

MINUTES OF THE REGULAR MEETING OF THE APALACHICOLA CITY COMMISSION HELD
TUESDAY, JUNE 7, 2022, 4:00 PM AT THE APALACHICOLA COMMUNITY CENTER.

PRESENT: Mayor Brenda Ash
Commissioner Anita Grove
Commissioner Despina George
Commissioner Adriane Elliott
ABSENT: Commissioner Donna Duncan

Travis Wade, City Manager
Deborah Guillotte, City Clerk
Dan Hartman, Attorney

CALL TO ORDER

Mayor Brenda Ash called the meeting to order and gave the Invocation, followed by the Pledge of Allegiance.

AGENDA ADOPTION

Commissioner Adrian Elliott made a motion to adopt the agenda. Commissioner Despina George seconded, and the motion carried 4-0.

Manager Travis Wade gave an update on the Boil Water Notice, stating at this time it is still in effect, until further notice from the city.

PUBLIC COMMENT

Public Comments consisted of the following: Public comments consisted of the following: 1) pop-up music on the sidewalk- seeking proposal and permitting; 2) non-compliant sign at the Majestic Jewell; 3) Planning and Zoning has come to a standstill and is requesting a workshop with the City Commission on Sign Ordinance – size and brightness; 4) 3rd of July event; and 5) boil water notice and communication.

UNFINISHED BUSINESS

1. APALACHICOLA MAIN STREET – JULY 3RD FIREWORKS EVENT

Augusta West requested approval for alcohol sales on the city right-of-way, for the July 3rd celebration event. Ms. West reviewed the scheduled events and stated that the fireworks have been upgraded.

Commissioner Elliott made a motion to approve the event plan regarding alcohol sales on the City's right-of-way for the Apalachicola Main Street's Independence fireworks celebration.

Commissioner Anita Grove seconded, and the motion carried 3-1. Opposed: Commissioner George

Alcohol beverage truck discussed to see if legal, per Food Truck Ordinance 2021-01. Attorney Hartman determined that this is not a food truck, but a trailer, therefore, it is legal.

NEW BUSINESS

1. WATER DEPARTMENT – WATER LINE VALVES

Mayor Ash gave a brief review of a water leak the city had and is requesting individual valves be placed on each main water line. Manager Travis Wade stated this would allow zones, so that a huge area would not be out of water.

NEW BUSINESS

2. WATER DEPARTMENT – WELL#6 EXPENDITURE APPROVAL

Mayor Ash gave a brief review and stated that Well#6 is in need of repair, and is requesting that Rowe Drilling do the repair in amount of \$29,500.00.

Commissioner Elliott made a motion to approve the expenditure to Water Well#6 for \$25,900 to Rowe Drilling. Commissioner Grove seconded and the motion carried 4-0.

NEW BUSINESS

3. JANITOR RFP RECOMMENDATION

Manager Wade recommends that we award Cleo's Queen of Cleaning, for the City's janitorial services of the public bathrooms and City Hall.

Commissioner George made a motion to award the janitorial services contract to Cleo's Queen of Cleaning. Commissioner Elliott seconded and the motion carried 4-0.

NEW BUSINESS

4. CITY HOLIDAY - JUNETEENTH

Mayor Ash recommends that the city recognizes Juneteenth in memory of the end of slavery for the last slaves in Texas, and that this be a paid holiday, the Monday following the Juneteenth date each year.

Commissioner George made a motion to add Juneteenth as a City recognized holiday, which will be the Monday after the recognized holiday. Commissioner Elliott seconded and the motion carried 4-0.

NEW BUSINESS

5. FWC FBIP – BAY AVENUE SEAWALL

Bree Robinson stated that we had previously submitted to FWC for the FBIP (Florida Boating Improvement Program) for the Bay Avenue Seawall on April 1, 2022. FWC then requested more specific authorization in a motion from the Commission

Commissioner Grove made a motion to accept the recommended motion and requested actions included in the board request, stating “motion to authorize Project Manager, Bree Robinson, submit an application for repairs on the Bay Avenue Seawall for the Fish and Wildlife Conservative Commission (FWC) Florida Boating Improvement Program (FBIP) Grant, with City Manager Travis Wade and Mayor Brenda Ash as signing authorities”. Commissioner George seconded and the motion carried 4-0.

