

JEFFERSON COUNTY BOARD OF HEALTH

October 9, 2019

**BOARD OF HEALTH RESOLUTION APPROVING
FUNDING AGREEMENT WITH FRESHWATER LAND TRUST**

WHEREAS, the Jefferson County Board of Health (Board) approved budget for Fiscal Year 2019 included funds sufficient to enter agreement with Freshwater Land Trust (Trust) for public health and environmental protection infrastructure projects in Jefferson County, contingent on favorable opinion from the Attorney General of Alabama authorizing agreement with the Trust; and,

WHEREAS, the Trust is a non-profit corporation organized under the laws of the State of Alabama providing public health and environmental projects in Jefferson County, Alabama; and,

WHEREAS, the Attorney General of the State of Alabama issued opinion on September 24, 2019 authorizing the Board to enter into an agreement with the Trust to provide funds to the Trust for use in public health work and environmental protection infrastructure projects in the county if the Board determines that the agreement will further the Board's purposes; and,

WHEREAS, the Board is desirous of entering into and funding the Funding Agreement (Agreement) in the total sum of \$4,000,000.00 over five years whereby the Trust will provide public health and environmental protection infrastructure projects to serve the public purpose of creating and enhancing public access to safe and healthy outdoor spaces in which to exercise, breathe fresh air, ambulate, meditate, socialize and benefit from exposure to natural features vital to public health including:

- a) Continue building the Red Rock Ridge and Valley Trail System.
- b) Improve water and storm water quality and support environmental protection infrastructure projects.
- c) Capitalize on opportunities to improve the health and well-being of Jefferson County residents.
- d) Mitigate the effects of air pollution and climate change by reclaiming and re-greening spaces, including spaces affected by industrial or commercial activity.
- e) Establish and maintain the Trail System and Environmental Protection Projects Fund ("Fund").
- f) In addition to any other reporting requirements contained herein, report to the Board in writing at least annually and more often if requested on projects undertaken or proposed to be undertaken by the Trust and Fund.
- g) Submit all projects funded under this Agreement to the Health Officer of Jefferson County for approval as public health work and environmental protection infrastructure projects in Jefferson County, Alabama; and,

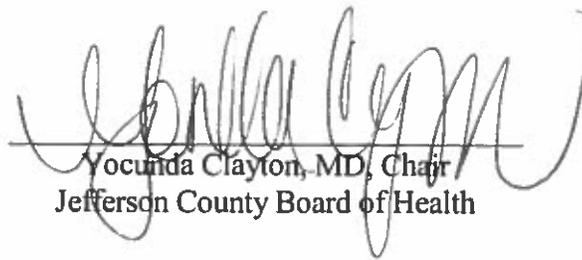
WHEREAS, the Trust will propose, for each yearly funding cycle, a reasonably detailed budget and allocation of proposed funding for projects and other expenses as they arise during that yearly funding cycle. The Board has complete discretion in determining the amount of funding to be provided in any yearly funding cycle and for other expenses as they arise during that yearly funding cycle. Once the Board has approved the amount of the donation(s) to be funded in any given yearly funding cycle and for other expenses as they arise during that yearly funding cycle, the Department shall remit payment of the

approved donation amounts in a timely and orderly manner in keeping with sound principles of fiscal management; and,

WHEREAS, the Board desires to authorize the transfer of \$4,000,000.00 from the General Fund Unassigned Fund Balance to the General Fund Committed Fund Balance to fund the Agreement.

THEREFORE, BE IT RESOLVED, that the Jefferson County Board of Health:

- 1) Approves entering into and funding the Agreement in the sum of \$4,000,000.00 over five years, not to exceed \$1,000,000.00 per year, plus administrative costs, provided in the Agreement.
- 2) Approves transfer of \$4,000,000.00 from the General Fund Unassigned Fund Balance to the General Fund Committed Fund Balance to fund the Agreement.



Yocunda Clayton, MD, Chair
Jefferson County Board of Health