

CITY OF CLAYTON, OHIO

RESOLUTION NO. R – 06 – 20 – 29

A RESOLUTION AFFIRMING THAT ALL FUNDS RECEIVED BY THE CITY OF CLAYTON, OHIO FROM THE COUNTY CORONAVIRUS RELIEF DISTRIBUTION FUND PURSUANT TO S.B. 310, NOW H.B. 481 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. 801(d) (formerly 42 U.S.C. 601) AND ANY APPLICABLE REGULATIONS AND GUIDANCE PURSUANT TO H.B. 481 BEFORE RECEIVING SAID FUNDS AND ESTABLISHING THE “LOCAL CORONAVIRUS RELIEF FUND” AND FURTHER DIRECTING THE CLERK OF COUNCIL TO FORTHWITH CAUSE A CERTIFIED COPY OF THIS RESOLUTION TO BE DELIVERED TO THE MONTGOMERY COUNTY AUDITOR AND TO THE OHIO OFFICE OF BUDGET AND MANAGEMENT

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, now House Bill 481, of the 133rd General Assembly (S.B. 310); and

WHEREAS, S.B. 310, now 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(d), (formerly 42 U.S.C. 601) and any applicable regulations before receiving said funds; and

WHEREAS, the City of Clayton, Ohio is requesting its share of funds from the County Coronavirus Relief Distribution Fund.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the Council of the City of Clayton, Ohio on behalf of the City of Clayton, Ohio, hereby affirms that all funds received from the County Coronavirus Relief Distribution Fund pursuant to S.B. 310, now 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(d), (formerly 42 U.S.C. 601) 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);

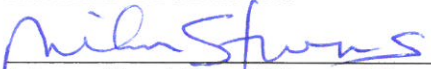
- (b) Were not accounted for in the City of Clayton's most recently approved budget as of March 27, 2020; and
- (c) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

FURTHERMORE, in compliance with S.B. 310, now H.B. 481 be it resolved by the Council of the City of Clayton, Ohio that the Clayton Finance Director take all necessary action to:

- (a) On or before October 15, 2020, pay any unencumbered balance of money in the City of Clayton's local coronavirus relief fund to the County Treasurer;
 - (b) On or before December 28, 2020, pay the balance of any money in the City of Clayton'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 S.B. 310, now H.B. 481 to the Director of the Ohio Office of Budget and Management as requested.
2. That the Finance Director is hereby authorized to establish the "Local Coronavirus Relief Fund" (Fund 707) in order to accept, receipt, and process funds received pursuant to S.B. 310, now H.B. 481, to be expended only to cover costs of the City of Clayton consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 801(d), (formerly 42 U.S.C. 601).
 3. *The Clerk of Council shall file a certified copy of this Resolution with the Office of the Montgomery County, Ohio Auditor and to the Ohio Office of Budget and Management (OBM).*
 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.
 5. This Resolution shall be in full force and effect immediately upon its adoption.

ADOPTED BY COUNCIL ON JUNE 18, 2020.

AUTHENTICATION:



Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Law Director

CERTIFICATION OF PUBLICATION

This shall certify that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Brookville Star

Date of publication

June 24, 2020

Barbara Stein

Clerk