

# REQUEST FOR BOARD ACTION

## HENDERSON COUNTY BOARD OF COMMISSIONERS

**MEETING DATE:** February 18, 2025

**SUBJECT:** AA 122 Hurricane Helene Essential Functions Support

**PRESENTER:** G. David Jenkins, Health Director

**ATTACHMENTS:** 1. Budget Amendment  
2. Agreement Addendum

### **SUMMARY OF REQUEST:**

This Activity provides financial relief to the North Carolina local health departments and districts in counties under federal major disaster declaration number FEMA DR-4827-NC which are restoring their essential functions and addressing post-disaster needs of the local public health system during recovery.

The Hurricane Helene Essential Functions Support funds in the amount of \$1,064,970 were approved by the Henderson County Board of Health at their January 21, 2025 meeting to be forwarded to the Henderson County Board of Commissioners for consideration and final approval.

### **BOARD ACTION REQUESTED:**

The Board of Commissioners is requested to approve the Hurricane Helene Essential Functions Support funds to authorize the appropriate budgetary actions necessary to implement subject to the funding limitations of the agreement.

### **Suggested Motion:**

*I move the Board approve the acceptance of the Hurricane Helene Essential Functions Support funds for the Henderson County Department of Public Health and authorize the necessary budgetary actions necessary to implement subject to the funding limitations of the agreement.*





A total of \$12 million in state appropriations from the Hurricane Helene Disaster Recovery Fund is available for eligible local health departments and districts. The Service Period for this Agreement Addendum is retroactive to the FEMA DR-4827-NC declaration date of September 28, 2024.

The funding formula allocates 40% as a constant base amount, divided equally among the 39 counties which received the federal declaration as major disaster areas and 60% as a percentage per county based on the Business Disruption model<sup>1</sup> multiplied by a factor of population.

**III. Scope of Work and Deliverables:**

As a Local Health Department (LHD) in one or more of the 39 counties that received the federal declaration as major disaster areas, the LHD may use these funds for its work in assisting with restoring essential functions, including temporary staffing, communicable disease and infection prevention efforts, environmental health efforts, and private well water quality efforts.

**IV. Performance Measures / Reporting Requirements:**

Per Session Law 2024-53 Section 7.1.(h), the LHD must comply with the following requirements:

1. Submit one Quarterly Report for each county via Smartsheet<sup>2</sup> according to the following schedule:

<u>Reporting Periods</u>	<u>Due Dates</u>
September 28 – November 30, 2024	January 27, 2025
December 1, 2024 – February 28, 2025	March 24, 2025
March 1 – May 31, 2025	June 23, 2025

2. Each Quarterly Report (for each county) shall include the following items:
  - a. Total funds spent for the quarter reported.
  - b. List of activities funded by this AA to restore essential functions.
  - c. Remittance information (in accordance with the Funding Guidelines or Restrictions of this AA):
    1. List of activities originally funded by this AA that have subsequently been paid for by other federal (including FEMA) or local funds.
    2. Total amount of State funds to be remitted by the LHD to the Division of Public Health (DPH).
    3. Total aggregate amount of State funds remitted by the LHD to DPH.
  - d. Current year-to-date (YTD) spent
  - e. Cumulative amount of funds spent to date (across all fiscal years).
3. The final Quarterly Report (for each county) for this AA shall also include the following item:
  - a. Total funds spent for the State Fiscal Year (funds drawn for work performed in the Service Period September 28, 2024–May 31, 2025).
4. The LHD shall assist and fully cooperate with DPH to provide any additional reports or information requested by the Fiscal Research Division or the North Carolina Office of State Budget and Management (OSBM).

<sup>1</sup> Source: <https://www.osbm.nc.gov/hurricane-helene-dna/open>

<sup>2</sup> <https://app.smartsheet.com/b/publish?EQBCT=82018408e7b44ef9b44e113b6e536ffb>



#### 5. Reporting Required Subcontract Information

In accordance with revised NCDHHS guidelines effective October 1, 2024, the LHD must provide the information listed below for every subcontract receiving funding from the LHD to carry out any or all of this AA's work.

This information is not to be returned with the signed AA but is to be provided to DPH when the entities are known by the LHD.

- a. Subcontracts are contracts or agreements issued by the LHD to a vendor ("Subcontractor") or a pass-through entity ("Subrecipient").
  1. Subcontractors are vendors hired by the LHD via a contract to provide a good or service required by the LHD to perform or accomplish specific work outlined in the executed AA. For example, if the LHD needed to build a data system to satisfy an AA's reporting requirements, the vendor hired by the LHD to build the data system would be a Subcontractor. (However, not all Vendors are considered Subcontractors. Entities performing general administrative services for the LHD (e.g., certified professional accountants) are not considered Subcontractors.)
  2. Subrecipients of the LHD are those that receive DPH pass-through funding from the LHD via a contract or agreement for them to carry out all or a portion of the programmatic responsibilities outlined in the executed AA. (Subrecipients are also referred to as Subgrantees in NCAC.)