NEW BUSINESS

6. CRA – RETURN OF FUNDS TO COUNTY

Attorney Dan Hartman gave a brief review of the refunding of CRA monies back to Franklin County per the City’s auditor. Finance Director Mark Gerspacher reviewed financials of CRA, both Franklin County and City monies. Commissioner George gave a more in-depth review of the CRA funds.

Commissioner George made a motion that we promptly return \$248,127 of CRA funds back to Franklin County. Commissioner Grove seconded and the motion carried 4-0.

MAYOR AND COMMISSIONER COMMENTS

Commission comments consisted of the following: 1) H’COLA will hold its 1st annual Juneteenth celebration June 25th, 2pm to 6pm on the grounds at Holy Family; 2) Mayor - DEP meetings and consent order updates; 3) Wastewater Treatment Operator position; 4) City Communications - apps that can be obtained to get important notifications - www.franklinemergencymanagement.com and Everbridge app – also obtain entrance apps from Emergency Management office; 5) new website; 6) directional signage downtown; 7) RFP’s

being awarded, and contractors then subcontracting out to lower prices – write in RFP that subcontractors provide their credentials; 8) reschedule July meeting.

Commissioner Elliott made a motion to reschedule the July 5th Regular City Commission meeting to July 12th at 4pm at the Community Center. Commissioner Grove seconded and the motion carried 3-1. Opposed: Commissioner George

CITY MANAGER COMMUNICATIONS

Manager Travis Wade reported the following: 1) Holy Family - Exterior and roof all completed; 2) old library – cost estimate \$11,050 for building materials and electronics; 3) new website; 4) old website removal; 5) FACC meeting update; 6) spray field inspection next week; 7) Lafayette Park pier pavilion repair; 8) Evergreen salary study; 9) WWTP policies; 10) thank you to Chief Varnes for covering for Manager Wade while out.

FINANCE DIRECTOR

Mark Gerspacher – See Attachment “A”

GRANTS COORDINATOR COMMUNICATIONS

Bree Robinson – See Attachment “B”

ATTORNEY COMMUNICATIONS

Dan Hartman – See Attachment “C”

CONSENT AGENDA

- A. Meeting Minutes Adoption** – April 25, 2022, Workshop, May 3, 2022, Regular Meeting and May 18, 2022, Special Meeting Minutes.
- B. P&Z Minutes – May 9, 2022**

Commissioner George made a motion to approve the Consent Agenda. Commissioner Grove seconded and the motion carried 4-0.

DEPARTMENT REPORTS

ADJOURNMENT

Commissioner Elliott made a motion to adjourn the meeting. Commissioner George seconded and the motion carried 4-0.

Brenda Ash, Mayor

Deborah Guillotte, City Clerk

City of Apalachicola
 Budget to Actuals Progress Report
 October 1, 2021 - May 31, 2022

