



City Council Special Meeting Agenda

Date: 1/19/2023 (Thursday)
Time: 3:45 p.m. (Special Time)
Location: City Hall Council Chambers

- Mayor Matt Hall
- Jerry Fritz
- Andy Quick
- Lee Ann Reiter
- Don Shreve Jr.
- Emily Swett
- Kelly Tamblyn
- City Administrator, Barry Cook
- Administrative Services Officer, Cindy Baker
- City Attorney, Scott Kolpitcke

ACTION ITEM:

Resolution 2023-01

A Resolution Authorizing Submission of a Local Government Project ARPA Grants Application to the State Loan and Investment Board on Behalf of the Governing Body for the City of Cody.

Staff Reference: Phillip Bowman, Public Works Director

AGENDA ITEM SUMMARY REPORT



**Resolution 2023-01 – A Resolution authorizing submission a
Local Government Project ARPA Grants Application to the State Loan and Investment Board
on behalf of the Governing Body for the City of Cody**

ACTION TO BE TAKEN

Consider approval of Resolution 2023-01 to seek grant funding for the Tree Streets Waterline Replacement Project, and authorize the Mayor and/or Public Works Director to sign all application materials and associated documents.

SUMMARY OF INFORMATION

Grant funding applications are currently being accepted for the Local Government Project ARPA Grants Program administered by the Wyoming State Loan and Investment Board (SLIB). The grant funding is available through SLIB for eligible water and sewer infrastructure projects, and will be awarded on a competitive basis through scoring and evaluation of the applications received by SLIB.

It is proposed that the City of Cody apply for this grant funding for the Tree Streets Waterline Replacement Project (project). This project was identified in the *2021 Water Master Plan* as the number one priority project for capital improvement investment to replace and upgrade the City's treated water distribution system. The project would replace and upgrade approximately fourteen thousand (14,000) linear feet of existing treated water mains and associated appurtenances in the areas around Glenn Livingston Elementary School and the Olive Glenn Golf Course. The total project cost is estimated to be \$5.0 Million.

There are two options for consideration in the City's application.

- Option 1 for the grant application resolution is to apply for grant funding in the amount of \$3.2 Million (64%) with the City providing a local match amount of \$1.8 Million (36%) from the Water Enterprise Fund. This was the match amount and percentage used in the City's previous grant application to SLIB in August 2022, and the application was not selected for funding.
- Option 2 for the grant application resolution is to apply for grant funding in the amount of \$2.5 Million (50%) with the City providing a local match amount of \$2.5 Million (50%) from the Water Enterprise Fund. By increasing the amount of local match funding provided by the City, the grant application will receive addition points in the scoring and evaluation process used by SLIB. City Staff believes this will increase the chances of the City's application being awarded the grant.

If successful in attaining this grant, it is anticipated that design of the project will move forward in calendar year 2023 with construction occurring in calendar years 2024 and 2025 with a multi-year construction schedule.

City Staff recommends approval of Resolution 2023-01 – Option 2 for submittal with the grant application. With approval of the resolution, City Staff will prepare the grant application documents and submit the application on or before the deadline of January 23, 2023.

AGENDA ITEM NO. _____

FISCAL IMPACT

With Option 1, the City will provide a local match of thirty-six percent (36%) in the amount of \$1.8 Million from the Water Enterprise Fund cash and investments.

With Option 2, the City will provide a local match of fifty percent (50%) in the amount of \$2.5 Million from the Water Enterprise Fund cash and investments.

The Water Enterprise Fund is projected to have a total cash and investments balance of of \$4.470 Million at the end of FY 2023. The amount of “restricted” cash and investments anticipated for development of the FY 2024 Budget proposal is \$2.176 Million based on the City’s financial policies and audit recommendations, leaving approximately \$2.294 Million of excess or unrestricted cash and investments for capital improvement projects and system upgrades. This excess or unrestricted amount is proposed to be used for the City’s local match funding for this grant application. Option 1 will not utilize the full amount of excess cash and investments, but Option 2 will utilize the full amount of excess cash and investments currently projected at the start of FY 2024. If Option 2 is approved, it is anticipated that the actual cash and investment balance will not drop significantly below the restricted level recommended due the timing of expenditures on the project being in later fiscal year budgets (FY 2024 and FY 2025).

ATTACHMENTS

- 1. Resolution 2023-01 - Option 1 (\$1.8 Million (36%) local match funding)
- 2. Resolution 2023-01 - Option 2 (\$2.5 Million (50%) local match funding)

OPTION 1 (\$1.8 M (36%) Local Match)

RESOLUTION 2023 - 01

A RESOLUTION AUTHORIZING SUBMISSION OF A LOCAL GOVERNMENT PROJECT ARPA GRANTS APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF CODY

For the Purpose of
Treated water main replacement and upgrade on the Tree Streets Waterline Replacement Project

WITNESSETH

WHEREAS, the governing body for the City of Cody desires to participate in the LOCAL GOVERNMENT PROJECT ARPA GRANT program to assist in financing this request; and

WHEREAS, the governing body for the City of Cody recognizes the need for the request; and

WHEREAS, the LOCAL GOVERNMENT PROJECT ARPA GRANT program requires that certain criteria be met, as described in the State Loan and Investment Board's Rules and Regulations governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, if any of the disbursed grant funds are later deemed to not comply with the SLIB criteria or the criteria of the American Rescue Plan Act (ARPA), the grant applicant agrees to repay the ineligible grant funds within 15 days of such.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY of the City of Cody that a grant application in the amount of Three million two hundred thousand dollars (\$3,200,000), combined with a Thirty-six percent (36%) local match amount of One million eight hundred thousand dollars (\$1,800,000) for a total project funding amount of Five million dollars (\$5,000,000), be submitted to the State Loan and Investment Board for consideration at the next Board meeting after application processing to assist in funding the Tree Streets Waterline Replacement Project.

BE IT FURTHER RESOLVED, that Phillip M. Bowman, P.E., Public Works Director / City Engineer, is hereby designated as the authorized representative of the Tree Streets Waterline Replacement Project to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED this 19th day of January, 2023.

Matt Hall, Mayor

ATTEST:

Cynthia Baker, Administrative Services Director

OPTION 2 (\$2.5M (50%) Local Match)

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WHEREAS, if any of the disbursed grant funds are later deemed to not comply with the SLIB criteria or the criteria of the American Rescue Plan Act (ARPA), the grant applicant agrees to repay the ineligible grant funds within 15 days of such.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY of the City of Cody that a grant application in the amount of Two million five hundred thousand dollars (\$2,500,000.00), combined with a Fifty percent (50 %) local match amount of Two million five hundred thousand dollars (\$2,500,000.00) for a total project funding amount of Five million dollars (\$5,000,000), be submitted to the State Loan and Investment Board for consideration at the next Board meeting after application processing to assist in funding the Tree Streets Waterline Replacement Project.

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