#### 6. The following information must be submitted via Smartsheet for review prior to the entity being awarded a contract or agreement from the LHD:

- Organization or Individual's Name (if an individual, include the person's title)
- EIN or Tax ID
- Street Address or PO Box
- City, State and ZIP Code
- Contact Name
- Contact Email
- Contact Telephone
- Fiscal Year End Date (of the entity)
- State whether the entity is functioning as a pass-through entity Subcontractor or subrecipient of the LHD.

#### V. Performance Monitoring and Quality Assurance:

1. The Local Technical Assistance and Training (LTAT) Branch will assess the LHD's performance through:
  - a. Reviewing the LHD's Quarterly Reports and ad hoc reports;
  - b. Reviewing funding draws by the LHD in the Aid-to-Counties system (ATC);
  - c. Reviewing annual county single audits; and
  - d. Desk reviews.
2. If the assessment results in compliance concerns, DPH shall conduct conference calls with the LHD to provide technical assistance.

## VI. Funding Guidelines or Restrictions:

1. **Federal Funding Requirements:** where federal grant dollars received by the Division of Public Health (DPH) are passed through to the Local Health Department (LHD) for all or any part of this Agreement Addendum (AA).
  - a. Requirements for Pass-through Entities: In compliance with 2 CFR §200.331 – *Requirements for pass-through entities*, DPH provides Federal Award Reporting Supplements (FASs) to the LHD receiving federally funded AAs.
    1. Definition: An FAS discloses the required elements of a single federal award. FASs address elements of federal funding sources only; state funding elements will not be included in the FAS. An AA funded by more than one federal award will receive a disclosure FAS for each federal award.
    2. Frequency: An FAS will be generated as DPH receives information for federal grants. FASs will be issued to the LHD throughout the state fiscal year. For a federally funded AA, an FAS will accompany the original AA. If an AA is revised and if the revision affects federal funds, the AA Revision will include an FAS. FASs can also be sent to the LHD even if no change is needed to an AA. In those instances, the FAS will be sent to provide newly received federal grant information for funds already allocated in the existing AA.
  - b. Required Reporting Certifications: Per the revised Uniform Guidance, 2 CFR 200, if awarded federal pass-through funds, the LHD as well as all subrecipients of the LHD must certify the following whenever 1) applying for funds, 2) requesting payment, and 3) submitting financial reports:
 

“I certify to the best of my knowledge and belief that the information provided herein is true, complete, and accurate. I am aware that the provision of false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil, or administrative consequences including, but not limited to violations of U.S. Code Title 18, Sections 2, 1001, 1343 and Title 31, Sections 3729-3730 and 3801-3812.”
2. Funds from the Hurricane Helene Disaster Recovery Fund that are not expended by the LHD by May 31, 2030, and drawn by June 30, 2030 shall be returned to the State.
3. Per Session Law 2024-53 Section 3.1.(d), the LHD must comply with the following requirements:
  - a. Receipt of Allocations. A recipient of State funds under this act [the LHD] shall use best efforts and take all reasonable steps to obtain alternative funds that cover the losses or needs for which the State funds are provided, including funds from insurance policies in effect and available federal aid. State funds paid under this act are declared to be excess over funds received by a recipient from the settlement of a claim for loss or damage covered under the recipient's applicable insurance policy in effect or federal aid. Where a recipient is an institution of higher education or a non-State entity, the requirement regarding alternative funds, and the calculation of alternative funds received, under this subsection includes seeking private donations to help cover the losses or needs for which State funds are provided.<sup>3</sup>
  - b. Remittance of Funds. If a recipient [the LHD] obtains alternative funds pursuant to [...] [the Receipt of Allocations section above], the recipient shall remit the funds to the State agency from which the State funds were received. A recipient is not required to remit any amount in excess of the State funds provided to the recipient under this act.<sup>4</sup>

<sup>3</sup> Session Law 2024-53 (S743) Section 3.1.(b)

<sup>4</sup> Session Law 2024-53 (S743) Section 3.1.(c)