INCOME	BUDGET 21-22	ACTUAL THROUGH 5/31/22	BALANCE
1400000 - GENERAL REVENUE			
1411001 - AD VALOREM TAXES	1,588,238	1,725,881	-137,643
1412001 - 1/2 CENT SALES TAX	244,284	110,989	133,295
1412002 - MOBILE HOME LICENSE TAX	75		75
1412003 - ALCOHOLIC BEV LICENSE TAX	4,000	3,812	188
1413100 - UTILITY FRANCHISE	188,393	87,248	101,145
1413200 - LOCAL COMMUNICATION TAX	69,980	74,012	13,968
1414100 - UTILITY TAX	263,288	74,551	188,737
1415120 - STATE REVENUE SHARING	107,079	64,329	42,750
1421001 - BUSINESS LICENSE FEES	30,000	28,580	1,420
1422001 - BUILDING PERMIT FEES	40,000	58,475	-18,475
1422004 - SPEC EXCEP/VARIANCE FEE	0		0
1422006 - GOLF CART PERMIT	6,000	9,472	-3,472
1422007 - TREE APPLICATION FEE	1,000	2,400	-1,400
1422008 - TREE REFORESTATION FUND	2,500	1,460	1,040
1422011 - SIDEWALK PERMITS	150	900	-750
1430100 - COUNTY FIRE PROTECT-MSBU	37,000	7,005	29,995
1430200 - FINES AND FORFEITURES	300	11,791	-11,491
1430300 - CEMETERY LOTS & OPENINGS	10,000	6,000	4,000
1430400 - OYSTER HARVESTING LICENSES	0		0
1440100 - MISCELLANEOUS	590,000	395,779	194,221
1110280 ELECTRIC CAR CHARGER REVENUE	\$643.57		
1453220 SURPLUS PROPERTY AUCTION	\$50821.26		
1453760 CARES ACT FUNDING	\$393093.85		
1440120 - MISC-EQUIP/PROP RENTAL	35,000	37,558	-2,558
1440163 - TRAFFIC LIGHT REIMB	5,000		5,000
1440180 - FARMER MARKET REVENUE	3,000		3,000
1440183 - SANITATION FEES	583,560	105,811	477,749
1440184 - SANITATION - ADMINISTRATION FEE	28,363	17,018	11,345
1440190 - PROJECT IMPACT ADMINISTRATION FEE	25,566	15,340	10,226
1440400 - HURRICANE SALLY			
1453210 - FIRING RANGE	3,500	10,016	-6,516
1455500 - COMMUNITY GARDEN REVENUE	500	400	100
1455700 - HISTORY CULTURE REVENUE	20,000		20,000
5410200 - LIBRARY MISC. REVENUE	12,000		12,000
5410300 - LIBRARY DONATIONS - PALS	5,000	8,428	-3,428
TOTAL GENERAL FUND REVENUE	3,903,776	2,839,255	1,064,521
DEPARTMENTAL REVENUE			
WATER UTILITY BILL REVENUE	951,628	630,131	321,497
WATER TAPS	20,250	8,653	11,597
WATER ROAD BOREW	1,000		1,000
WATER LATE FEES	15,000	5,570	9,430
SEWER UTILITY REVENUE	910,000	608,858	301,142
SEWER TAPS	18,500		18,500
SEWER ROAD BORES	1,000	25	975
SEWER LATE FEES	15,000	6,132	8,868
SEWER USAGE FEES	615,000	470,239	144,761
STORM WATER UTILITY FEE	20,168	12,155	8,013
MOORING REVENUE	110,000	58,400	51,600
LAUNCH FEES	7,000	4,085	2,915
TOTAL DEPARTMENTAL REVENUE	2,684,546	1,804,248	880,298

City of Apalachicola
Capital Project Update

Water

Ground Water Storage Refurbishment	165,000	In progress, should be complete by end of June
60 Fire Hydrants = 1/4 of Remaining	241,500	Been bought but not installed
Truck	30,000	Not doing this year, funds used for well repair
Chlorine Booster Pump	6,000	Not doing this year
Recoat Wells	4,500	In progress, should be complete by end of June

Wastewater

Lift Station Repair	90,000	In Progress
Flovac = 1/3 of Remaining	161,353	In progress
Vacuum Controllers - 100 / Year	35,088	Check with Rhett
Bar Screens	75,000	Working on will be complete pending availability of parts
Dike Repairs	50,000	Not started, waiting on quote
SBR Valve	19,000	In progress should be complete this year
Effluent Pump	30,000	Complete
Compost Drying Bed	10,000	Not Completed
VAC Station Controls	90,000	Not Completed

