

RESOLUTION 2023-7

Resolution of the Town Council Amending the Plan for Distribution of the Proceeds of the Town's Grant from the American Rescue Plan Act of 2021

WHEREAS, the Town of Yorktown has been awarded a grant from the American Rescue Plan Act of 2021 (“the Act”), in the amount of two million, five hundred and eight thousand, five hundred and fifty-eight dollars and sixty-five cents (\$2,508,558.65) (“the Grant Funds”), half of which, or one million, two hundred and fifty-four thousand, two hundred and seventy-nine dollars and thirty-two cents (\$1,254,279.32) was received on August 16, 2021, and the remaining balance to be received in 2022; and,

WHEREAS, the Act requires a Grant Recipient to adopt a plan (the “Plan”) to distribute the Grant Funds; and,

WHEREAS, the Town intends to use portions of the Grant Funds to respond to the negative economic impacts of the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) to provide community assistance to households, assistance to local small businesses, and assistance to nonprofits according to Section 603(c)(1)(A); and,

WHEREAS, the Town intends to use portions of the Grant Funds to make necessary investments in water and sewer infrastructure pursuant to Section 603(c)(1)(D) of the Act; and,

WHEREAS, the Plan is subject to amendments approved by the Town of Yorktown Town Council (the “Council”) as permitted by the Act.

WHEREAS, the original Plan in Resolution 2022-3 failed to specify allocations for four hundred and ninety-five thousand, four hundred and fifty-eight dollars and sixty five cents (\$495,458.65).

NOW, THEREFORE, BE IT ORDERED, ESTABLISHED, AND ORDAINED by the Town Council of the Town of Yorktown, the Town's Plan for distribution of the unspoken for Grant Funds are as follows:

SECTION I. Introduction.

1. The payments identified in the Plan and future amendments to the Plan shall be authorized uses of the Grant Funds.
2. The Plan may be amended to comply with the Act, any subsequent Amendments to the Act, rules adopted by the U.S. Treasury Department including 31 CFR Part 35, or at the discretion of the Council, to the extent provided by the Act.
3. The payment of all Grant Funds and any subsequent Grant Funds received pursuant to the Act, shall be subject to appropriation by the Council.
4. The Plan's procedures and designated uses for distribution of the Grant Funds from the Act are stated as follows in sections below.

SECTION II. Responding to the negative economic impacts of the public health emergency.

1. The Town will provide funds to the Redevelopment Commission to assist in Downtown Development in the sum of \$250,000.

2. The Town will provide additional support for tourism, travel, hospitality, and quality of life opportunities by allocating an additional \$245,458.65 to improve Parks and Recreation items such as trails, parks, and/or equipment.

SECTION V. Conclusion

1. Pursuant to the Act, the Town shall only use Grant Funds obligated prior to December 31, 2024.
2. The period of performance for projects funded by the Grant Funds shall conclude on December 31, 2026; all projects funded by Grant Funds must be completed on or prior to this date.
3. This Plan is subject to amendments as more permitted uses are determined by the Act, U.S. Treasury Department guidance, and as priorities for the Town develop.
4. The Ordinance and Plan shall be in full force and effect upon passage and may be subsequently amended to conform with the Act.

IN WITNESS THEREOF, the Town Council of the Town of Yorktown,
Indiana, have adopted this Resolution and American Rescue Plan Funds usage plan
this _____ day of _____, 2023.

Approved on the _____ day of _____, 2023, by the Town Council of
the Town of Yorktown, Indiana.

Rick Glaub, President

Nanci Sears Perry, Vice President

Marta Guinn, Member

Nicole Rector, Member

Bryan Smith, Member

Carolyn Cline Grant, Member

Jason Gasaway, Member

ATTEST: _____
Lance Turner, Clerk Treasurer