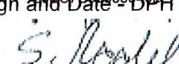
DPH-Aid-To-Counties

For Fiscal Year: 24/25

Budgetary Estimate Number : 0

Activity 122	AA	230333 2B0HHEL 20H0000002	Total Allocated	Proposed Total	New Total
Service Period		09/28-05/31			
Payment Period		10/28-06/30			
01 Alamance		0	\$0.00	0	0
D1 Albemarle		0	\$0.00	0	0
02 Alexander		0	\$0.00	0	0
04 Anson		0	\$0.00	0	0
D2 Appalachian	* 0	1,266,033	\$0.00	1,266,033	1,266,033
07 Beaufort		0	\$0.00	0	0
09 Bladen		0	\$0.00	0	0
10 Brunswick		0	\$0.00	0	0
11 Buncombe	* 0	2,166,210	\$0.00	2,166,210	2,166,210
12 Burke	* 0	849,691	\$0.00	849,691	849,691
13 Cabarrus		0	\$0.00	0	0
14 Caldwell	* 0	800,010	\$0.00	800,010	800,010
16 Carteret		0	\$0.00	0	0
17 Caswell		0	\$0.00	0	0
18 Catawba		0	\$0.00	0	0
19 Chatham		0	\$0.00	0	0
20 Cherokee		0	\$0.00	0	0
22 Clay	* 0	245,610	\$0.00	245,610	245,610
23 Cleveland	* 0	434,610	\$0.00	434,610	434,610
24 Columbus		0	\$0.00	0	0
25 Craven		0	\$0.00	0	0
26 Cumberland		0	\$0.00	0	0
28 Dare		0	\$0.00	0	0
29 Davidson		0	\$0.00	0	0
30 Davie		0	\$0.00	0	0
31 Duplin		0	\$0.00	0	0
32 Durham		0	\$0.00	0	0
33 Edgecombe		0	\$0.00	0	0
D7 Foothills	* 0	1,210,862	\$0.00	1,210,862	1,210,862
34 Forsyth		0	\$0.00	0	0
35 Franklin		0	\$0.00	0	0
36 Gaston		0	\$0.00	0	0
38 Graham	* 0	226,459	\$0.00	226,459	226,459
D3 Gran-Vance		0	\$0.00	0	0
40 Greene		0	\$0.00	0	0
41 Guilford		0	\$0.00	0	0
42 Halifax		0	\$0.00	0	0
43 Harnett		0	\$0.00	0	0
44 Haywood	* 0	667,530	\$0.00	667,530	667,530
45 Henderson	* 0	1,064,970	\$0.00	1,064,970	1,064,970
47 Hoke		0	\$0.00	0	0
48 Hyde		0	\$0.00	0	0
49 Iredell		0	\$0.00	0	0
50 Jackson	* 0	316,170	\$0.00	316,170	316,170

51 Johnston		0	\$0.00	0	0
52 Jones		0	\$0.00	0	0
53 Lee		0	\$0.00	0	0
54 Lenoir		0	\$0.00	0	0
55 Lincoln		0	\$0.00	0	0
56 Macon	* 0	301,050	\$0.00	301,050	301,050
57 Madison	* 0	369,451	\$0.00	369,451	369,451
D4 M-T-W		0	\$0.00	0	0
60 Mecklenburg		0	\$0.00	0	0
62 Montgomery		0	\$0.00	0	0
63 Moore		0	\$0.00	0	0
64 Nash		0	\$0.00	0	0
65 New Hanover		0	\$0.00	0	0
66 Northampton		0	\$0.00	0	0
67 Onslow		0	\$0.00	0	0
68 Orange		0	\$0.00	0	0
69 Pamlico		0	\$0.00	0	0
71 Pender		0	\$0.00	0	0
73 Person		0	\$0.00	0	0
74 Pitt		0	\$0.00	0	0
75 Polk	* 0	361,171	\$0.00	361,171	361,171
76 Randolph		0	\$0.00	0	0
77 Richmond		0	\$0.00	0	0
78 Robeson		0	\$0.00	0	0
79 Rockingham		0	\$0.00	0	0
80 Rowan		0	\$0.00	0	0
82 Sampson		0	\$0.00	0	0
83 Scotland		0	\$0.00	0	0
84 Stanly		0	\$0.00	0	0
85 Stokes		0	\$0.00	0	0
86 Surry		0	\$0.00	0	0
87 Swain	* 0	250,650	\$0.00	250,650	250,650
D6 Toe River	* 0	664,382	\$0.00	664,382	664,382
88 Transylvania	* 0	452,251	\$0.00	452,251	452,251
90 Union		0	\$0.00	0	0
92 Wake		0	\$0.00	0	0
93 Warren		0	\$0.00	0	0
96 Wayne		0	\$0.00	0	0
97 Wilkes		0	\$0.00	0	0
98 Wilson		0	\$0.00	0	0
99 Yadkin		0	\$0.00	0	0
00 Yancey	* 0	352,890	\$0.00	352,890	352,890
Totals		12,000,000	0	12,000,000	12,000,000

Sign and Date - DPH Program Administrator <i>Susan Little</i> 12/30/24   2:25 PM	Sign and Date - DPH Section Chief  12/30/24   3:00 PM
Sign and Date - DPH Budget Office – ATC Coordinator <i>Sarah Ruggen</i> 12/30/2024	Sign and Date - DPH Budget Officer  12/31/2024