

VILLAGE OF PENINSULA, OHIO

RESOLUTION NO.: 15-2020

INTRODUCED BY: Mayor Schneider & Council person Haramis

DATE PASSED: July 13, 2020

**AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR AND/OR VILLGE FISCAL OFFICER TO REQUEST AND ACCEPT FEDERAL CARES ACT FUNDS THROUGH THE STATE OF OHIO AND SUMMIT COUNTY PURSUANT TO OHIO HOUSE BILL 481, AUTHORIZING THE VILLAGE FISCAL OFFICER TO ESTABLISH A VILLAGE LOCAL CORONAVIRUS RELIEF FUND, AND AFFIRMING THAT ALL SUCH CARES ACT FUNDS RECEIVED PURSUANT TO OHIO HOUSE BILL 481 WILL BE EXPENDED ONLY TO COVER VILLAGE COSTS CONSISTENT WITH THE REQUIREMENTS OF THE CARES ACT AND ANY APPLICABLE REGULATIONS AND GUIDANCE**

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136 (the "CARES Act") was signed into law by the President of the United States on March 27, 2020; and

WHEREAS, in House Bill 481 of the 133<sup>rd</sup> General Assembly ("H.B. 481"), the Ohio General Assembly established a process for distributing a portion of the funds provided to the State of Ohio by the CARES Act to local subdivisions; and

WHEREAS, H.B. 481 requires subdivisions receiving funds, before said funds are received, to pass a resolution affirming that the funds from the County Coronavirus Relief Distribution Fund will be expended only to cover costs of the subdivision consistent with the requirements of Section 5001 of the CARES Act as described in 42 U.S.C. 601(d) and any applicable regulations; and

WHEREAS, the Village is requesting its share of the funds from the County Coronavirus Relief Distribution Fund, the amount of which is based upon the proportion of the Local Government Fund revenues allocated to the Village in 2019.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Peninsula, Summit County, Ohio, to wit:

SECTION 1. Council authorizes and directs the Village Fiscal Officer to create a special revenue fund within the accounts of the Village of Peninsula and name such fund the Local Coronavirus Relief Fund.

SECTION 2. Council affirms that all funds received from the County Coronavirus Relief Distribution Fund pursuant to H.B. 481 and deposited into the Village Local Coronavirus Relief Fund shall be expended only to cover Village costs that were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020 that are consistent with the requirements of Section 5001 of the CARES Act as described in 42

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U.S.C. 601(d) and any regulations applicable thereto and guidance established by the U.S. Treasury Department and Auditor of the State of Ohio.

SECTION 3. The Village affirms it understands that this fund shall be subject to audit by the Auditor of the State of Ohio during its next regular audit under Section 117.01 of the Ohio Revised Code.

SECTION 4. In compliance with H.B. 481, the Village Fiscal Officer will take all necessary action to:

- (1) Return any unencumbered balance of money in the Village Local Coronavirus Relief Fund to the County Fiscal Officer on or before October 15, 2020;
- (2) Return any unspent funds in the Village's Local Coronavirus Relief Fund to the State Treasurer in the manner described by the Director of the Ohio Office of Budget and Management on or before December 28, 2020; and
- (3) Provide any information related to any payments received pursuant to H.B. 481 to the Director of the Ohio Office of Budget and Management and/or Summit County as required.

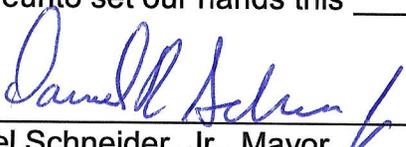
SECTION 5. All formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public, peace, health, safety, and welfare of the residents of the Village of Peninsula for the reason the Village is required to submit this legislation to the County Fiscal Officer as soon as possible in order to receive the Village's share of these CARES Act funds, and therefore, this Resolution shall take immediate effect upon its passage.

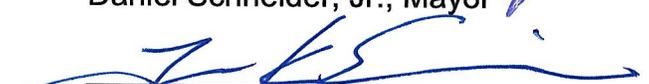
SECTION 7. Effective Date. This Resolution shall take effect on the 13 day of July, 2020.

IN WITNESS WHEREOF, we have hereunto set our hands this 13 day of July, 2020.

Passed:

  
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Daniel Schneider, Jr., Mayor

Attest:

  
\_\_\_\_\_  
Trevor K. Elkins, Fiscal Officer

Approved as to Legal Form.

  
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Bradric T. Bryan, Solicitor

I, Trevor K. Elkins, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, at a meeting held on the 13 day of July, 2020.

  
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Trevor K. Elkins, Fiscal Officer

Posting Certificate

I, Trevor K. Elkins, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, hereby certify that there is no newspaper published in the Municipality, and publication of the foregoing Resolution was made by posting true and accurate copies thereof at five of the most public places in the Village as previously determined by Council, each for a period of at least fifteen days, commencing on the 13 day of July, 2020, as follows:

1. Terry Lumber & Supply;
2. Valley Fire District;
3. Peninsula Library & Historical Society;
4. Peninsula Village Hall Lobby; and
5. Peninsula Post Office.

  
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Trevor K. Elkins, Fiscal Officer