

EMERGENCY RESOLUTION NO. 62-2020

A RESOLUTION AUTHORIZING SPECIFIC EXPENDITURES OF THE CITY OF MONROE'S SHARE OF CORONAVIRUS RELIEF FUNDS AS LEGISLATED IN THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT, 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 House Bill 481 of the 133rd General Assembly (HB 481); and

WHEREAS, HB 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. 601(d), and any applicable regulations before receiving said funds; and

WHEREAS, The City of Monroe requested its share of funds from the County Coronavirus Relief Distribution Fund by Emergency Resolution 40-2020 on June 9, 2020; and

WHEREAS, The U.S. Department of Treasury declared all public safety employees to be substantially dedicated to mitigating or responding to the COVID-19 public health emergency in its Coronavirus Relief Fund "Frequently Asked Questions"; and

WHEREAS, The Ohio Office of Budget and Management recommended that the local government Chief Executive Official declare a proclamation in some manner and document the individuals or job positions with the specific duties that meet the substantially dedicated criteria in its "Guidance and Frequently Asked Questions" for the Coronavirus Relief Fund; and

WHEREAS, The City of Monroe has identified certain expenditures of the funds that are consistent with CARES Act restrictions identified in 5001 of the CARES Act as described in 42 U.S.C. 601(d), as listed following this document as "Exhibit A."; and

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

SECTION 1: All funds received from the County Coronavirus Relief Fund are to be expended **only** to cover costs of the City consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), 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 the City of Monroe's most recently approved budget as of March 27, 2020; and

(3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

SECTION 2: The City Council and the City Manager acknowledge that its public safety, public health, health care, human services, and similar employees perform specific duties that meet the substantially dedicated criteria, so the payroll expenses for said employees are an eligible expense under the CARES Act.

SECTION 3: The City Council and the City Manager acknowledge that some of its non-public safety employees have been repurposed to perform previously unbudgeted functions substantially dedicated to mitigating or responding to the COVID-19 public health emergency, and as such, their payroll expenses are an eligible expense under the CARES Act.

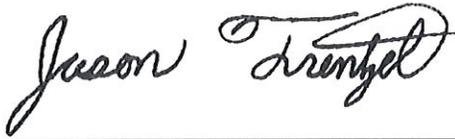
SECTION 4: This measure is hereby to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that Council desires to proceed with project at the earliest possible date. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: September 8, 2020

ATTEST:

APPROVED:


Clerk of Council


Mayor

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised Code.

"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.


Clerk of Council
City of Monroe, Ohio

City of Monroe

Exhibit "A" E Res No. 62-2020

CARES Act Funding - COVID-19

03.02.2020 - 08.21.2020

\$ 269,169.11 TOTAL AVAILABLE (\$247,272.64, from Butler County; \$20,534.30 from Warren County; \$1,362.17 Interest Earned)
~~\$ 269,169.11 TOTAL REIMBURSEMENT~~
 \$ (0.00) TOTAL REMAINING

Amount	Description	Vendor	Date Purchased	Reason Eligible
\$ 128,895.79	Public Safety Overtime - Fire (March - August)	City FF employees	Mar - Aug	#2 & #47 US Treasury FAQs - "Payroll costs for public health and public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency" & "As a matter of administrative convenience, the entire payroll cost of an employee whose time is substantially dedicated to mitigating or responding to the COVID-19 public health emergency is eligible, provided that such payroll costs are incurred by December 30, 2020"
\$ 30,934.99	Police & Fire Pension - Fire Overtime	City FF employees	Mar - Aug	Public Assistance Program & Policy Guide from FEMA: "FEMA reimburses force account labor based on actual hourly rates plus the cost of the employee's actual fringe benefits. U.S. Dept of Treasury FAQs #11 - "The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund....Payroll and benefit costs associated with public employees..."
\$ 3,243.79	Workers Compensation - Fire Overtime	City FF employees	Mar - Aug	Public Assistance Program & Policy Guide from FEMA: "FEMA reimburses force account labor based on actual hourly rates plus the cost of the employee's actual fringe benefits. U.S. Dept of Treasury FAQs #11 - "The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund....Payroll and benefit costs associated with public employees..."
\$ (2,873.73)	Unreimbursed Workers Comp - Fire Overtime from above			

\$ 42,988.66	<i>Public Safety Overtime - Police</i>	City Police employees	Mar - Aug	#2 & #47 US Treasury FAQs - "Payroll costs for public health and public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency" & "As a matter of administrative convenience, the entire payroll cost of an employee whose time is substantially dedicated to mitigating or responding to the COVID-19 public health emergency is eligible, provided that such payroll costs are incurred by December 30, 2020"
\$ 10,317.28	<i>Police & Fire Pension - Police Overtime</i>	City Police employees	Mar - Aug	<i>Public Assistance Program & Policy Guide</i> from FEMA: "FEMA reimburses force account labor based on actual hourly rates plus the cost of the employee's actual fringe benefits. U.S. Dept of Treasury FAQs #11 - "The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund....Payroll and benefit costs associated with public employees..."
\$ 1,081.85	<i>Workers Compensation - Police Overtime</i>	City Police employees	Mar - Aug	<i>Public Assistance Program & Policy Guide</i> from FEMA: "FEMA reimburses force account labor based on actual hourly rates plus the cost of the employee's actual fringe benefits. U.S. Dept of Treasury FAQs #11 - "The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund....Payroll and benefit costs associated with public employees..."
\$ 53,849.36	<i>COVID-19 Related Personal Leave (FFCRA)</i>	City employees	Mar - Aug	OBM Guidance & FAQs - "When can CRF funds be used to cover payroll expenses of employees on leave? (Updated July 16, 2020)" "CRF money may be used for leave required in the Families First Coronavirus Response Act (FFCRA). The jurisdiction must ensure that the leave was taken for reasons outlined in FFCRA." & US Dept of Treasury Guidance for State, Territorial, Local, & Tribal Governments, Nonexclusive examples of eligible expenditures #4, Bullet 4 "Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions"
\$ 19.99	<i>Logitech Computer Mouse</i>	Staples	3/13/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"

\$	5.99	Wall Charger	Staples	3/13/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	19.99	4' Power Strip	Staples	3/14/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	9.99	Mouse Pad	Staples	3/15/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	136.99	Storage Bins (2 pack)	Amazon	3/13/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	19.98	Master Locks (2 pack)	Amazon	3/13/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	18.99	Wireless keyboard & mouse	Amazon	3/24/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	25.53	Desktop Calculator	Staples	3/31/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"

\$	430.69	<i>Computer Monitors & Docking Station</i>	GovConnection, Inc.	4/3/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"
\$	42.98	<i>Computer Keyboards</i>	Microcenter	4/6/2020	OBM Guidance & FAQs - Under the "Permissible Use of Funds" section: Equipment - "Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions" & "Equipment and lease costs if previously unbudgeted and consistent with other criteria"

\$ 269,169.11