

EMERGENCY

City of Cincinnati

AKS

BWB

An Ordinance No. 356

- 2020

AUTHORIZING the appropriation of the sum of \$3,942,957 from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund personnel operating budget account no. 473x101x7100 for the purpose of providing reimbursement of or resources for certain personnel expenditures as set forth in the attached Attachment A; AUTHORIZING the appropriation of the sum of \$5,037,042 from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund non-personnel operating budget account no. 473x101x7200 for the purpose of providing reimbursement of or resources for certain non-personnel expenditures as set forth in the attached Attachment A; AUTHORIZING the appropriation of the sum of \$42,220,000 from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund personnel operating budget account no. 473x101x7100 for the purpose of providing funds for the reimbursement of FY 2020 payroll and benefit expenses of public safety and public health personnel that are substantially dedicated to mitigating or responding to COVID-19 and unemployment expenses associated with furloughs due to COVID-19; AUTHORIZING the City Manager to re-allocate certain herein-appropriated funds in the event that such funds remain unencumbered by December 1, 2020 so that such funds may be utilized prior to the December 30, 2020 deadline; and DECLARING that such expenditures serve a public purpose.

WHEREAS, the City has received funding from the State of Ohio and Hamilton County under the Coronavirus Relief Fund ("CRF"), established by the United States Department of the Treasury pursuant to the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"); and

WHEREAS, the FY 2021 Approved Budget Update included the use of \$32 million in CRF funding plus an additional \$10.2 million from the Ohio Revised Code (ORC) Section 133.12-approved borrowing as one-time sources, which were necessary to balance the FY 2021 budget; and

WHEREAS, in order to avoid incurring additional interest expense, the City Administration's goal for FY 2021 was to utilize CRF dollars in place of the borrowed funds, if such CRF funding became available; and

WHEREAS, in a third round of CRF distributions from the State, the City received an additional \$10.9 million in CRF funds that will allow the City to avoid using borrowed funds for operations, which translates into estimated interest savings of approximately \$2.6 million in FY 2022 through FY 2030; and

WHEREAS, under applicable provisions of the CARES Act and in accordance with United States Department of Treasury guidance, CRF funds must generally be utilized for necessary

expenses incurred due to COVID-19 that were not accounted for in the City's FY 2020 Budget and that are incurred between March 1, 2020 and December 30, 2020; and

WHEREAS, in acknowledgement of the emergency nature of the program and the particular importance of public health and public safety personnel in combating COVID-19, Treasury permits local governments to utilize CRF funds for payroll and benefit expenses of public safety and public health personnel that are substantially dedicated to mitigating or responding to COVID-19, even if included in the City's FY 2020 budget; and

WHEREAS, utilization of the CARES Act funds as herein described for certain public health and public safety payroll and benefit expenses was identified in the City's FY 2021 Approved Budget as a source of funding and allowed the City to avoid furloughs or layoffs of needed public health and safety personnel during the COVID-19 pandemic; and

WHEREAS, certain other additional eligible CRF expenditures are identified herein and have been determined by the City to be necessary expenditures incurred due to COVID-19, such as funding virtual learning programs, contract tracing, and other eligible personnel and non-personnel expenses, and such expenditures were more particularly described in the "Update on Coronavirus Relief Fund Allocation" FYI Memo #4168; and

WHEREAS, the purpose of this ordinance is to appropriate all available CRF funds so that such funds may be utilized by the City for identified eligible expenses, as further described herein, prior to the December 30, 2020 deadline established in the CARES Act; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the sum of \$3,942,957 is hereby appropriated from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund personnel operating budget account no. 473x101x7100 for the purpose of providing reimbursement of or resources for personnel expenditures identified in Section 1 of Attachment A to this ordinance and that are necessary expenditures incurred or to be incurred to respond to COVID-19.

Section 2. That the sum of \$5,037,042 is hereby appropriated from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund non-personnel operating budget account no. 473x101x7200 for the purpose of providing reimbursement of or resources for non-personnel expenditures identified in Section 2 of Attachment A to this ordinance and that are necessary expenditures incurred or to be incurred to respond to COVID-19.

Section 3. That the sum of \$42,220,000 is hereby appropriated from the unappropriated surplus of COVID-19 Fund 473 to the City Manager's Office COVID-19 Fund personnel operating budget account no. 473x101x7100 for the purpose of providing funds for the reimbursement of FY 2020 payroll and benefit expenses of public safety and public health personnel that are substantially dedicated to mitigating or responding to COVID-19 and for certain personnel expenses related to unemployment premiums incurred by the City and arising from furloughs related to COVID-19.

Section 4. That, in order to ensure that the City maintains the maximum available federal resources for the City's efforts to respond to COVID-19, if after reasonable efforts to utilize such funding as identified in Attachment A any funds appropriated herein under Sections 1 or 2 of this ordinance remain unencumbered by December 1, 2020, then the City Manager shall have the discretion to re-allocate such unencumbered amounts to fund other expenses eligible under the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act") and determined by the City Manager to be necessary to respond to COVID-19.

Section 5. That the expenditure of funds for the purposes described in Sections 1 through 4 herein is declared to be for a public purpose.

Section 6. That the appropriate City officers are hereby authorized to do all things necessary and proper to implement the provisions of Sections 1 through 4 herein.

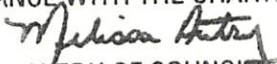
Section 7. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is

the immediate need to accomplish the authorized COVID-19 related reimbursements and expenditures before the December 30, 2020 deadline required by the CARES Act.

Passed: October 29, 2020

Attest: 
Clerk


John Cranley, Mayor

I HEREBY CERTIFY THAT ORDINANCE NO 356.2020
WAS PUBLISHED IN THE CITY BULLETIN
IN ACCORDANCE WITH THE CHARTER ON 11.10.2020

CLERK OF COUNCIL