



CITY COUNCIL

Council Meeting

Angie Jenkins, President
Shanette Strickland, Ward 1
Louis Salvati, Ward 2
Bhuwan Pyakurel, Ward 3
Meredith Lawson-Rowe, Ward 4
Barth Cotner, At-Large
Stacie A. Baker, At-Large
Kristin J. Bryant, At-Large

7232 East Main Street
Reynoldsburg, OH 43068
www.ci.reynoldsburg.oh.us

Mollie Prasher, Clerk of Council
614-322-6836

Wednesday, August 26, 2020

Council Chambers

CITY COUNCIL MEETING

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. COMMUNITY COMMENTS

The Community Comments portion of the meeting is an opportunity for citizens to address Council. Citizens may wish to bring matters to the attention of City Council or discuss items on the agenda with the exception of legislation scheduled for a public hearing. Comments related to a public hearing may only be made during the Public Hearing portion of the meeting.

Before addressing City Council, members of the public are asked to complete a speaker's form and give it to the Clerk of Council. The Council President will invite speakers to step to the microphone and give their name and address. All remarks should be addressed to Council as a whole and not exceed three minutes.

5. MOTION
 1. A Motion to Suspend Article IV, Section 8 Mandatory Referral of the Council Rules for the Reynoldsburg City Council
6. LEGISLATION FOR EMERGENCY ADOPTION
 - a. An Ordinance Authorizing a Donation in the Amount of \$200,000.00 to the Reynoldsburg City School District, Said Sum from the CARES Act - Franklin County Fund, and Declaring an Emergency

- b. An Ordinance Establishing the Reynoldsburg Covid-19 Business Relief Grant Program, Appropriating \$200,000.00 from the CARES Act - Franklin County Fund, and Declaring an Emergency

ADJOURNMENT

Clerk of Council**Mollie Prasher****7232 East Main Street****Reynoldsburg OH 43068****614-322-6836 Phone****MOTION REQUEST**

DATE: **August 26, 2020****TO:****RE:** **Suspend Mandatory Referral**

Approval:

Joe Begeny	Completed Chris Shook	Stephen Cicak
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This motion is needed in order for Council to consider the CARES Act grant to the school district and the small business loan ordinance. The Council Rules require that all ordinances shall be referred to an appropriate committee for review and recommendation for adoption or denial prior to any final action being taken by Council. This provision may be suspended by an affirmative vote of three-fourths majority of Council.

A Motion to Suspend Article IV, Section 8 Mandatory Referral of the Council Rules for the Reynoldsburg City Council

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone****ORDINANCE REQUEST****DATE: August 26, 2020****TO:****RE: Donation to the Reynoldsburg City Schools for Covid**

Approval:

Completed Joe Begeny	Completed Chris Shook	Completed Stephen Cicak
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Emergency/Suspension: Emergency

Reason For Emergency: Immediate preservation of the public peace, health, or safety

This Ordinance would allow the City to donate money to the Reynoldsburg City School District for the purpose of aiding the ability of the schools to provide remote and hybrid instruction to students during the COVID-19 pandemic.

Explanation of legislation and need: Donation to the Schools

Statement of necessity for Emergency passage: Because of the short timeframe for reporting requirements for CARES Act funding, this legislation should be passed on a one-read emergency so the funding can be made available as soon as possible to address an ongoing need.

**AN ORDINANCE AUTHORIZING A DONATION IN THE AMOUNT OF
\$200,000.00 TO THE REYNOLDSBURG CITY SCHOOL DISTRICT, SAID SUM
FROM THE CARES ACT - FRANKLIN COUNTY FUND, AND DECLARING AN
EMERGENCY**

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136 (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone**

WHEREAS, the Ohio General Assembly established a process for distributing funds provided by the CARES Act in House Bill 481 (“HB 481”) of the 133rd General Assembly; and

WHEREAS, the City of Reynoldsburg has received \$1,119,777.89 in distributions from the State of Ohio and, pursuant to Ordinance No. 55-2020, the Council of the City created Special Revenue Funds to account for the funds received under these distributions; and

WHEREAS, due to the uncertainty of regular in-person instruction, the Reynoldsburg City School District (“District”) requires the ability to provide in-depth instruction to students through remote technology through online instruction and/or as part of a hybrid learning model; and

WHEREAS, the Council of the City of Reynoldsburg desires to make a donation to the Reynoldsburg City School District (hereinafter “District”) in the amount of \$200,000.00, funds to be used to improve software options for instruction, provide access to students with limited internet options, and improve server capacity for uninterrupted online capabilities; and

WHEREAS, the District has estimated their need, which is dependent on the needs of students, to cover the costs of access to online learning, costs of software programs, and internal server upgrades will not exceed \$200,000.00.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF REYNOLDSBURG:

Section 1. That a donation shall be made in the amount of \$200,000.00 to the Reynoldsburg City School District, provided that the District accounts for the donation and spends the money received only on allowable and permitted uses by the CARES Act and the Ohio Office of Budget and Managements.

