

**VILLAGE OF CRESTON**  
**ORDINANCE NO. 2023-28**

**AN ORDINANCE OF THE VILLAGE OF CRESTON, WAYNE AND MEDINA COUNTY, OHIO, ESTABLISHING FUND 2153 – OHIO EMA ARPA FIRST RESPONDER RETENTION AS A SPECIAL REVENUE FUND TO ACCOUNT FOR THE RECEIPT AND EXPENDITURE OF FEDERAL FUNDS AS APPROPRIATED BY THE FEDERAL GOVERNMENT FOR DISBURSEMENT TO MUNICIPALITIES IN OHIO AND DECLARING AN EMERGENCY.**

**WHEREAS**, Ohio Revised Code Section 5705.09(F) requires a municipality to establish a special fund for each class of revenues derived from a source other than general property tax, which the law requires to be used for a particular purpose and;

**WHEREAS**, the Village of Creston has qualified and received disbursement of federal funds under the American Resue Plan Act of 2021 for the purpose of providing fiscal assistance or relief to municipal governments in response to the COVID-19 pandemic and;

**WHEREAS**, the Auditor of State requires the establishment of this special revenue fund to qualify for disbursement of Federal funds and has waived via Bulletin 2021-004 the additional requirement to seek its approval of the establishment of new COVID-19 programs for the expenditure of said federal funds.

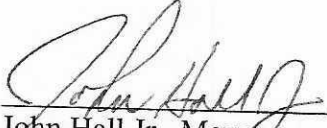
**WHEREAS**, the Village and Council desires to establish FUND 2153 – OHIO EMA ARPA FIRST RESPONDER RETENTION as a special revenue fund in accordance with the law.

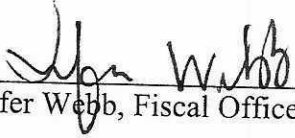
**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CRESTON, WAYNE AND MEDINA COUNTY, OHIO THAT:**

1. That there is hereby established a separate Fund No. 2153 – Ohio EMA ARPA First Responder Retention Fund, as a Special Revenue Fund, for the purposes of accounting for the receipt of funds that are or may be allocated and disbursed to the Village of Creston by the State of Ohio pursuant to the American Resue Plan Act of 2021, for the purpose of qualified COVID-19 economic relief, and transferred for economic benefit of the Village. The Fiscal Officer is authorized and directed to establish such fund. Such fund shall thereafter remain under the control and supervision of the Fiscal Officer, who shall impose and maintain all financial controls required by law and provide for audit of such funds in accordance with local and state law.
2. That the Ohio EMA ARPA First Responder Retention Fund be and remain for an indefinite term unless otherwise terminated by Council and further that the Fiscal Officer be and is hereby authorized and directed to pay out of said Special Reserve Fund such amounts necessary to meet the costs or expenses that meet or exceed the qualifications and criteria imposed by law.
3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in conformance with applicable open meetings laws and that all deliberations of this Council and of any committees that resulted in those formal actions were in compliance with all legal requirements including any applicable open meeting requirements.

4. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the Village of Creston and its inhabitants; the specific reason for the emergency is to establish said fund in order to qualify for and receipt disbursements. Therefore this Ordinance shall take effect immediately.

Passed: December 4, 2023

  
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John Hall Jr., Mayor

  
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Jennifer Webb, Fiscal Officer