~
- (C) ~~All funding provided pursuant to this paragraph that is used to provide housing for individuals and families who are experiencing homelessness shall comply with Housing First Principles, as described in Section 8255 of the Welfare and Institutions Code.~~

(2) \$500,000,000 directly to cities, to be used toward homelessness, public health, public safety, and other services to combat the COVID-19 pandemic. These funds shall be allocated in the following manner:

(A) \$225,000,000 directly to cities with a population of 300,000 or greater that did not receive a direct allocation from the federal CARES Act (P.L. 116-136). These funds shall be allocated based on the share of each city's population relative to the total population of the cities described in this subparagraph.

(B) \$275,000,000 to cities with a population of less than 300,000. These funds shall be allocated based on the share of each city's population relative to the total population of the cities described in this subparagraph. A city receiving funding pursuant to this subparagraph shall not receive less than \$50,000.

(3) \$1,289,065,000 to counties, to be used toward homelessness, public health, public safety, and other services to combat the COVID-19 pandemic. These funds shall be allocated based on the share of each county's population relative to the total population of the state, taking into account prior direct allocation of funding from the federal CARES Act (P.L. 116-136).

(e) If funds described in subdivision (a) are not spent by September 1, 2020, the Director of Finance may reallocate those funds to any item of appropriation for other allowable activities. Changes to these allocations may be authorized not sooner than 10 days after notification in writing to the Joint Legislative Budget Committee of the changes to the planned expenditures. The Chairperson of the Joint Legislative Budget Committee, or the chairperson's designee, may shorten the 10-day period by written notification to the director.

(f) Funding to local governments pursuant to this section is contingent on the local jurisdiction's adherence to federal guidance and the state's stay-at-home orders. ~~Funding shall be released upon the jurisdictions' certification of adherence to both requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, subsequent executive orders or statutes, and all State Department of Public Health orders, directives, and guidance issued in response to the COVID-19 public health emergency. Local governments shall certify compliance to the Department of Finance. The State Controller shall allocate funding to a local government upon the order of the Director of Finance.~~

(g) ~~The director~~ Director of Finance may authorize the augmentation of the funds available in subdivision (a) for expenditure for any program, project, or function in the schedule of any item of appropriation in this act or any additional program, project, or function equal to the amount of funds the Director of Finance estimates will be received from the federal government between March 1, 2020, and December 30, 2020, provided that the augmentation meets all of the following requirements:

(1) The funds will be expended to address an urgent need in support of the state's response to the COVID-19 public health emergency.

(2) The funds will be expended for a purpose that is consistent with this section and state law.

(3) The funds are made available to the state under conditions permitting the use of the funds only for COVID-19-related response, and the additional expenditure proposed under this section would apply to that specified funding purpose.

(4) Acceptance of the funds does not impose on the state any requirement to commit or expend new state funds for any program or purpose.

(5) The need exists to expend the additional funding before December 30, 2020.

(h) The Director of Finance may reduce any program, project or function in the schedule of any item of appropriation in this act whenever the director determines that funds to be received will be less than the amount taken into consideration in the schedule.

(i) Funds appropriated pursuant to this section shall not be expended prior to 10 days after the Director of Finance notifies the Joint Legislative Budget Committee in writing of the purposes of the planned expenditure and the justification for the amount proposed for expenditure. The Chairperson of the Joint Legislative Budget Committee, or the chairperson's designee, may shorten or waive that 10 day period by written notification to the Director of Finance.

Realignment Budget Act Language

9210-110-0001—For local assistance, Local Government Financing, to be allocated by the Controller.....

181,000

750,181,000

Schedule:

(1)

7540-Aid to Local Government.....

181,000

750,181,000

Provisions:

1.

The amount appropriated in this item Of the amount appropriated in this item, \$181,000 is to reimburse the County of Alpine for shortfalls incurred in the 2018–19 fiscal year related to the Sales and Use Tax Countywide Adjustment Amount authorized by Section 97.68 of the Revenue and Taxation Code, and the Vehicle License Fee Adjustment Amount authorized by Section 97.70 of the Revenue and Taxation Code.

2.

No later than October 1,2020, the county shall To receive the amount described in Provision 1, the County of Alpine shall, no later than October 1, 2020, submit to the Department of Finance a countywide claim detailing the shortfall incurred in the 2018–19 fiscal year by the county in relation to each of the specified Revenue and Taxation Code sections. The Department of Finance shall review the claim for accuracy and, upon determining the claim is accurate and complete, shall forward it to the Controller for payment.

3. (a) Of the amount appropriated in this item, \$750,000,000 is to provide support for counties experiencing revenue losses for realigned programs. In utilizing these funds, counties shall prioritize support for health and human services, entitlement programs, and programs that serve vulnerable populations.

(b) Pursuant to Control Section 8.28, the amount described in subdivision (a) may be augmented by \$250,000,000.

(c) The Department of Finance, in consultation with the California State Association of Counties, shall develop a countywide allocation schedule to distribute the funding described in subdivisions (a) and (b).

(d) The Director of Finance shall provide the countywide allocation schedule to the State Controller's Office for distribution of the county allocations pursuant to subdivisions (a) and (b) not sooner than 10 days after notification in writing to the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the chairperson of the joint committee, or the chairperson's designee, may determine.

(e) Funding to a county pursuant to subdivisions (a) and (b) is contingent on the county's adherence to federal guidance, 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 issued in response to the COVID-19 public health emergency. Counties shall certify compliance to the Department of Finance. The State Controller shall allocate funding to a county upon order of the Director of Finance.

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

I, Kevin Goss, am the Chair of the County of Plumas Board of Supervisors, and I certify that:

1. I have the authority on behalf of County of Plumas 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 Plumas.
3. County of Plumas' 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 Plumas 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: KEVIN GOSS

Signature: 

Title: Chairman, Board of Supervisors

Date: 7/7/2020

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, Kevin Goss, am the Chair of the Plumas County Board of Supervisors, and I certify that:

1. I have the authority on behalf of Plumas County 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 Plumas.
3. Plumas County'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 Plumas.
 - c. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.
4. [Insert name of local government entity] 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: KEVIN GOSS

Signature: 

Title: Chair, Board of Supervisors

Date: 7/7/2020

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).