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone**

Section 2. That \$200,000.00 shall be appropriated to account 203.000.5529 Miscellaneous Distribution from the unappropriated CARES Act - Franklin County Fund (203) to finance the donation.

Section 3. That the District acknowledges the donation received is federal funds passed through from the City of Reynoldsburg which requires the City to monitor how the funds are received and expended. The District acknowledges that the funds will be spent no later than October 15, 2020 and any unspent funds will be returned to the City of Reynoldsburg. Furthermore, the District acknowledges that it will provide supporting documentation of all expenses paid from said donation no later than October 30, 2020.

Section 4. That, for the reasons set forth in the preamble, this Ordinance is hereby declared to be an emergency measure, necessary for the preservation, health, safety, and welfare of the Citizens of the City of Reynoldsburg, such emergency arising out of the immediate need for the passage of this legislation to be in compliance with the CARES Act and to ensure the timely distribution of funds within the permitted period of time, such that this Ordinance should take effect and be in force immediately from and after its passage by Council and the approval of the Mayor.

GRANT AGREEMENT

This Grant Agreement (the “Agreement”) is entered into as of August ____, 2020 and sets forth agreements between the City of Reynoldsburg (the “City”) and the Reynoldsburg City School District (the “District”).

WHEREAS, the City is the recipient of funding from the Federal Government through a program known as the “CARES Act”, which funds are to be used for local expenses related to the coronavirus (COVID-19) pandemic; and,

WHEREAS, the City desires to make a one-time charitable contribution out its distribution of CARES Act funding to the District to be used by the District for the purposes specified in this Agreement; and,

WHEREAS, the District desires to accept the charitable contribution and the assignment of the specified purpose.

NOW, THEREFORE, in consideration of the foregoing and mutual promises contained herein, the parties agree as follows:

Section 1. Gifts, Contribution, Donation, and Grants.

Within ten days of the consummation of this Contribution Agreement, the City will assign and transfer a contribution to the District in the amount of two-hundred thousand dollars (\$200,000.00).

Section 2. Covenants – Use of Grant Monies.

The District agrees that all monies from the City shall be used by the District only for the Agreed Purpose. “Agreed Purpose” shall be as follows:

1. Need: Due to the uncertainty of in class instruction, Reynoldsburg City Schools intends to utilize the grant funds to have the ability to provide in depth instruction to students that will be learning on line, either completely on line or as part of our hybrid learning models.
2. Usage: Funds will be used to improve software options for instruction in academic and elective classes, provide access to students with limited internet options, and improve server capacity for uninterrupted on line learning.
3. Estimated cost: will depend on the need of students to access online learning, cost of various software programs, and internal server upgrades not to exceed \$200,000.

The District agrees that it will educate itself on the allowable uses of the grant funding in order to maintain compliance with the proper use of federal funds.

Section 4. Notices

All notices, request, demands, and other communications under this Agreement shall be in writing, and addressed as follows:

Joe Begeny, Mayor
City of Reynoldsburg
7232 E. Main Street
Reynoldsburg, OH 43068

Melvin Brown, Superintendent
Reynoldsburg City School District
7244 E. Main Street
Reynoldsburg, OH 43068

Section 5. Miscellaneous

5.1 This Agreement and the agreements and instruments to be executed and delivered hereunder set forth the entire agreement of the parties with respect to the subject matter hereof and supersede and discharge all prior agreements (written or oral) and negotiations and all contemporaneous oral agreements concerning such subject matter and negotiations.

5.2 No amendment, modification or termination of this Agreement shall be binding on any party hereto unless it is in writing and is signed by the party to be charged.

5.3 The terms of the Agreement shall be binding upon and inure to the benefit of the parties and their representatives.

5.5 Nothing herein expressed or implied is intended or shall be construed to give any person other than the parties hereto any rights or remedies under this Agreement.

