

ORDINANCE NO. 6 , 2022

**AN ORDINANCE RENAMING CARES ACT RELIEF PAYROLL FUND 222 TO THE
PANDEMIC RELIEF FUND 222, TRANSFERRING GENERAL FUND
UNAPPROPRIATED SURPLUS TO THE PANDEMIC RELIEF FUND 222
AND THE DOWNTOWN IMPROVEMENT FUND 480 TO COMPLY
WITH AMERICAN RESCUE PLAN ACT COMPLIANCE**

WHEREAS, on March 11, 2021, President Biden signed into law H.R. 1319, the American Rescue Plan Act of 2021 ("ARPA") which provides financial assistance to individuals, businesses, and state and local government agencies to assist in the economic recovery from the Covid-19 pandemic; and

WHEREAS, Council previously authorized the City Manager to apply for ARPA funding and to execute any and all documentation, including a Participation Agreement, to allow the City to receive allocated ARPA funds for eligible expenses under the rules and regulations to be issued to provide guidance for the receipt, allocation and expenditure of such funds; and

WHEREAS, the City has received to date \$1,143,400.08 which was allocated to the Coronavirus Relief Fund 221 and from which previously was appropriated \$52,113.18 for pandemic-related response such as technology safe operations for City facilities and allowable administrative costs; and

WHEREAS, the U.S. Treasury Department issued an Interim Final Rule on May 10, 2021, and its Final Rule on January 6, 2022, providing guidance for the use of Coronavirus State and Local Fiscal Recovery Funds as available under ARPA; and

WHEREAS, on February 28, 2022, the U.S. Treasury Department issued revised guidance for the reporting requirements for the use of such Funds; and

WHEREAS, to properly account for the receipt and the authorized expenditure of such Funds, it is recommended that the City specifically establish a Pandemic Relief Fund to track the receipt and allocation of such funds.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The City hereby acknowledges receipt of \$1,143,400.08 of ARPA funding which has been accepted to the Coronavirus Relief Fund 221 for a one-time replenishment of revenues lost as a result of the pandemic. Council hereby reaffirms the appropriation of \$52,163.18 from such Fund for pandemic allowed expenditures.

SECTION 2. For fiscal year 2022, the CARES Act Relief Payroll Fund 222 is hereby renamed the Pandemic Relief Fund 222 to comply with Treasury guidance.

SECTION 3. \$1,091,236.90 is hereby transferred from the Coronavirus Relief Fund 221 to the General Fund 101 for one-time replenishment of revenues lost substantiated by General Fund expenditures representing general government services as a result of the pandemic for future appropriation.

SECTION 4. Five Hundred Thousand Dollars shall be transferred and appropriated from General Fund 101 to the Downtown Improvements Fund 480 for the purpose of authorized expenditures for the Montgomery Quarter Phase 1 Project.

SECTION 5. The remaining balance of \$591,236.90 shall be transferred to the newly renamed Pandemic Relief Fund 222 for future projects.

SECTION 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 7. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: October 5, 2022

ATTEST: Connie M. Gaylor
Connie M. Gaylor, Clerk of Council

Craig D. Margolis
Craig D. Margolis, Mayor

APPROVED AS TO FORM:
Terrence M. Donnellon
Terrence M. Donnellon, Law Director