

**RESOLUTION NO. 64-2020**

**TITLE: COVID-19  
CARES ACT**

**A RESOLUTION REQUESTING THE CITY OF BARBERTON TO  
RECEIVE ITS SHARE OF FUNDS FROM THE COUNTY CORONAVIRUS  
RELIEF DISTRIBUTION FUND, 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 of the 133<sup>rd</sup> General Assembly (S.B. 310); and

**WHEREAS**, S.B. 310 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 Barberton is requesting its share of funds from the County Coronavirus Relief Distribution Fund.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Barberton, State of Ohio that the Barberton City Council affirms that all funds received from the County coronavirus Relief Distribution Fund pursuant to S.B. 310 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 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 City of Barberton’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.

**FURTHERMORE**, in compliance with S.B. 310, be it resolved by the Council of the City of Barberton that the Finance Director take all necessary action to:

- (1) On or before October 15, 2020, pay any unencumbered balance of money in the City of Barberton’s local coronavirus relief fund to the County Treasurer;
- (2) On or before December 28, 2020, pay the balance of any money in the City of Barberton’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) Provided any information related to any payments received under S.B. 310 to the Director of the Ohio Office of Budget and Management as requested.

**SECTION 1.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken 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 meetings open to the public in compliance with the law.

**SECTION 2.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, for the reason that timing is of the essence, and provided it received the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed \_\_\_\_\_ 2020

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved \_\_\_\_\_ 2020

\_\_\_\_\_  
Mayor