5.6 This Agreement shall be deemed to have been prepared jointly by the parties hereto. Any ambiguity herein shall not be interpreted against any party hereto and shall be interpreted as if each of the parties hereto had prepared this Agreement.

5.7 It is the intent of the parties that this Agreement and the contributions contemplated hereby shall for all purposes be treated as a charitable contribution. It is intended that the charitable contributions made by this Agreement be used for the assistance of students and staff of the District.

Section 6. Reporting Requirements

6.1 The District acknowledges that it has read the allowable uses and will comply with the CARES Act program requirements set forth by the United States Department of Treasury and the Ohio Office of Budget and Management. The District understands that it is hereby deemed a *pass-through entity* and it is the City of Reynoldsburg's responsibility to monitor the District's expenses specific to the CARES Act donation for compliance.

6.2 The District acknowledges that it has directly received CARES Act money and that any money received by this donation shall not be utilized until after the CARES Act funding previously received has been exhausted.

6.3 The District acknowledges any assistance provided to the District may be only for allowable expenses defined by the United States Department of the Treasury beginning March 1, 2020.

6.4 The District acknowledges it will incur (expend) all CARES Act money no later than October 15, 2020 and provide a full accounting of CARES Act expenses, including copies of invoices and canceled checks, to the City of Reynoldsburg no later than October 30, 2020. It is also acknowledged that any expenses paid by the District which are not considered allowable shall be paid back by the District thereby reimbursing the City of Reynoldsburg for those unallowable costs.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the Effective Date.

CITY OF REYNOLDSBURG, a municipal corporation

By: _____
 Name: Joe Begeny
 Title: Mayor

 Date

REYNOLDSBURG CITY SCHOOL DISTRICT

By: _____
 Name: Melvin Brown
 Title: Superintendent

 Date

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone****ORDINANCE REQUEST**

DATE: August 26, 2020**TO:****RE: Small Business Grant Program**

Approval:

Completed Joe Begeny	Completed Chris Shook	Completed Stephen Cicak
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Emergency/Suspension: Emergency

Reason For Emergency: Immediate preservation of the public peace, health, or safety

**This Ordinance would create the Reynoldsburg COVID-19 Small Business Grant Program.
The Ordinance is required by Senate Bill 310 for implementation of the program.**

Explanation of legislation and need:

Because of reporting requirements for the CARES Act and the short window of time businesses would have to utilize grant funding, the City Administration is asking Council to pass this as a one-read emergency.

Statement of necessity for Emergency passage: Please see above.

**AN ORDINANCE ESTABLISHING THE REYNOLDSBURG COVID-19 BUSINESS
RELIEF GRANT PROGRAM, APPROPRIATING \$200,000.00 FROM THE CARES
ACT - FRANKLIN COUNTY FUND, AND DECLARING AN EMERGENCY**

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone**

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136 (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and

WHEREAS, the Ohio General Assembly established a process for distributing funds provided by the CARES Act in House Bill 481 (“HB 481”) of the 133rd General Assembly; and

WHEREAS, the City of Reynoldsburg has received \$1,119,777.89 in distributions from the State of Ohio and, pursuant to Ordinance Number 55-2020, the Council of the City created Special Revenue Funds to account for the funds received under these distributions; and

WHEREAS, the 133rd Ohio General Assembly passed Senate Bill 310 (“SB 310”), which permits a political subdivision to utilize all or a portion of the funding received under HB 481 for the purposes of establishing a small business grant program; and

WHEREAS, SB 310 requires the Council of the City of Reynoldsburg to adopt an ordinance or resolution to create the small business grant program, which sets forth the form and manner by which qualifying businesses may apply for and receive grants, the standards for evaluating and prioritizing grant applications, the reporting requirements for qualifying businesses that are awarded grants, and the manner in which unspent and/or improperly spent proceeds are to be repaid by a grant recipient; and

WHEREAS, Council of the City of Reynoldsburg believes that providing a portion of the CARES Act funds to small businesses in the City impacted by the effects and orders associated with the effects of COVID-19 is in the best interests of the citizens of the City of Reynoldsburg;

WHEREAS, Council has elected to create the Reynoldsburg COVID-19 Business Relief Grant Program.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF REYNOLDSBURG:

City Attorney's Office

Chris Shook

7232 E. Main Street

Reynoldsburg OHIO 43068

6143226869 Phone

Section 1. That Council hereby authorizes the issuance of grants from the proceeds received by the City from CARES Act Funds to be issued to local businesses directly impacted by COVID-19.

