

ORDINANCE NO. 2020-10

AN ORDINANCE

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

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, the Ohio General Assembly established a process for distributing funds provided by the “Coronavirus Aid, Relief, and Economic Security Act” in Senate Bill 310, which was ultimately enacted H.B. 481 of the 133rd General Assembly (H.B. 481); and

WHEREAS, H.B. 481 requires subdivisions receiving funds under Section 1 of the Act, to pass a resolution affirming that funds from the County Coronavirus Relief Distribution Fund may 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. 801, and any applicable regulations before receiving said funds; and

WHEREAS, the Village of Waite Hill is requesting its share of funds from the County Coronavirus Relief Distribution Fund.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAITE HILL, COUNTY OF LAKE, STATE OF OHIO:

SECTION 1. That all funds received from the Coronavirus Relief Distribution Fund pursuant to H.B. 481 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. 801, and any applicable regulations and guidance only to cover expenses that:

- (1) Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) Were not accounted for in Village of Waite Hill’s most recently approved budget as of March 27, 2020; and
- (3) Were incurred during the period beginning March 1, 2020, and ending December 30, 2020.

SECTION 2. That in compliance with H.B. 481, the Clerk-Treasurer of the Village of Waite Hill take all necessary action to:

- (1) On or before October 15, 2020, pay any unencumbered balance of money in the Village’s local coronavirus relief fund to the County Auditor;

- (2) 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
- (3) Provide any information related to any payments received under H.B. 481 to the Director of the Ohio Office of Budget and Management as requested.

SECTION 3. That upon its passage, the Clerk-Treasurer shall forthwith transmit a certified copy of this Ordinance to the Lake County Auditor, 105 Main Street, Painesville, Ohio 44077 and to the Director of the Ohio Office of Budget and Management, 30 E. Broad Street, Suite 34, Columbus, Ohio 43215.

SECTION 4. That existing Chapter 135, Clerk-Treasurer, of the Codified Ordinances of Village of Waite Hill, Ohio, is amended to provide for the enactment of a new Section 135.20 which shall provide as follows:20

“135.20 CORONA VIRUS RELIEF FUND.

There is hereby created a special fund to be known as the Corona Virus Relief Fund. All funds received by the Village from the Coronavirus Relief Distribution Fund shall be deposited into this fund and expended for proper and authorized grant purposes. The Clerk-Treasurer is authorized and directed to make application to the Auditor of State for the approval of the creation of the Planning and Zoning Deposit Fund in accordance with Ohio R.C. 5705.12.”

SECTION 5. That all ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. That the actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the law.

SECTION 7. That this Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village of Waite Hill, and for the reason that it is necessary to immediately receive and account for funding that is being provided by the Federal and State governments on an emergency basis; wherefore, this ordinance shall be in full force and effect immediately upon its passage by Council and its approval by the Mayor, or as otherwise provided by law.

PASSED: _____, 2020

Council President

Submitted to the Mayor for
his approval on this
____ day of _____, 2020

Approved by the Mayor

ATTEST:

_____, 2020

Clerk-Treasurer

Mayor