

ORDINANCE 2023-15

AMENDING ORDINANCE 2022- 19

AN ORDINANCE OF THE TOWN OF THORNTOWN, INDIANA
TOWN COUNCIL APPROVING AN AMERICAN RESCUE PLAN ACT PLAN

WHEREAS, the Town Council of the Town of Thorntown, Indiana (“Town Council”) has previously created and established the ARPA Corona Virus Local Fiscal Recovery Fund (“Fund No. 2402”) into which certain funds received from the Federal Government pursuant to Section 603 of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act of 2021 (“ARPA”) have been deposited, for the purpose of paying certain costs incurred by the Town prior to December 31, 2024, as permitted by ARPA and the regulations thereunder and in accordance with a Town of Thorntown ARPA Plan, which shall serve as the roadmap for the expenditure of said funds; and

WHEREAS, the Town Council has given consideration to identifying particular uses of those funds as described in the Town of Thorntown, Indiana American Rescue Plan Act Plan attached hereto as Exhibit A (the “ARPA Plan”); and

WHEREAS, the Town of Thorntown, Indiana American Rescue Plan Act Plan will be reviewed periodically and amended as appropriate by Town Council action as decisions are made with regard to the expenditure of the ARPA funds from Fund No. 2402 in accordance with all applicable laws.

NOW, THEREFORE, BE IT ORDAINED by the Town of Council of the Town of Thorntown, Indiana as follows:

1. Approval of ARPA Plan. The ARPA Plan attached hereto as Exhibit A is hereby approved. The ARPA Plan may be amended from time to time so long as the amendment complied with ARPA and any related regulations and the amendment is approved by the Town Council.

2. Other Action. The appropriate officers of the Town are hereby authorized and directed to take any other action deemed necessary or advisable in order to effectuate purposes of this Ordinance.

3. No Conflict, Effectiveness. All Ordinances, Resolutions and Orders or parts thereof in conflict with the provisions of this Ordinance to the extent of such conflict are hereby repealed. This Ordinance shall be in full force and effect from and after its adoption and the procedures required by applicable law.

ALL OF WHICH IS CONSIDERED, APPROVED AND ADOPTED by the Town Council of the Town of Thorntown, Boone County, Indiana, this ____ day of _____, 2023.

APPROVED:

Thorntown Town Council

Sara Fairfield, President

Bruce Burtner, Member

Larry Truitt, Member

Dave Williams, Member

Shawn McClintock, Member

ATTEST:

Koren Gray, Clerk/Treasurer

EXHIBIT A

TOWN OF THORNTOWN, INDIANA AMERICAN RESCUE PLAN ACT PLAN

Overview of Funding

American Plan Rescue Plan Act and Coronavirus State and Local Fiscal Recovery Funds

On March 11, 2021, President Joe Biden signed the American Rescue Plan Act (“ARPA”) into law. Among its many provisions intended to address the Covid-19 Pandemic, the ARPA included the Coronavirus Local Fiscal Recovery Fund (“FRF”), intended to provide local governments with funds to respond to the impact of Covid-19. The FRF funds may be used by recipients for the following four purposes:

1. To respond to the public health emergency or its negative economic impact, including assistance to households, small businesses and non-profits, or aid to impacted industries such as tourism, travel and hospitality;
2. To respond to workers performing essential work during the Covid-19 public health emergency by providing premium pay to eligible workers;
3. For the provision of government services to the extent of the reduction in revenue due to the Covid-19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the emergency; and
4. To make necessary investments in water, sewer or broadband infrastructure.

On May 17, 2021, the United States Department of Treasury (“Treasury”) issued an Interim Final Rule providing guidance and clarifying the nature and scope of expenses eligible for payment using FRF funds. On January 6, 2022, Treasury issued a Final Rule (the “final rule”) which provided flexibility and simplifications regarding the use of the FRF funds.

Town of Thorntown’s Allocated Funding

Congress allocated the FRF funds under the ARPA to support non-entitlement units of local government (“NEUs”). The Town of Thorntown, Indiana (the “Town”) has been allocated \$356,484.46 in FRF funds, having received \$176,176.10 on August 4, 2021, \$672.13 Supplemental distribution on March 11, 2022, and \$178,914.36 on August 17, 2022.

The Town of Thorntown also received ARPA money from Boone County in an amount totaling \$2,000,000.00.

Town of Thorntown's ARPA Plan

In accordance with guidance issued by the Indiana State Board of Accounts, the Town has adopted this Plan outlining the intended uses, amounts and justifications for its FRF expenditures. These numbers are estimates for each category and may change based on need, Covid conditions and/or bids/quotes becoming higher or lower. Likewise, projects may be added and/or removed. This Plan is to lay out a roadmap for the Town government to utilize these dollars to have the greatest overall impact on the Town, and is a flexible, living document which may be modified as necessary by the Town Council.

Summary of Proposed Uses of Funding

The Town plans to use its FRF funds in the below amounts and permitted categories, further detailed in the following pages of this Plan:

<u>Category</u>	<u>Amount</u>
Responding to Covid-19 Public Health Emergency	\$-0-
Responding to Negative Economic Impacts of Covid-19	\$-0-
Providing Premium Paid Eligible Workers	\$-0-
Provision of Government Services to Extent of Reduction in Revenue	\$356,484.46
Water, Sewer & Broadband Infrastructure Development	\$2,000,000.00 (County ARPA Funds)

Proposed Uses for the Provision of Governmental Services
Using Revenue Loss Funds

Updated as of 12/18/23

A recipient may elect to use a standard revenue loss amount of up to Ten Million Dollars (\$10,000,000.00) or the recipient's entire allocation of FRF funds, whichever is less, for the provision of government services, subject to the allowable uses and restrictions for this category under the Final Rule.

The Town plans to use up to the full amount of its allocation of FRF funds (with exception of the County ARPA Funds) for the provision of government services. Projects under this category are to be determined by the Town Council, and are reflected in a list below, which shall be amended as needed from time to time, as additional projects are decided upon.

Projects Town ARPA Fund

Employee Bonuses	\$ 60,000.00
REA -Park Impact Study	\$ 42,000.00
READI Grant	\$100,000.00
MS Consultants – Zoning and Planning	\$ 40,000.00

Proposed Uses for Water, Sewer & Broadband Infrastructure Development

Updated as of 12/18/23

List here the uses of the County ARPA Funds

Wastewater lagoon	\$1,500,000.00
Accu Dig – sewer lines camera project	\$ 118,951.44
Liner for wastewater lagoon	\$ 205,160.00
Striegel Design – trenching	\$ 110,000.00