Section 2. That the Director of Development shall establish the Reynoldsburg COVID-19 Business Relief Grant Program, utilizing the application attached to this Ordinance, and engage in efforts to inform the business community of the City of the application process.

Section 3. That grant funding from the Reynoldsburg COVID-19 Business Relief Grant Program shall only be available for eligible expenses incurred between the period of March 1, 2020 until August 31, 2020.

Section 4. That any grants approved for small businesses directly impacted by COVID-19 shall be used only for permitted purposes as set forth in the CARES Act and SB 310 and shall be subject to audit and oversight by the City Auditor as well as the Ohio Office of Budget and Management.

Section 5. That to ensure that all funds awarded to businesses impacted by COVID-19 are being used for permitted purposes there is hereby established a committee consisting of the Director of Development, the City Auditor or a representative of the City Auditor, and a representative of the Reynoldsburg Chamber of Commerce who shall review all grant applications submitted by businesses impacted by COVID-19.

Section 6. That the amount of \$200,000.00 shall be appropriated to account number 203.000.5529, Miscellaneous distributions from the CARES Act- Franklin County Fund (203), to finance the Reynoldsburg Business Relief Grant Program.

Section 8. That, for the reasons set forth in the preamble, this Ordinance is hereby declared to be an emergency measure, necessary for the preservation, health, safety, and welfare of the Citizens of the City of Reynoldsburg, such emergency arising out of the immediate need for the passage of this legislation to be in compliance with the CARES Act and to ensure the timely distribution

City Attorney's Office**Chris Shook****7232 E. Main Street****Reynoldsburg OHIO 43068****6143226869 Phone**

of funds within the permitted period of time, such that this Ordinance should take effect and be in force immediately from and after its passage by Council and the approval of the Mayor.

Reynoldsburg

OHIO • 1839

REYNOLDSBURG COVID-19 BUSINESS RELIEF GRANT PROGRAM

In an effort to provide additional resources to companies dealing with revenue losses due to the COVID-19 pandemic, the City of Reynoldsburg authorized the Business Relief Program. This program is intended to assist for-profit companies with expenses directly resulting from business interruption or arising from the decrease in gross revenue in connection with the COVID-19 pandemic.

Eligible Recipients:

- For profit companies located in the City of Reynoldsburg (Applicant must be the business owner/operator)
- Must have 50 or fewer employees or 1099 contractors
- Must be in business at least 12 months and have positive revenue pre-pandemic
- Must have a Federal Taxpayer Identification Number

Eligible Expenses:

- Rent/Mortgage Payments (excludes businesses located in or operated from personal residence)
- Machinery/Equipment Payments
- Utility Expenses
- Salaries, wages, and/or compensation (if not receiving assistance from State/County/ Federal Program)
- Personal Protective Equipment (PPE) or expenses related to compliance with Responsible Restart Ohio to meet social distancing requirements

Ineligible Expenses:

- Any expenses reimbursed through business interruption insurance or other federal aid received in connection with the COVID-19 pandemic.
- New Purchases
- New Debt

Form of Assistance Available:

- Grants up to \$10,000 to be used for reimbursement of Eligible Expenses, as defined above. Documentation of eligible expenses must be submitted with grant application.

Application Process and Review:

The Reynoldsburg Department of Development will accept and review applications for the Business Relief Program. Applications will be evaluated on a first come-first serve basis. In the event requests exceed available funds, priority will be given to applicants based upon the following criteria:

- Need for assistance
- Likelihood that grant funds will allow business to retain jobs in Reynoldsburg
- Overall impact of the grant on qualifying business

Please note, the COVID-19 Business Relief Program is not an entitlement program, and as such, funding through this program is not guaranteed. The actions of City Council, or the Development Department on matters related to the allocation of these funds are final.

REYNOLDSBURG DEPARTMENT OF DEVELOPMENT COVID-19 BUSINESS RELIEF PROGRAM

Applicants seeking COVID-19 Business Relief Program assistance through the Reynoldsburg Department of Development must submit the following form and supplemental attachments for consideration. All applicable information as requested in this form must be provided, and the applicant is responsible for the accuracy of the information submitted.

Business Relief Program Request: \$_____

Section A: General Information

Applicant Information: Please provide the legal name, address and other contact information of the applicant for this request.

Applicant Business Name: _____
 Contact Name: _____
 Applicant Mailing Address: _____
 City/State/Zip: _____
 Email Address: _____
 Website: _____
 Daytime Phone Number: _____
 Federal Tax ID: _____

REYNOLDSBURG LOCATION: Please specify the street address of the applicant business.

