

ORDINANCE NO.: 55 -2021
INTRODUCED BY: Mayor Roche

AN ORDINANCE ESTABLISHING A SPECIAL FUND TO BE DESIGNATED AS THE “LOCAL FISCAL RECOVERY FUND;” AND DECLARING AN EMERGENCY.

WHEREAS, on March 11, 2021 President Biden signed into law The American Rescue Plan Act of 2021 (“ARPA”) providing for \$130 billion in funding for local governments to be used to respond to negative economic impacts to individuals, households, communities, businesses and government stemming from the public health emergency caused by the coronavirus pandemic;

WHEREAS, the ARPA provides for Coronavirus Local Fiscal Recovery Funds (“CLFRF” or “Fiscal Recovery Funds”) to be allocated to units of local government, including the City of Richmond Heights, which is considered a non-entitlement unit of local government (“NEU”) based on its population of under 50,000 residents;

WHEREAS, the ARPA considers Fiscal Recovery Funds to be grant funds which must be deposited to a Local Fiscal Recovery Fund separate from the other funds of the NEU, from which bills may be paid and revenues may be reallocated to other funds that have a performance focus within the eligible uses of such funds;

WHEREAS, pursuant to §5705.09(F) of the Ohio Revised Code, the City of Richmond Heights, a political subdivision of the State of Ohio, shall establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose;

WHEREAS, said Fiscal Recovery Funds are required by the ARPA to be used for the particular purpose of responding to the negative economic impacts of the coronavirus pandemic public health emergency, which shall be set aside in a separate Local Fiscal Recovery Fund;

WHEREAS, pursuant to the ARPA and Ohio Revised Code §5705.09(F), there is a need to create a special fund to be designated as the “Local Fiscal Recovery Fund” within which to deposit monies received from the United States Department of Treasury as administered through the State of Ohio under the ARPA.

NOW, THEREFORE, Be It Ordained by the Council of the City of Richmond Heights, State of Ohio; that:

Section 1. Council hereby establishes a special fund designated as the “Local Fiscal Recovery Fund,” pursuant to the requirements of the ARPA and the provisions of §5705.09(F) of the Ohio Revised Code, for the purposes set forth in the preamble to this Ordinance.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council,

and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City, and for the further reason that the fund needs to be immediately established to accurately account for the Fiscal Recovery Funds to be received; wherefore, this Ordinance shall be in full force and effect immediately upon its passage, provided it receives the affirmative vote of five members of Council; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

June 8, 2021

APPROVED: _____

June 8, 2021

ATTEST: _____

Betsy Traben

Betsy Traben
Clerk of Council

David J. Roche, Mayor

Eloise Cotton-Henry

Eloise Cotton-Henry
President of Council