

ORDINANCE NO. 9-2021

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA, ESTABLISHING THE AMERICAN RESCUE PLAN FUND

Whereas, on **March 11, 2021**, the American Rescue Plan Act of 2021 (“ARP”) was adopted and became law.

Whereas, as part of ARP, a Coronavirus Local Fiscal Fund was established to disburse funds to certain local units of government to mitigate the fiscal effects stemming from the public health emergency with respect to COVID-19.

Whereas, it is expected that the City will receive direct funding as the result of ARP.

Whereas, the City, consistent with Indiana law, wishes to establish a local ARP Fund to receive the allocation of funds to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA, AS FOLLOWS:

Section 1. Incorporation of Recitals.

The foregoing recitals (or whereas clauses) are incorporated herein by reference into this Ordinance as findings of fact.

Section 2. Establishment of ARP Fund.

There is hereby established an ARP Fund (the “Fund”). The Fund shall be a restricted, non-reverting fund. The purpose of the Fund shall be, subject to the limitation provided in ARP, to cover costs incurred by the City, on or before **December 31, 2024** for the following:

(A) to respond to the public health emergency with respect to 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 City 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 the City due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the City; or

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

The Fund may not be used for any other purposes than those stated herein and said Fund funds shall be administered by the Clerk-Treasurer of the City. **The Fund shall be assigned fund number 176.**

Section 3. Adoption of a Plan.

As provided under ARP, prior to the use of funds, a plan must be approved by the City's legislative body ("Plan"). Such approved Plan, as may be amended from time-to-time, shall be incorporated by reference into this Ordinance without any further act of the legislative body.

Section 4. Severability.

If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason by any court of competent jurisdiction, such decision shall not effect any other section, paragraph or provision of this Ordinance.

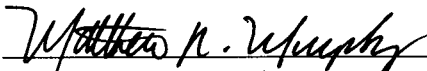
Section 5. Repealer.

All ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed.

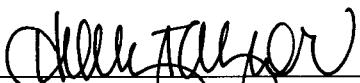
Section 6. Effective Date.

This Ordinance shall be in full force and effect after its passage in any publication required by law.


PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF VALPARRAISO, PORTER COUNTY, INDIANA, on the 10th day of May, 2021.


Matthew R. Murphy, Mayor
City of Valparaiso, Indiana


ATTEST:


Holly Taylor, Clerk-Treasurer
City of Valparaiso, Indiana

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 10th day of May, 2021, at 6:00 o'clock p.m.


Holly Taylor, Clerk-Treasurer
City of Valparaiso, Indiana

This Ordinance approved and signed by me this 10th day of May, 2021, at 6:00 o'clock p.m.


Matthew R. Murphy, Mayor
City of Valparaiso, Indiana