

**RESOLUTION #04182022-1**

A RESOLUTION AUTHORIZING THE ALLOCATION OF CORONAVIRUS LOCAL  
FISCAL RECOVERY FUNDS FOR THE PROVISION OF SPECIFIED GOVERNMENT  
SERVICES AND FURTHER AMENDING THE CITY'S WRITTEN PLAN FOR  
EXPENDITURE

WHEREAS, the American Rescue Plan Act of 2021 (“ARP”), was enacted on March 11, 2021; and

WHEREAS, ARP, among other things, established a Coronavirus Local Fiscal Recovery Fund, which provides for the disbursement of revenue from the United States Treasury to local governmental units to assist local governmental units in remedying the negative fiscal impacts stemming from the COVID 19 Public Health Emergency; and

WHEREAS, the Coronavirus Local Fiscal Recovery Fund, established under 42 U.S.C. § 803, provides for distribution of revenue to “non-entitlement units of local government,” such as the City of New Castle, Indiana.; and

WHEREAS, revenue received from the Coronavirus Local Fiscal Recovery Fund may only be utilized for the specified purposes set forth in 42 U.S.C. § 803 (c); and

WHEREAS, one of the permitted uses of funds received is to “respond to the public health emergency with respect to COVID-19 or its negative economic impacts .....”; and

WHEREAS, the Department of Treasury has adopted a Final Rule recognizing that the demolition of vacant or abandoned residential properties can improve the quality of life in a community and help alleviate the negative economic impacts of COVID-19; and

WHEREAS, one of the permitted uses of funds received is “for the provision of government services to the extent of the reduction in revenue of such....non-entitlement unit of local government....due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the.... non-entitlement unit of local government....prior to the emergency; or .....”; and

WHEREAS, the City of New Castle has previously elected, by Resolution 03072022-3, to utilize a standard allowance for revenue loss of up to Ten Million Dollars (\$10,000,000.00); and

WHEREAS, the provision of government services, as defined in the Final Rule, is any service typically performed by a government, including, the construction and repair of infrastructure; and

WHEREAS, the City of New Castle wishes to allocate funds received from the Corona Virus Local Fiscal Recovery Plan for the demolition of vacant or abandoned residential properties and to repair or replace sidewalks located within the City.

NOW THEREFORE, BE IT ORDAINED, by the Common Council of the City of New Castle, Indiana, as follows:

1. The Common Council hereby allocates the sum of up to Fifty Thousand Dollars (\$50,000.00) for the demolition of vacant or abandoned structures located within the City. The demolition must be completed by November 11, 2022, or the funds may be allocated to other uses.

2. The Common Council hereby allocates the additional sum of up to Eighty Thousand Dollars (\$80,000.00) as replacement of revenue lost due to the COVID-19 public health emergency. The sum allocated under this Resolution shall be utilized for the purpose constructing or repairing sidewalks on North 14th Street from Michigan Street to Garner Street. The work must be completed by November 11, 2022, or the funds may be allocated to other uses.

3. The written fiscal plan for the expenditure of revenue received from the Coronavirus Local Fiscal Recovery Fund is attached hereto as "Exhibit A." The remaining sums received by the City of New Castle through the Coronavirus Local Fiscal Recovery Fund may be utilized for any of the purposes set forth in 42 U.S.C. § 803 (c). The written plan for expenditure will be amended, from time to time, as determined by the Common Council in advance of any other expenditures.

4. The Common Council previously adopted Resolution 03072022-3, *A Resolution Authorizing the Allocation of Coronavirus Local Fiscal Recovery Funds for the Provision of Specified Government Services and Amending the City's Written Plan for Expenditure*, in which it allocated the sum of Eighty Thousand Dollars (\$80,000.00) as replacement of revenue lost due to the COVID-19 public health emergency and directed that this amount be utilized for the repair or replacement of sidewalks on Main Street from "M" Avenue to "I" Avenue. The cost of that work will be significantly less than the amount allocated for sidewalk repair or replacement in the Resolution. The Common Council allocates the excess amount to the repair or replacement of sidewalks abutting the Babe Ruth Diamond on "M" Avenue from Roosevelt Avenue to South Main Street.

**REPEALER:** All resolutions or parts of resolutions in conflict herewith are hereby repealed.

**SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this resolution, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE:** This Resolution shall become effective immediately upon passage.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022.

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Greg York, Presiding Officer,  
Common Council, City  
of New Castle, Indiana

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ATTEST:

\_\_\_\_\_  
Brenda Grider, Clerk-Treasurer

APPROVED BY ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2022.

\_\_\_\_\_  
Greg York, Mayor of the City  
of New Castle, Indiana

**WRITTEN PLAN FOR EXPENDITURE OF FUNDS RECEIVED FROM THE**  
**CORONAVIRUS LOCAL RECOVERY FUND**

The City of New Castle shall expend revenue received from the Coronavirus Local Recovery Fund as follows:

1. To provide premium pay to eligible workers employed by the City as described in Ordinance 3877.
2. The sum of up to One Hundred Thousand Dollars (\$100,000.00) to acquire body worn cameras, software and related equipment for use by the Police Department.
3. The sum of up to Fifty Thousand Dollars (\$50,000.00) for the demolition of vacant or abandoned structures.
4. The sum of up to Four Hundred Thirty Thousand Dollars (\$430,000.00) as replacement of revenue lost due to the COVID-19 public health emergency for the provision of the specific government services below:
  - a. The sum of up to Eighty Thousand Dollars (\$80,000.00) for the construction and repair of the sidewalk adjacent to the Babe Ruth baseball diamond and Little League baseball diamond (South Main Street from "M" Avenue to "I" Avenue and "M" Avenue from Roosevelt Avenue to South Main Street); and
  - b. The sum of up to Three Hundred Fifty Thousand Dollars (\$350,000.00) for the completion of construction of a station for use by the City's Police Department.
  - c. The sum of up to Eighty Thousand Dollars (\$80,000.00) for the construction and repair of sidewalks on North 14th Street between Michigan Street and Garner Street.

#### **Exhibit A**