

RESOLUTION NO. 2020-175

A RESOLUTION APPROVING THE USE AND ENCUMBRANCE OF CORONAVIRUS RELIEF FUNDS, CONSISTENT WITH THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT

RECITALS

A. WHEREAS, Franklin Township, Franklin County, Ohio (the “Township”) received funds through the State of Ohio, as a part of an award of Federal Financial Assistance from the United States Department of the Treasury under the Social Security Act, as amended by the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) as the Coronavirus Relief Fund (“CRF”); and

B. WHEREAS, CRF funds may be utilized to cover costs that (i) are necessary expenditures incurred due to the public health emergency with respect to Coronavirus Disease 2019 (“COVID-19”); (ii) were not accounted for in the recipient’s budget most recently approved as of March 27, 2020; and (iii) were incurred during the period from March 1, 2020 to December 30, 2020; and

C. WHEREAS, the Board of Township Trustees (the “Board”), Chief of Police, Chief of Fire, Road Superintendent, Township Administrator and Fiscal Officer (the “Department Heads”) have been monitoring the public health emergency with respect to COVID-19; reviewing the information and guidance issued by the State of Ohio, the Ohio Department of Health, the Federal Government of the United States, and the Centers for Disease Control and Prevention; and tracking the impact that COVID-19 has had, and may continue to have, on the lives, safety, and health of residents of and visitors to the Township; and

D. WHEREAS, the public health emergency has presented any number of hurdles for the Township, including but not limited to, the need for additional cleaning products and other items to prevent the spread of the virus; equipment and vehicle shortages that have made practicing social distancing impractical or impossible for public health employees, public safety employees, and other essential employees of the Township; as well as public health and public safety employees being utilized for substantially different purposes in order to respond to the health crisis; and

E. WHEREAS, the Board, after consultation with and review of the proposals and narratives submitted by the Department Heads, desires to utilize a portion of the CRF funds for costs incurred or to be incurred by the Township for expenditures meeting the criteria set forth within Recital B; and

F. WHEREAS, the Board believes that it is in the best interest of the Township and its residents to approve and authorize the use of a portion of the CRF funds for the eligible expenditures as set forth herein.

RESOLUTION

NOW THEREFORE, be it resolved by the Board that the following Resolutions be, and hereby are, adopted:

1. RESOLVED, that the Board hereby determines and affirms, in exercising its reasonable judgment, that the following (i) are necessary expenditures incurred or shall be incurred due to the public health emergency with respect to COVID-19; (ii) were not accounted for in the budget most recently approved as of March 27, 2020; and (iii) were incurred during the period between March 1, 2020 and December 30, 2020, and fulfill the eligibility requirements for use of CRF funds provided to the Township, and authorizes the use of CRF funds and/or reimbursement for funds already expended for the following:

- a. To the Franklin Township Police Department:
 - i. Up to One Hundred Eighty-Three Thousand Nine Hundred Ninety-Six and 00/100 (\$183,996.00) for the purchase of four (4) police patrol cars, as generally set forth within a purchase quote dated August 25, 2020;
 - ii. Sixty-Six Thousand Four Hundred Thirty-Five and 00/100 Dollars (\$66,435.00) for the purchase of fifteen (15) in-car laptop computers and associated accessories from CDW-G as set forth within a purchase quote dated August 25, 2020; and
 - iii. Up to Fifty-Three Thousand One Hundred Forty-One and 12/100 Dollars (\$53,141.12) for costs of payroll and benefits of employees of the Franklin Township Police Department for the period commencing March 1, 2020 through December 30, 2020. Consistent with the Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments updated September 2, 2020, the Board has determined that the public health and public safety employees of the Franklin Township Police Department, including Township police officers and supervisory personnel, are and have been substantially dedicated to mitigating and/or responding to the COVID-19 public health emergency, and as such, the work performed by such employees is considered to be a substantially different use than accounted for in the most recently approved Township budget as of March 27, 2020.

- b. To the Franklin Township Fire Department:
 - i. Up to Three Hundred Sixty-Eight Thousand Eight Hundred Thirteen and 80/100 Dollars (\$368,813.80) for costs of payroll and benefits of the employees of the Franklin Township Fire Department for the period commencing March 1, 2020 through December 30, 2020. Consistent with the Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments updated September 2, 2020, the Board has determined that the public health and public safety employees of the Franklin Township Fire Department, including Township firefighters, emergency medical responders, and supervisory personnel, are and have been substantially dedicated to mitigating and/or responding to the COVID-19 public health emergency, and as such, the work performed by such employees is considered to be a substantially different use than accounted for in the most recently approved Township budget as of March 27, 2020.

 - c. To the Franklin Township Road Department:
 - i. Two Hundred Forty and 00/100 Dollars (\$240.00) for the purchase of personal protective equipment, thermometers, facial masks and coverings, and gloves; and
 - ii. Up to Eighty-Three Thousand Seven Hundred Ninety-Nine and 31/100 Dollars (\$83,799.31) for the purchase of a backhoe, as generally set forth within a detailed equipment quote dated September 4, 2020; and
 - iii. Up to Eighty-One Thousand One Hundred Sixty-Four and 00/100 Dollars (\$81,164.00) for the purchase of a dump truck, as generally set forth within an invoice dated September 8, 2020; and
 - iv. Eight Thousand Thirty-Eight and 40/100 Dollars (\$8,038.40) for expenses related to paid sick leave utilized by road department employees to enable compliance with COVID-19 public health precautions.

 - d. For the Administrative and Fiscal Office:
 - i. Two Thousand Eighty and 00/100 Dollars (\$2,080.00) for the purchase of gel hand sanitizer and dispensers, and as set forth in an invoice from Stand Up Stations dated August 31, 2020.
2. The Board hereby authorizes and appoints:
- a. Mark Potts, Administrator, on behalf of the Township and Board to enter into any contracts or agreements, and take any and all actions necessary to effectuate the purchase and acquisition of the necessary items set forth under Section (1)(a)(i)-(ii) (Police) of this Resolution.

- b. Mark Potts on behalf of the Township and Board to enter into any contracts or agreements, and take any and all actions necessary to effectuate the purchase and acquisition of the necessary items set forth under Section (1)(c)(i)-(iv) (Road) of this Resolution.
- c. Mark Potts on behalf of the Township and Board to enter into any contracts or agreements, and take any and all actions necessary to effectuate the purchase and acquisition of the necessary items set forth under Section (1)(d)(i) (Administrative/Fiscal Office) of this Resolution.

3. BE IT FURTHER RESOLVED, that all formal actions of this Board concerning and relating to the adoption of this Resolution were passed in an open meeting of this Board, and that all deliberations of this Board 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 including Section 121.22 of the Ohio Revised Code, and Amended Substitute House Bill 197 of the 133rd General Assembly of the State of Ohio, effective March 27, 2020.

4. BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effect immediately upon its adoption.

Adopted: September 10, 2020

Attest: Mary Rhinehart
Mary Rhinehart, Fiscal Officer

**BOARD OF TOWNSHIP TRUSTEES
FRANKLIN TOWNSHIP
FRANKLIN COUNTY, OHIO**

[Signature]
Aryeh Alex, Township Trustee

[Signature]
John Fleshman, Township Trustee

[Signature]
Ralph Horn, Township Trustee

Prepared By: Julie E. Donnan, Atty.
Brosius, Johnson & Griggs, LLC 9/10/2020