Battery Park

Electric Repairs (Pavilion Pier)	53,880	Not Completed
Rail (Pavilion Pier)	5,000	Not Completed
Seawall	53,105	Not Completed, amount not enough, have applied for Grant

Admin

Johnson Complex Renovation	30,000	In Progress
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Facilities

Holy Family	175,000	Roof Complete
Community Center Roof	22,000	Complete
Community Center Other	25,000	Complete

Governing Body

Website Update	9,000	In progress, should launch in June
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Police

Police Car	36,000	Ordered but not delivered yet
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Public Works

Truck	29,000	Ordered
Road, Sidewalk & SW Repairs - LOGT	32,000	Bid Awarded, In Progress
Backhoe	24,000	Complete
Storm Water Project - State Appropriations Match - LOGT	50,000	In Progress

City of Apalachicola
 Budget to Actuals Progress Report
 October 1, 2021 - May 31, 2022

OPERATING EXPENSES	BUDGET 21-22	ACTUAL THROUGH 5/31/22	BALANCE
WATER - Expenses	380,018	230,715	149,303
WASTEWATER - Expenses	1,141,050	622,454	518,596
BATTERY PARK - Expenses	43,550	23,718	19,832
SCIPIO CREEK - Expenses	44,426	35,877	8,549
ADMINISTRATION - Expenses	148,168	102,643	45,525
FACILITIES - Expenses	352,200	206,668	145,532
FIRE - Expenses	42,099	22,726	19,373
GOVERNING BODY - Expenses	219,922	115,937	103,985
LIBRARY - Expenses	19,266	16,950	2,316
PARKS & RECREATION - Expenses	83,508	18,301	65,207
POLICE - Expenses	85,714	45,399	40,315
PUBLIC WORKS - Expenses	656,359	237,949	418,410
ZONING/CODE ENFORCEMENT - Expenses	14,695	9,400	5,295
TOTAL OPERATING EXPENSES	3,230,975	1,688,737	1,542,238

Grant Updates – Bree Robinson

City Commission Meeting – Tuesday, June 7th, 2022

1. *Library Improvements – Signs/Little Libraries - Florida League of Mayors 2022 City Catalyst Grants*

Application submitted electronically 6/2/22 on behalf of the Apalachicola Margaret Key Public library. Requested the max ask of \$2,500 to purchase two lockable display billboards and two “Free Little Library” setups. The lockable displays are to be placed on the façade of the library. These displays will be used to post public events, library programs, etc. The little library setups will be used for the library to join the Free Little Library program, as the goal is to place these the greenspaces/parks around Apalachicola.

2. *Water Treatment Plant Improvements - Rural Infrastructure Fund – DEO FY 21/22*

Application submitted electronically on 5/26/22 to the RIF program through DEO for fiscal year 21/22. After a call with DEO to go over their grant opportunities, they let us know there was still \$147,000 left in the RIF, even though the portal has been closed, and urged us to apply. City applied for \$150,000 for engineering services that are going to be needed as we navigate the Potable Water Consent Order and will set us up to apply for more funding down the line. (DEO suggested we apply for the full amount.)

Applied for:

- Evaluation of Existing Conditions
- Enhanced Sampling Plan, Hydraulic Modeling, and Treatability Studies
- Alternatives Analysis
- Facilities Plan Report

3. *City of Apalachicola Old City Hall Structural Repair – Special Categories DOS*

Application submitted electronically 5/31/22 for structural repairs for the Old City Hall building. (Middlebrook Building) Amount requested was \$395,000 with an in-kind match of \$98,750 for a total project budget of \$493,750. The goal of this application is to secure funding to complete the Old City Hall Renovation and support the ongoing repairs funded through the NPS grant. The purpose is to stabilize the building, by proposing to install an interior rigid steel frame to provide the structural integrity of the building exterior masonry and support the historic second floor wood frame.

