

**ORDINANCE NO. 030-20**

**AN ORDINANCE ESTABLISHING A FUND TO BE NAMED  
LOCAL CORONAVIRUS RELIEF FUND AS REQUIRED  
PURSUANT TO S.B. 310, NOW H.B. 481; 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 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(d)), and any applicable regulations before receiving said funds; and,

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

**WHEREAS**, S.B. 310, now H.B. 481, requires municipalities to establish a new fund to be named Local Coronavirus Relief Fund before receiving said funds; **Now Therefore**,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City of Napoleon, Ohio, (hereinafter referred to as "the City") hereby establishes a new fund titled Local Coronavirus Relief Fund pursuant to the regulations set forth in S.B. 310, now H.B. 481.

Section 2. That, the City 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 (formerly 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); and,
2. Were not accounted for in the City'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.

Further, the City affirms that all funds received from the County Coronavirus Relief Distribution Fund will dispersed to the newly created Local Coronavirus Relief Fund.

Section 3. That, the Finance Director is hereby authorized and directed to execute any and all documents necessary to create the Local Coronavirus Relief Fund.

Section 4. That, in compliance with S.B. 310, now H.B. 481, the City Council of the City of Napoleon shall take all necessary action to:

1. On or before October 15, 2020, pay any unencumbered balance of money in the City's local coronavirus relief fund to the County Treasurer; and,
2. On or before December 28, 2020, pay the balance of any money in the City'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,
3. 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 5. That, all amounts collected as a result of this Ordinance shall be placed into the newly created Local Coronavirus Relief Fund as established by the Finance Director to be used for the expenditures incurred as listed in Section 2 of this Ordinance.

Section 6. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 7. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 8. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin the process in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: June 29, 2020

  
Joseph D. Bialorucki, Council President

Approved: June 29, 2020

  
Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich

Roxanne Dietrich, Clerk of Council

*I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 030-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 2nd day of July, 2020; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.*

Roxanne Dietrich  
Roxanne Dietrich, Clerk of Council

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich

Roxanne Dietrich, Clerk of Council

*I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 030-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 2nd day of July, 2020; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.*

Roxanne Dietrich  
Roxanne Dietrich, Clerk of Council

**Certification**

I, Roxanne Dietrich, Clerk of Council/Exec. Asst. to Appointing Authority for the City of Napoleon, Ohio, do hereby certify that this document is a true and correct copy of Ordinance No. 030-20 passed June 29, 2020.

Roxanne Dietrich

Roxanne Dietrich

Clerk of Council/Exec. Asst. to Appointing Authority

June 29, 2020

Date



STATE OF OHIO  
COUNTY OF HENRY

Sally Heaston, being first duly sworn, states that she is the General Manager of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 2nd day of July, 2020.

Sally Heaston

Sally Heaston

Subscribed and sworn to before me this  
9th day of July, 2020

Beverly Griteman

Beverly Griteman  
Notary Public,  
State of Ohio  
My Commission  
Expires February 13, 2021

Printer's Fee: \$97.20

Notary Fee: \$2.50

**Summary of Ordinance No. 030-20**

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

**NOTICE**

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

**Ordinance 030-20**

**AN ORDINANCE ESTABLISHING A FUND TO BE NAMED LOCAL CORONAVIRUS RELIEF FUND AS REQUIRED PURSUANT TO S.B. 310, NOW H.B. 481; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon established a Local Coronavirus Relief Fund pursuant to H.B. 481.

The above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director