

Resolution 2021-18

PROVIDING FOR THE CREATION OF THE “LOCAL FISCAL RECOVERY FUNDS FUND”,  
AUTHORIZING THE DEPOSIT OF FUNDS INTO SUCH ACCOUNT, AND DECLARING AN  
EMERGENCY

WHEREAS, The American Rescue Plan Act of 2021, a \$1.9 trillion economic COVID-19 stimulus package, was signed into law by the President of the United States on March 11, 2021 and

WHEREAS, the American Rescue Plan Act of 2021 will provide additional relief to address the continued impact of COVID-19 on the economy, public health, state and local governments, individuals and businesses; and

WHEREAS, as part of the American Rescue Plan Act, \$350 billion in additional funding is being provided to state and local governments; and

WHEREAS, pursuant to guidance issued by the Auditor of State in an updated bulletin dated July 2, 2021, the Federal Funding Accountability and Transparency Act (FFATA) requires separate accountability for direct recipients (and subrecipients) of federal awards greater than \$30,000; and

WHEREAS, Ohio Revised Code 5705.09 requires subdivisions to establish separate funds for each class of revenue derived from a source other than the general property tax; and

WHEREAS, Ohio Revised Code 5705.12 further requires the taxing authority of a subdivision to establish, with the approval of the Auditor of State, a separate fund for money derived from specified sources other than the general property tax; and

WHEREAS, The Auditor of State approves taxing authorities to establish the separate funds required for separate accountability of federal programs upon adoption of a local ordinance or resolution, further, local governments do not need to seek Auditor of State approval for establishing new COVID-19 federal programs.

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Village of Swanton, Fulton County, Ohio, three-fourths of the members elected thereto concurring and as follows:

Section One. There is hereby and herein created a fund to be known as the "Local Fiscal Recovery Funds Fund". The source of monies deposited into said fund shall be the federal funds provided

from the American Rescue Plan. Expenditures made from this fund shall comply with the broad definition of allowable uses contained within the American Rescue Plan.

Section Two. The Finance Director is authorized and directed to establish said fund and to deposit monies therein as indicated by Council.

Section Three. That it is found and determined that all formal actions of this Village Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Village Council, and that all deliberations of this Village 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 including Section 121.22 of the Ohio Revised Code.

Section Four. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the village peace, health and safety; wherefore this resolution shall be in full force and effective immediately upon passage.

Motion to Suspend the Rules and Declare an Emergency

Moved: Kreuz                      Second: Stuart                      YEAS: 6                      NAYS: 0

Vote on Passage

Moved: Rose                      Second: Kreuz                      YEAS: 6                      NAYS: 0

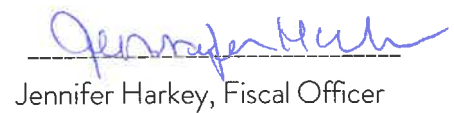
Date of Passage: September 13, 2021



Neil Toeppe, Mayor

Attest:

I, Jennifer Harkey, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Resolution 2021-18, passed on September 13, 2021.



Jennifer Harkey, Fiscal Officer