

**FAIRFIELD TOWNSHIP  
RESOLUTION NO. 23-151**

**A RESOLUTION AUTHORIZING TOWNSHIP ADMINISTRATOR TO ACCEPT FROM BUTLER COUNTY COMMISSIONERS FEDERAL FUNDS PURSUANT TO THE AMERICAN RESCUE PLAN ACT OF 2021 (ARPA) TO BE USED FOR THE REPAIR AND RESURFACING OF ROADS WITHIN FAIRFIELD TOWNSHIP**

**WHEREAS**, the board of trustees of **Fairfield** Township is responsible for maintaining all roads within its township pursuant to Ohio Revised Code Section 5535.01; and

**WHEREAS**, the Board of Commissioners of Butler County, Ohio received federal funds pursuant to the American Rescue Plan Act of 2021 ("ARPA") and has allocated part of those funds for the repair and resurfacing of roads within each Butler County township to offset part of the cost of maintaining township roads (see attached Exhibit "A"); and

**WHEREAS**, the board of trustees of **Fairfield** Township is a "political subdivision having authority to construct, reconstruct, resurface, improve, repair, and maintain roads or streets..." (R.C. 5535.08(C)); and

**WHEREAS**, the board of trustees of **Fairfield** Township, has identified and provided to the Butler County Engineer, the specific streets and approximate mileage that **Fairfield** Township is requesting to be included in the invitation to bid for construction, reconstruction, resurfacing, or repair contract which is attached as Exhibit "E"; and

**WHEREAS**, the board of trustees of **Fairfield** Township and the Board of Commissioners of Butler County, Ohio may "...enter into an agreement with ...township... whereby the board undertakes, and is authorized by the contracting subdivision, to exercise any power, perform any function, or render any services, on behalf of the contracting subdivision or its legislative authority, that such subdivision or legislative authority may exercise, perform, or render..." (R.C. 307.15); and

**WHEREAS**, the board of trustees of **Fairfield** Township desires to approve reciprocal resolutions with the Board of Commissioners of Butler County, Ohio and on behalf of the Butler County Engineer to construct, reconstruct, resurface, improve, and repair roads or streets; and

**WHEREAS**, the board of trustees of **Fairfield** Township delegates its authority pursuant to R.C. 5535.01 and R.C. 5535.08 to, and specifically authorizes, the Board of Commissioners of Butler County, Ohio and the Butler County Engineer, in accordance with R.C. 307.15, to: exercise any power, perform any function, or render any services; to prepare all plans, specifications, details, and estimates of cost for the construction, reconstruction, resurfacing, improvement or repair of roads; to take all actions necessary for the construction, reconstruction, resurfacing, improvement, or repair of roads; to prepare invitations to bid and award all contracts in the manner provided by law; and to ensure that all actions necessary and proper to complete the project are in compliance with the Federal requirements pursuant to 2 C.F.R. 200 which includes internal controls (2 CFR 200.303), a procurement policy (2 CFR 200.318(a)), affirmative steps to assure that minority business, women's business enterprises, and labor surplus area firms are used when possible (2 CFR 200.321) and standards of conduct (2 CFR 200.318(b)); and

**WHEREAS**, the board of trustees of **Fairfield Township**, pursuant to R.C. 5535.08(C)(1), delegates its authority to, and specifically authorizes, the Butler County Engineer to pay contractors who have been awarded contracts through the Butler County Engineer's Office, with the ARPA funds that have been allocated to **Fairfield Township** by the Board of Commissioners of Butler County, Ohio (see attached Exhibit "A"), until the allocated ARPA funds are exhausted; and

**WHEREAS**, the Board of Commissioners of Butler County, Ohio shall be responsible for any and all reporting requirements for the ARPA funds received and subsequently allocated by the Board of Commissioners of Butler County, Ohio to offset the cost of maintaining township; and

**WHEREAS**, the board of trustees of **Fairfield Township**, upon receipt of an invoice, shall pay directly to the contractors who have been awarded contracts through the Butler County Engineer's Office, any and all additional funds for work required to complete **Fairfield Township's** road repair project, once the county ARPA funds allocated to the Township in the attached Exhibit "A" are expended; and

**WHEREAS**, the board of trustees of **Fairfield Township** shall be responsible for any and all reporting requirements for any ARPA funds for which Township was a direct recipient and which will be paid by the board of trustees; and

**WHEREAS**, the board of trustees of **Fairfield Township** are required, prior to expenditure of funds, to adopt internal controls (2 CFR 200.303), a procurement policy (2 CFR 200.318(a)), and standards of conduct (2 CFR 200.318(b)); and

**WHEREAS**, the Board of Commissioners of Butler County Ohio have adopted the Butler County Uniform Guidance Policies which is in compliance with the Federal requirements pursuant to 2 C.F.R. 200 which includes internal controls (2 CFR 200.303), a procurement policy (2 CFR 200.318(a)), and standards of conduct (2 CFR 200.318(b)); and

**WHEREAS**, the board of trustees of **Fairfield Township**, in order to be in compliance with the Federal requirements pursuant to 2 C.F.R. 200, including internal controls (2 CFR 200.303), a procurement policy (2 CFR 200.318(a)), and standards of conduct (2 CFR 200.318(b)), will adopt the Butler County Uniform Guidance Policies in its entirety which is attached as Exhibit "B"; and

**WHEREAS**, the board of trustees of **Fairfield Township** has attached as Exhibit "C" the proposed reciprocal resolution from the Board of County Commissioners of Butler County Ohio.

