

## RESOLUTION NO. 34-2022

*Authorizing Expenditure from American Rescue Plan Act Funds  
Payment of wages due to COVID-19 quarantine policy*

*Ottawa County, Ohio*

**Be It Resolved** *by the Township Trustees of Danbury Township*

**WHEREAS**, this date, October 26, 2022, Trustee ROZAK moved the adoption of the following Resolution:

**WHEREAS**, the Township 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 that:

(1) USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024 -

(A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;

(B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

(C) 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; or

(D) to make necessary investments in water, sewer, or broadband infrastructure.

**WHEREAS**, the Act prioritizes reducing the spread of, and mitigating the effects of, the COVID-19 pandemic; 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”].

**WHEREAS**, some common examples of “government services” expressly recognized by Treasury include payment of administrative services; and

**WHEREAS**, “Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;” and

**WHEREAS**, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions to financial reserves or “rainy day” funds

**WHEREAS**, on or about September 14, 2022, the Township adopted an updated COVID-19 policy which requires employees to remain quarantined following a positive COVID-19; and

**WHEREAS**, as the Township determined it is in the best interest of the Township to encourage employees to take safe precautions and remain quarantined upon contracting COVID-19, Township employees will receive paid leave while quarantined and are not required to use their earned sick leave; and

**WHEREAS**, the Township has had two employees test positive for COVID-19 and were required to remain quarantined; and

**WHEREAS**, the cost of the sick leave issued to the two employees based upon their rate of pay and number of days in quarantine amounted to \$646.80 for 28 hours of leave and \$1070.00 for 40 hours of leave; and

**WHEREAS**, the Township has determined it will utilize ARPA funds to cover the cost of sick leave taken by employees who contract COVID-19, consistent with the September 14, 2022 updated COVID-19 policy; and

**NOW THEREFORE**, it is hereby RESOLVED by the Board that:

1. The Township elected to use the standard allowance by way of Resolution 03-2022 and 03A-2022 and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The COVID-19 sick leave policy is hereby authorized and shall be paid for from the ARPA Funds for the two employees who were required to miss work while quarantined for an

amount not to exceed: \$646.80 for the employee who missed 28 hours and \$1060.00 for the employee who missed 40 hours.

3. The COVID-19 Policy advances the objectives of the Act by mitigating the spread of the COVID-19 virus and ensuring the safe and continued provision of government services.

4. Accordingly, the COVID-19 Policy, which enables employees to take paid leave while quarantined, is in the best interests of the Township and is deemed a priority for the community.

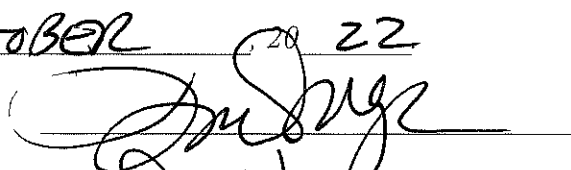
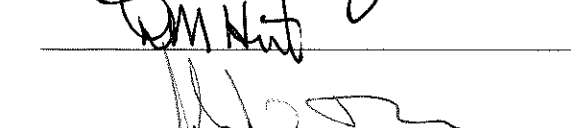
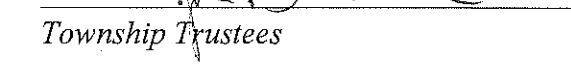
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

6. This Project will be categorized as Expenditure Category EC 6.1 – Provision of Government Services.

Trustee HIRT seconded the Motion, and thereupon, the votes in favor of this Resolution were recorded and reflected by the signatures hereto.

**BE IT FURTHER RESOLVED:** that it is hereby found and determined that all formal actions of this Township concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Township Trustees, and that all deliberations of the Township Trustees and any of its committees that resulted in such formal action, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 26<sup>th</sup> day of OCTOBER, 2022

  
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Township Trustees

Attest: Carly Adam  
Township Fiscal Officer