4. CPTA Community Planning Technical Assistance Grant Program – DEO

Application submitted 4/1/22 for updates to our local comprehensive plan as well as complete Phase 2 of the Apalachicola Areas of Critical State Concern Work Plan. If granted, grantee shall analyze the City of Apalachicola’s current local comprehensive plan and present required and recommended update to the City Commission considering resiliency. These ideas will be vetted through community engagement and based on feedback received from the community and City Commission, final amendments to the local comprehensive plan will be prepared for public hearing and subsequent transmission to DEO. The City will also undertake Phase 2 of the Areas of Critical State Concern Work Plan by updating the infrastructure project list and conducting project scoping and economic analysis for priority projects in preparation for the funding available through the Bipartisan Infrastructure Act as well as other state and federal grant opportunities. Waiting for updates – DEO staff reached out and asked if we had public space for a presentation of award if chosen. Good sign!

5. Dunn Community Project Request – Leslie Street Repair and Resurfacing Project

On 4/18/22 City of Apalachicola completed a Dunn Community Project Request Form complete with letter of support from Franklin County, Apalachicola Bay Chamber of Commerce, and the Franklin County Tourist for the Leslie Street project in the amount of \$610,169.30. Dunn’s office is limited to 15 submissions total across the 2nd district. They will update us if we are chosen to be put forward to Congress. Waiting for updates.

6. Florida Fish and Wildlife Conservation Commission – Florida Boating Improvement Program – Bay Avenue Seawall Construction

Full application submitted to FWC on 4/1/22 requesting \$257,267 with a \$28,000 (budgeted) City contribution to complete the Bay Avenue Seawall project. The Bay Avenue Seawall has large cracks and structural damage. The City of Apalachicola previously worked with Dewberry Engineers to create engineered construction plans for the project (2017) – with these plans in hand we applied for the construction phase of the Bay Avenue Seawall project.

FBIP manager reached out and requested a more specific authorization from the City Commission approving the submission – must contain Program Manager name (Bree) and signing authority (Travis/Mayor Ash.)

7. Firehouse Subs Public Safety Foundation – Hurst Rescue Tools “Jaws of Life”

An application requesting \$34,065.00 for Jaws of Life rescue tools for the Apalachicola Volunteer Fire Department was submitted online 4/7/22. These tools were a request from the VPD and will aid them in their efforts. If funded – the grant program will handle ordering, etc. No match required. Waiting for updates.

8. Department of Historical Resources African American Cultural and Historical Grants – Apalachicola African-American History Museum

While our application was denied due to funding, the board has come back and said there may be \$30 million in additional projects granted, which would include ours according to the ranking list. Recommended for funding – Governor has until July to approve the budget which could include us. (Application was for \$1,000,000 with a \$250,000 match from the City.) Waiting for updates.

- City match of \$250k was originally to come out of surplus from year prior, if available.

9. Florida Department of Transportation – SCOP Grant Application – Leslie Street

City Commission passed Resolution 2022-01 on 2/23/22 for the City of Apalachicola to apply for funding for Leslie Street. Application was submitted electronically on 3/4/22. The City requested \$610,169.30 to remedy the underground issues, resurfacing the entire street length, and for new road signs based off of engineer's suggestions and recommendations. There are no dates available currently for awards, etc. Waiting for updates.

10. National Fish and Wildlife Foundation – Emergency Coastal Resilience Fund 2021 – City of Apalachicola Regional Park and Stormwater Facility Phase 1

Full application submitted on 2/16/2022 requesting \$712,314.58 for feasibility study and design for 3 locations: Sylvester Williams Park, the Botanical Gardens, and a large unused parcel of land that the City owns near the airport. Still in review.

11. HMGP – Backup Generator for Vacuum Station (108 Avenue F)

Grant application was submitted for \$170,000 for a new backup generator. (Current in use is too small for need.) Had to apply for a portable generator instead of stationary, as they will not fund for a stationary one in a flood zone. Multiple RFIs (requests for information) were received and answered. Still waiting for updates.

