

RESOLUTION NO. 2022-68
INTRODUCED BY: ADMINISTRATION

**A RESOLUTION DESIGNATING MONIES RECEIVED UNDER THE
AMERICAN RESCUE PLAN ACT (“ARPA”) OF 2021 AS REVENUE LOSS TO
BE USED FOR GOVERNMENT SERVICES UNDER SECTION 603 OF ARPA,
AND DECLARING AN EMERGENCY**

WHEREAS, The City of Lyndhurst has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “ACT”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and

WHEREAS Section 603(c) generally provides in part that the monies may be used for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency; and

WHEREAS, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that: Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”].

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. The City elects to use the standard allowance and its presumption of revenue loss due to the public health emergency and to use the amount as authorized under ARPA and The Department of Treasury Final Rule to fund government services.

SECTION 2. It is hereby found and determined that all formal actions of the Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this 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.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Lyndhurst, such reason being the necessity of affirming the use of the standard allowance to fund government services responding to the COVID-19 public health emergency. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval by the Mayor or otherwise at the earliest time allowed by law.

PASSED: October 3, 2022

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

First Reading: October 3, 2022

Second Reading: Suspended

Third Reading: Suspended

Passed 10-3-2022