

**RESOLUTION NO. 025-20R**

**AN RESOLUTION AFFIRMING THAT FUNDS FROM THE COUNTY CORONAVIRUS RELIEF DISTRIBUTION FUND WILL BE EXPENDED ONLY TO COVER COSTS OF THE CITY OF SANDUSKY, OHIO, CONSISTENT WITH THE REQUIREMENTS OF SECTION 5001 OF THE CARES ACT AS DESCRIBED IN 42 U.S.C. 801 (FORMERLY 42 U.S.C. 601), AND ANY APPLICABLE REGULATIONS AS IS NECESSARY PURSUANT TO H.B. 481, BEFORE RECEIVING SAID FUNDS; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**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 H.B. 481, of the 133<sup>rd</sup> 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 (formerly 42 U.S.C. 601), and any applicable regulations before receiving said funds; and

**WHEREAS**, the City of Sandusky, Ohio, is requesting its share of funds from the County Coronavirus Relief Distribution Fund; and

**WHEREAS**, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter so the City of Sandusky can begin receiving COVID-19 reimbursements as soon as possible; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Finance Department, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:**

Section 1. The City Commission of the City of Sandusky, Erie County, Ohio, affirms that all funds received from the County Coronavirus Relief Distribution

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Fund pursuant to S.B. 310, now H.B. 481, be expended only to cover costs of the City of Sandusky, Ohio, consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 801 (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 Sandusky'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. FURTHERMORE, in compliance with S.B. 310, now H.B. 481, the City Commission of the City of Sandusky, Erie County, Ohio resolved it take all necessary action to:

- (a) On or before October 15, 2020, pay any unencumbered balance of money in the City of Sandusky, Ohio'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 Sandusky, Ohio'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.

Section 3. The Clerk of the City Commission is directed to file a certified copy of this Resolution with the Ohio Office of Budget and Management (OBM) and the Erie County Auditor.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all

deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure pursuant to O.R.C. §731.30 and Section 14 of the City Charter which shall take immediate effect and shall be in full force and effect upon its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio, so the City of Sandusky can begin receiving COVID-19 reimbursements as soon as possible.



RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST: KELLY L. KRESSER  
CLERK OF THE CITY COMMISSION

Passed: June 22, 2020