12. Leslie Street - FEMA

WAITING FOR UPDATE ON APPEAL

Project still in review; no timeline. Seeking out other grant opportunities.

13. National Park Service Hurricane Michael Repair/Mitigation - Grants for Repair and Restoration of the Montgomery Cotton Warehouse (Old City Hall) and the Harrison-Raney Cotton Warehouse (HCA)

Old City Hall – Assessment reports were approved by the commission along with scope updates. RFP's for contract work being drafted and will be issued soon.

HCA – Assessment reports were approved by the commission along with scope updates. RFP's for contract work being drafted and will be issued soon.

14. Grants Update -

- a. **FDOT City Landscaping** – City was reimbursed for \$193k landscaping costs after FDOT inspection and reimbursement package sent in. Landscaping has been completed – landscapers have entered their maintenance period. (3 months.) City will pick up maintenance after the 3-month period, following recommended maintenance plan from landscapers.
 - i. There has been issues with the grass drying out during the maintenance period, Gaskin to extend maintenance and re-plant as necessary per our contract and their warranty.
- b. **CDBG-DR Infrastructure** – Avenues Stormwater Repair Project is moving forward. Engineer Procurement and design will need to be secured and created along with environmental review and clearance, then we are scheduled to bid out and begin construction in October/November. Will need to bid this out after policies updated and enacted.
 - i. City is missing 3 internal policies that were requested, (DEO is giving us more time on these if we are progressing):
 1. Fraud Waste and Abuse Policies - Drafted
 2. Financial Management Policies – In Progress
 3. Quality Assurance and Quality Control Policies - DraftedProcurement Policy also needs updating – Dan has DEO comments and is working on this currently. Procurement Policy must be complete before anything moves forward. Expected agenda item for any Special Meetings scheduled in June.
- c. **CDBG-DR Hometown Revitalization** –Riverfront Revitalization and Hill Community Revitalization projects: City to begin environmental exemption process on administrative and engineering services. Engineer to be procured once DEO approves solicitation documentation. Will need to be bid out per new procurement policy, once complete.

- i. Grant agreement for Riverfront project executed! 4/13/2022
 - ii. Grant agreement for Hill projects executed! 5/3/22
- d. **HMGP Emergency Generators** – *Awaiting CDBG-DR Award for Matching Funds*. Received and signed Release of Funds forms for CDBG-DR match – still in contact with DEO weekly waiting for status updates and notice to proceed.
- e. **HMGP Market Street Vacuum Station** Documents received and executed. *Awaiting CDBG-DR Award for Matching Funds*. Received and signed Release of Funds forms for CDBG-DR match – in contact with DEO weekly waiting for status updates and notice to proceed.
- f. **Michael FEMA Projects Updates**
 - i. **Bodiford** - Permits filed for within deadline to US Corps of Engineers –BODIFORD PLANS DRAFT COMPLETE! Waiting for scope verification with FEMA to bid out.
 - ii. **Scipio** – Designs from Dewberry draft complete – waiting for full. Waiting for scope verification from FEMA to bid out.
 - iii. **Alleyway Repairs** – Alleyway: 3, 7, 9, 8, 10, 11, 6, 2, 5, 12, 4 Crushed Shells to be replaced. Extensions requested for all FEMA projects – extension granted.
 - iv. **Old City Hall and HCA Contents loss** – Ordering replacement items from loss. (Funding already received – just needs to be ordered and receipts turned in.) Partially ordered – postponing ordering of remaining items until back room flooring of City Hall complete to place items in.
 - v. **Lafayette Park** – TDC funds going towards pavilion at end of boardwalk. Awaiting donated electrical services project to be complete. In progress.
 - vi. **Hurricane Sally** – Waiver of match application documents submitted and sent in. Insurance payouts uploaded to portal for review. Waiting for updates.
- g. **DEP – WWTP Tank Cleaning** – US Submergent mobilized and began work 12/1/21. First round completed on 12/9. Had leftover grant funds after service, so they are coming back in September to complete another round of sand and grit removal and grant will close out in October 2022. On track.
- h. **Department of Historical Resources 2023 Small Matching Grant – Black History Trail**. Grant was recommended for funding. Waiting to receive final confirmation pending Governor’s approval of Budget. We are 9th on 2023 Grant Ranking list – pending Governor’s approval.

