

**RESOLUTION NO. 2020-25
INTRODUCED BY: GRUBE**

4257

**A RESOLUTION
AFFIRMING FUNDS RECEIVED FROM THE
CORONAVIRUS RELIEF FUND WILL BE EXPENDED
ONLY TO COVER COSTS TO THE VILLAGE
CONSISTENT WITH THE REQUIREMENTS OF SECTION
5001 OF THE CORONAVIRUS AID RELIEF, AND
ECONOMIC SECURITY ACT AS DESCRIBED IN 42 U.S.C.
801(d), AND ANY APPLICABLE REGULATIONS AS IS
NECESSARY PURSUANT TO H.B. 481 BEFORE
RECEIVING SAID FUNDS, AND DECLARING AN
EMERGENCY**

WHEREAS, the Village of Chagrin Falls adopted Ordinance 2020-19 in anticipation of the adoption of Amended Senate Bill No. 310, which has now been passed as House Bill 481 (“HB 481”)

WHEREAS, the Village Council adopted Ordinance 2020-19 affirming that funds received from the Coronavirus Relief Fund will be expended only to cover costs of the Village consistent with the requirements of Section 5001 of the Coronavirus Aid Relief, and Economic Security Act, 116 Public Law 136 (“CARES”) as described in 42 U.S.C. 801(d)(formerly 601(d));

WHEREAS, CARES was signed into law by the President of the United States on March 27, 2020;

WHEREAS, the Ohio General Assembly established the process for delivering funds provided by CARES in Senate Bill 310, now HB 481 of the 133rd General Assembly, (“S.B. 310”);

WHEREAS, S.B. 310, now HB 481, requires subdivisions receiving funds under the Act to pass a Resolution affirming that funds from the County Coronavirus Relief Distribution Fund (“Fund”) may be expended only to cover costs of the Village consistent with the requirements of Section 5001 of CARES as described in 42 U.S.C. 801(d)(formerly 601(d)), and any applicable regulations before receiving said funds;

WHEREAS, the Village of Chagrin Falls is requesting its share of funds from the Fund.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE
OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

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SECTION 1. The Village of Chagrin Falls hereby affirms that all funds received from the Fund pursuant to H.B. 481 be expended only to cover costs of the Village consistent with the requirements of Section 5001 of CARES as described in 42 U.S.C. 801(d)(formerly 801(d)), and any applicable regulations and guidance only to cover expenses that:

- a. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (“COVID-19”);
- b. Were not accounted for in the Village’s most recently approved budget as of March 27, 2020; and
- c. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

SECTION 2. In compliance with HB 481, the Village Council hereby resolves that the Clerk of Council and Fiscal Officer of the Village take all necessary action to:

- a. On or before October 15, 2020, pay any unencumbered balance of money in the Village’s local coronavirus relief fund to the County Treasurer;
- b. On or before December 28, 2020, pay the balance of any money in the Village’s local coronavirus relief fund to the state treasury in the manner prescribed by the Director of the Ohio Office of Budget and Management; and
- c. Provide any information related to any payments received under HB 481 to the Director of the Ohio Office of Budget and Management as requested.

SECTION 3. Ordinance 2020-19 and this Resolution shall be reconciled in the event of any conflict so that the any part of the two pieces of legislation that results in the most money being made available to the Village in the shortest period of time and most consistent with CARES and HB 481 is enforced.

SECTION 4. The Clerk of Council shall certify a copy of this Resolution to the Cuyahoga County Auditor and the Ohio Director of Budget and Management upon adoption of this Resolution.

SECTION 5. Upon receipt of any money authorized by any legislation adopted by the State of Ohio authorizing distribution of Coronavirus Relief Funds in the Village shall be deposited into a new fund in the Village’s Treasury to be named The Local Coronavirus Relief Fund by the Village’s Fiscal Officer and the Fund shall be used only for the purposes permitted by Section 5001 of CARES as described in 42 U.S.C. 801(d)(formerly 601(d)).

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SECTION 6. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 7. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Resolution shall also be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 8. This this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health or safety of the inhabitants of the Village and for the further reason that this Resolution must be immediately effective so that the Village can receive a distribution from the County Coronavirus Relief Distribution Fund upon the earliest date possible to assist the Village in combating the Coronavirus; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Resolution shall be in full force and effect from and immediately upon its passage and approval by the Mayor, otherwise it shall take effect from and after the earliest period allowed by law.

PASSED: June 22, 2020



Erinn Grube, Council President

Submitted to the Mayor for
his approval on this

23rd day of June, 2020

Approved by the Mayor
06/23/2020

_____, 2020



Mayor William Tomko

I hereby certify that **Resolution No. 2020-25** was duly enacted on the 22nd day of June, 2020, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.



David Bloom, Clerk of Council