

RESOLUTION G2024-42

RESOLUTION ACCEPTING AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A GRANT AGREEMENT BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS, HAMILTON COUNTY, OHIO AND SYMMES TOWNSHIP FOR THE TIMBERLAKE DRIVE STORM IMPROVEMENTS PROJECT

WHEREAS, on March 11, 2021, the American Rescue Plan Act of 2021, Pub. L. No. 117-2 (the “Act”) was enacted to combat the public health and economic impacts of the COVID-19 pandemic (“Pandemic”) and, among other programs, established the Coronavirus State and Local Fiscal Recovery Fund, ALN 21.027 (“SLFRF”) to provide support to state, local and tribal governments; and

WHEREAS, Hamilton County, Ohio is a unit of government eligible for receipt of direct payment under SLFRF and has received \$158.8 million from the United States Department of the Treasury (the “Treasury”) to support the Board’s response to and recovery from the Pandemic (the SLFRF Funds”); and

WHEREAS, on April 1, 2022, the Treasury’s Coronavirus State and Local Fiscal Recovery Funds Final Rule, 87 Fed. Reg. 4338 (2022) (codified at 31 S.F.R. Part 35), became effective and implemented the SLFRF under the Act (the “Final Rule”); and

WHEREAS, under the Final Rule necessary investments in projects that improve wastewater and stormwater infrastructure are an enumerated eligible use of SLFRF Funds; and

WHEREAS, the Board, pursuant to a duly adopted Resolution dated July 1, 2021, created the Hamilton County American Rescue Plan which has been amended (collectively, the “Plan”), that includes, among other priorities, funding for stormwater infrastructure projects; and

WHEREAS, on October 23, 2023, the Board issued a “Stormwater Infrastructure Grant”, a copy of which is attached hereto as Exhibit A, seeking applications for eligible public entities such as but not limited to municipalities, townships, or government agencies for stormwater projects that will help mitigate overland flooding and help strengthen stormwater collection systems against increasingly intense rain events (the “Grant”); and

WHEREAS, on November 21, 2023, Grantee submitted a Grant Application seeking funding for its Timberlake Drive Storm Improvements Project (the “Project”; and

WHEREAS, the Board has selected the Grantee to receive a Grant and as a pass-through entity, desires to enter into this Agreement with Grantee to transfer a portion of its SLFRF Funds for the sole purpose of funding the Project to respond to the Pandemic.

WHEREAS, the Board of Trustees of Symmes Township, Hamilton County, Ohio, has agreed to enter into a grant agreement with the Hamilton County Commissioners for American Rescue Plan Funds to complete the Timberlake Drive Storm Improvements Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Symmes Township, Hamilton County, Ohio:

Section 1. That the Board of Trustees of Symmes Township of Hamilton County, Ohio hereby accepts this grant and authorizes the Township Administrator to enter into a grant agreement with the Hamilton County Board of Commissioners to receive American Rescue Plan funds to complete the Timberlake Drive Storm Improvements Project.

Section 2. The purpose of said agreement is to fund the installation of a new storm outlet and pipe on Timberlake Drive at the dead-end and the Hamilton County Board of Commissioners has agreed to reimburse Symmes Township up to \$45,270.00 for those improvements upon receipt of an invoice from Symmes Township for the work performed.

Section 3. It is hereby certified that all formal actions of the Board of Trustees of Symmes Township, Hamilton County, Ohio relating to the adoption of this Resolution were taken in an open meeting of the Board and that all deliberations of the Board were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. Upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of this Resolution upon its first reading.

Section 5. This Resolution shall take effect and be enforced from and after the earliest period allowed by law.

ADOPTED: APRIL 2, 2024 – RESOLUTION G2024-42

Vote Record: MS. LEIS _____ MR. BRYANT _____ MR. BECK _____

BOARD OF TRUSTEES:

Jodie L. Leis, President

Kenneth N. Bryant, Vice-President

Philip J. Beck, Trustee

ATTEST:

Joseph C. Grossi, Fiscal Officer

APPROVED AS TO FORM:

Jeff Forbes, Law Director