

RESOLUTION R-20-117

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING PUBLIC HEALTH; PROVIDING FINDINGS; APPROVING GUIDELINES FOR THE CARES ACT GRANT PROGRAM; APPROVING THE FORM OF AGREEMENTS FOR CARES ACT FUNDING FOR NONPROFITS; PROVIDING FOR REPORTING; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Constitution and Florida Statute 125.01 authorize the County to exercise home rule powers for the health, safety and welfare of the general public; and

WHEREAS, on March 1, 2020, Governor Ron DeSantis issued Executive Order 20-51, declaring that appropriate measures to control the spread of Corona Virus 2019 ("COVID-19") in the State of Florida are necessary, and therefore directed that a Public Health Emergency be declared in the State of Florida; and

WHEREAS, on March 16, 2020, the Board of County Commissioners (Board) adopted Resolution No. R-20-041, declaring that appropriate measures to control the spread of COVID-19 in Manatee County are necessary, and therefore directed that a Public Health Emergency be declared in the County; and

WHEREAS, nationwide unemployment has reached levels not seen in recent times, with the U.S. Department of Labor reporting, "The advance seasonally adjusted insured unemployment rate was 11.0 percent for the week ending April 11.... This marks the highest level of the seasonally adjusted insured unemployment rate in the history of the seasonally adjusted series."; and

WHEREAS, as a result of the COVID-19 Public Health Emergency, many local businesses have been seriously impacted by business interruption closures, have closed their doors temporarily or permanently, or have dramatically scaled back their hours of operation or employee work hours; and

WHEREAS, the cumulative threat to local businesses has created a large impact in the employment of citizens who spend and support the County's economy, other local businesses and tourism through commerce; and

WHEREAS, as a direct result of the COVID-19 Public Health Emergency, many individuals and families within the County that were already in precarious financial situations, now find themselves without funds, insurance or any other federal assistance to pay for basic utilities, rent or mortgage payment, or other critical needs; and

WHEREAS, the threat to these most vulnerable individuals and families constitutes a significant threat to public safety and welfare; and

WHEREAS, on March 27, 2020, Congress passed, and the President signed the “Coronavirus Aid, Relief, and Economic Security Act” (CARES Act); and

WHEREAS, the CARES Act, section 601(d) of the U.S. Social Security Act, created the Coronavirus Relief Fund (CRF) and provided Florida with \$8,328,221,072; of which 55% was allocated to the State of Florida and 45% was allocated to counties, including \$17,500,000 that has been allocated to the COUNTY pursuant to a CARES Act Funding Agreement (“Funding Agreement”) between the COUNTY and the Florida Division of Emergency Management; and

WHEREAS, on April 22, 2020, the U.S. Treasury Department (Treasury) issued Guidance for State, Territorial, Local, and Tribal Governments relating to payments made available under the CARES Act; and

WHEREAS, pursuant to the Funding Agreement, CARES Act funds allocated to the COUNTY may be used for, among other things, protecting the health and wellbeing of residents by ensuring adherence to Federal and State COVID-19 Orders and CDC Guidelines; and assisting individual households recover from the effects to COVID-19 by providing economic, social, medical, and educational support to individuals and families through CARES Act funds issued by the COUNTY in accordance with the CARES Act, the Funding Agreement and US Treasury Guidance, to fund eligible expenditures by nonprofits for Manatee County residents.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, THAT:

SECTION 1. FINDINGS. The Board hereby makes the following findings:

1. The recitals set forth above are true and correct;
2. It is in the best interest of the County, and furthers the public health, safety and welfare of the County: (a) to approve guidelines for a CARES Act Community Health and Wellbeing Program (the “Program”) to provide assistance to eligible non-profit organizations providing assistance to individuals negatively impacted by the COVID-19 pandemic; and (b) to approve the form of, and authorize the execution of, grant agreements pursuant to the CARES Act and the Program Guidelines.

SECTION 2. APPROVAL OF PROGRAM GUIDELINES. The Board hereby approves the Program Guidelines attached hereto as Exhibit “A” pursuant to and in accordance with the Act.

SECTION 3. APPROVAL OF FORM AGREEMENTS. The Board hereby approves the CARES Act grant agreements, to be executed between the County and applicants, substantially in the form attached hereto as Exhibit “B” pursuant to and in accordance with the CARES Act and the Program Guidelines. The County

Administrator or her designee is hereby authorized to execute such agreements pursuant to and in accordance with the CARES Act and the Program Guidelines.

SECTION 4. REPORTING. The County Administrator shall annually provide a list to the Board of all agreements executed pursuant to Section 3, above.

SECTION 5. SEVERABILITY. If any section, sentence, clause, or other provision of this Resolution shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Resolution.

SECTION 6. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

ADOPTED WITH A QUORUM PRESENT AND VOTING THIS THE 28th DAY OF July, 2020.



**MANATEE COUNTY, FLORIDA
BOARD OF COUNTY
COMMISSIONERS**

By: 
Chairperson

**ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

By: 
Deputy Clerk