15. DEP Applications – Resilient Florida + Water Restoration Assistance - WWTP & Vulnerability Study

WWTP-

Grant #2 is an application for the WWTP totaling \$14 million - the City of Apalachicola was approved for the full \$14 million for new equipment and relocation. DEP contacted us and let us know we had 2 duplicated grant efforts both submitted to them. Both are for the WWTP – and combined could cover the entire WWTP Project costs, headworks and all. DEP has agreed, with some preliminary efforts to ensure the scope and pricing are as they should be.

- DEP requested to review RFP documents before solicitation. Waiting for updates and have been inquiring weekly on status. – Have sent our procurement policy and engineering solicitation documents for consideration upon request. – Not procured properly per our procurement policy – waiting for updated policy to then bid out engineering services and begin the design process.
- DEP requested several documents to send out agreements – documents supplied.

Vulnerability Study-

Grant #1 Vulnerability Study – FUNDED! Documents requested for agreement to be drafted – in progress.

16. USDA Water Street Permeable Parking Sidewalk and Lighting –

City Commission made a motion, after an award recommendation, to award the project to CWR Contracting, Inc. Agreements/contracts in progress.

17. Coronavirus State and Local Fiscal Recovery Funds (SLFRF) – American Rescue Plan

The City formerly made application to the SLFRF program and received an award of \$1,179,010.00. The City has received half of this allocated amount and will receive the second half after spending the first deposit. City has elected to receive "standard allowance" for government services.

Dates:

- » First Report due April 30, 2022 – Met.
- » Funds must be obligated by December 31, 2024
- » All expenditures must be complete by December 31, 2026

Please see extra info below:

American Rescue Plan Info:

- Electing the "standard allowance" to spend on government services
 - Government Services generally include any service traditionally provided by government unless Treasury has stated otherwise. Here are some examples:
 - Construction of schools and hospitals
 - Road building and maintenance and other infrastructure
 - Health Services
 - General Government administration, staff, and admin facilities
 - Environmental remediation
 - Provision of police, fire, and other public safety services, including purchase of vehicles
 - **However, these funds may not be used for a project that conflicts with or contravenes the purpose of the American Rescue Plan Act statute (uses of funds that undermine COVID-19 mitigation practices in line with CDC guidance and recommendations)**
 - All projects MUST follow 2CFR procurement
 - No construction of the following:
 - New correctional facilities as a response to an increase in rate of crime
 - New congregate facilities to decrease the spread of COVID 19 in the facility
 - Convention centers, stadiums or other large capital projects intended for general economic development or to aid impacted industries
- Funds cannot be used for payments for debt services or replenishing rainy day funds.
- Reporting – first report will be due on April 30, 2022. **Report submitted on time.**

All information included in this report is accurate as of June 2, 2022 at 12:00pm. After that time, information is subject to change. If you have any questions, please send them to brobinson@cityofapalachicola.com.

ATTORNEY REPORT

TO: City Commission, City of Apalachicola
FROM: Daniel W. Hartman, Esq.
DATE: June 2022
SUBJ: City Attorney Report for Commission Meeting

1. **SOLID WASTE COLLECTION ITN 2022-1**

The City received two responses to ITN 2022-1 regarding Solid Waste Collection. Based on the submittals received and scoring under the evaluation criteria contained in the ITN the City identified WastePro as the selected bidder with which to conduct initial negotiations.

If the City and WastePro cannot negotiate a successful contract, the City may terminate the negotiations and begin negotiations with the next selected bidder which is Waste One. This process will continue until a contract has been executed or all bidders have been rejected.

Any proposed Contract will be presented to the Commission for review and final approval before being executed.