Address: _____

TIME IN BUSINESS: How long has the company that will benefit from the Business Relief Program been in existence at this location?

_____ Years _____ Months

COMPANY OFFICERS/PRINCIPALS: Please provide the names of all owners, principals and/or primary officers of the company.

Name and title: _____
 Name and title: _____
 Name and title: _____

CURRENT EMPLOYMENT AND PAYROLL: For each of the categories listed below, please specify the number of employees currently employed by the applicant and the total annual payroll.

Full-time Permanent		Full-time Payroll	
Part-time Permanent		Part-time Payroll	
Temporary/Contract		Temporary Payroll	
Seasonal		Seasonal Payroll	
		TOTAL PAYROLL	

DELINQUENCIES AND JUDGMENTS

Does the applicant, or affiliated company to benefit from the incentive program, owe any delinquent taxes to the State of Ohio or a political subdivision?

YES

NO

Does the applicant, or affiliated company to benefit from the incentive program, owe any money to the State or a State agency for the administration or enforcement of any environmental laws?

YES

NO

Does the applicant, or affiliated company to benefit from the incentive program, owe any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?

YES

NO

Are there any current or pending lawsuits involving either the principals or the company?

YES

NO

NEED FOR ASSISTANCE: Applicants must demonstrate the business experienced a decrease in gross revenue due to COVID-19 when comparing March 1 – August 31, 2019 to March 1 - August 31, 2020. Please provide a summary of the impacts of the pandemic on your business and provide supporting financial records or bank statements.

OTHER ASSISTANCE: Please describe any other assistance you have received to provide relief to your business (i.e. rent reductions, utility waivers, SBA or PPP funding, etc.). Please note expenses reimbursed through business interruption insurance or other federal aid are not eligible for the Business Relief Program.

Section B: Eligible Expenses

For each of the categories listed below, please estimate the amount to be expended by the applicant related to the COVID-19 pandemic.

Rent/Mortgage Payments	
Machinery/Equipment Payments	
Utility Payments	
Salaries/Wages (not covered by PPP)	
PPE/Restart Ohio Upgrades	
TOTAL EXPENSES	

USE OF FUNDS: Please indicate the eligible costs for which Business Relief Program funds will be used. Grant funds are provided on a reimbursement basis. Businesses must submit appropriate documentation related to expenses with the application.

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Section C: List of Attachments

- ☐ Current Bank Statement
- ☐ 2019 Federal Tax Returns
- ☐ Financial Records/Bank Statements demonstrating decreased revenue from March 1 – August 31, 2019 compared to March 1 - August 31, 2020
- ☐ Completed W-9
- ☐ Documentation of Eligible Expenses

Section D: Requirements and Certifications

6.b.a

The undersigned, duly authorized Officers of the Applicant, hereby certify that the statements made in the foregoing application and in all attachments submitted in connection with this application are true and correct to the best information and belief of the undersigned and are submitted as a basis for determining approval of Business Relief Program assistance.

I/we certify that the requirements listed below will be met:

- A. I/we agree to notify the City of Reynoldsburg immediately of any project modification.
- B. The Applicant agrees to supply additional information upon request.
- C. This grant is to be used for COVID-19 business related expenses only.
- D. I/we have not nor do we intend to be involved in illegal activity under federal, state, or local laws. Nor do I/we have any criminal proceedings pending against me/us.
- E. I/we do not anticipate receiving business interruption insurance or other federal aid for reimbursement of Business Relief Program eligible expenses.
- F. The Applicant agrees to allow the Reynoldsburg Finance Office to share relevant income tax withholding information with the Development Department as part of the Business Relief Program application review process.
- G. The Applicant agrees that the City of Reynoldsburg may share information publicly regarding grant recipients.
- H. Unspent and/or improperly grant proceeds are to be repaid by the grant recipient to the City of Reynoldsburg.

Signature of Applicant

Applicant Name (Printed)

Title

Signature of Applicant

Applicant Name (Printed)

Title

Signature of Applicant

Applicant Name (Printed)

Title

Submit completed application to:

**City of Reynoldsburg
Development Department**

7232 East Main Street
Reynoldsburg, OH 43068
abowsher@ci.reynoldsburg.oh.us

Attachment: REYCovidProgramApplication (Reynoldsburg COVID-19 Small Business Grant Program)