**NOW THEREFORE BE IT:**

**RESOLVED**, that the board of trustees of **Fairfield Township**, has identified and provided to the Butler County Engineer, the specific streets and approximate mileage that **Fairfield Township** is requesting to be included in the invitation to bid for construction, reconstruction, resurfacing, or repair contract which will be attached as Exhibit "E"; and

**RESOLVED**, that the board of trustees of **Fairfield Township**, pursuant to Ohio Revised Code Sections 5535.01 and 5535.08, and in accordance with Ohio Revised Code Section 307.15, approve reciprocal resolutions with the Board of County Commissioners of Butler County Ohio and the Butler County Engineer for the construction, reconstruction, resurfacing, improvement, or repair of roads to be located in **Fairfield Township**, but only to the extent of the current projects identified herein; and

**RESOLVED**, that the board of trustees of **Fairfield** Township, upon receiving the executed reciprocal resolution from the Board of County Commissioners of Butler County Ohio, delegates its authority pursuant to R.C. 5535.01 and R.C. 5535.08 to, and specifically authorizes, the Board of Commissioners of Butler County, Ohio and the Butler County Engineer, in accordance with R.C. 307.15, to: exercise any power, perform any function, or render any services; to prepare all plans, specifications, details, and estimates of cost for the construction, reconstruction, resurfacing, improvement or repair of roads; to take all actions necessary for the construction, reconstruction, resurfacing, improvement, or repair of roads; to prepare invitations to bid and award all contracts in the manner provided by law; and to ensure that all actions necessary and proper to complete the project are in compliance with the Federal requirements pursuant to 2 C.F.R. 200 which includes internal controls (2 CFR 200.303), a procurement policy (2 CFR 200.318(a)), affirmative steps to assure that minority business, women's business enterprises, and labor surplus area firms are used when possible (2 CFR 200.321) and standards of conduct (2 CFR 200.318(b)) (the county adopted reciprocal resolution to be attached as Exhibit "D").

**RESOLVED**, that the board of trustees of **Fairfield** Township, upon receiving the executed reciprocal resolution from the Board of County Commissioners of Butler County Ohio, delegates its authority pursuant to R.C. 5535.01 and R.C. 5535.08 to, and specifically authorizes, the Board of Commissioners of Butler County, Ohio and the Butler County Engineer, to pay contractors who have been awarded contracts through the Butler County Engineer's Office, with the ARPA funds that have been allocated to **Fairfield** Township by the Board of Commissioners of Butler County, Ohio (see attached Exhibit "A"), until the County allocated ARPA funds are exhausted.

**RESOLVED**, the board of trustees of **Fairfield** Township, shall pay directly to contractors who have been awarded contracts through the Butler County Engineer's Office, invoices received for work required to complete the Township's road repair project, after the county allocated ARPA funds for **Fairfield** Township have been exhausted.

**RESOLVED**, the board of trustees of **Fairfield** Township, will complete the reporting requirement for the use of any ARPA funds received directly by **Fairfield** Township, and paid by **Fairfield** Township to contractors who have been awarded contracts through the Butler County Engineer's Office, for any and all additional amount of funds required to complete the Township's road repair project, as required by the American Rescue Plan Act of 2021.

**RESOLVED**, the board of trustees of **Fairfield** Township, after reviewing the Butler County Uniform Guidance Policies in their entirety, hereby accepts, approves and adopts the Butler County Uniform Guidance Policies in its entirety which is attached as Exhibit "B".

**RESOLVED**, the board of trustees of **Fairfield** Township hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board, which resulted in those formal actions, were in meetings open to the public in compliance with the law.

**RESOLVED**, the board hereby dispenses with the requirement that this Resolution be read on two separate days, pursuant to RC 504.10, and authorizes the adoption of this Resolution upon its first reading.

**Adopted:** December 12, 2023

**Board of Trustees**

Michael Berding:

Shannon Hartkemeyer:

Joe McAbee:

**Vote of Trustees**

yes

yes

yes

**AUTHENTICATION**

This is to certify that this is a resolution which was duly passed and filed with the Fairfield Township Fiscal Officer this 12th day of December, 2023.

**ATTEST:**

Shelly Schultz

Shelly Schultz, Fairfield Township Fiscal Officer

**APPROVED AS TO FORM:**

L.E. Barbieri

Lawrence E. Barbieri, Township Assistant Law Director

# Exhibit A

## COUNTY \$1.25M - TOWNSHIPS \$225K BASE + MILEAGE

TOTAL	\$5,000,000
COUNTY	\$1,250,000
TOWNSHIP	\$3,750,000

	MILES	%	BASE	ALLOCATION	TOTAL
County	266.001				\$1,250,000
Fairfield	79.882	9.976%	\$225,000	\$82,306	\$307,306
Hanover	35.985	4.494%	\$225,000	\$37,077	\$262,077
Lemon	11.255	1.406%	\$225,000	\$11,597	\$236,597
Liberty	156.209	19.509%	\$225,000	\$160,949	\$385,949
Madison	52.453	6.551%	\$225,000	\$54,045	\$279,045
Milford	33.417	4.173%	\$225,000	\$34,431	\$259,431
Morgan	32.34	4.039%	\$225,000	\$33,321	\$258,321
Oxford	26.967	3.368%	\$225,000	\$27,785	\$252,785
Reily	34.12	4.261%	\$225,000	\$35,155	\$260,155
Ross	47.499	5.932%	\$225,000	\$48,940	\$273,940
St. Clair	33.3	4.159%	\$225,000	\$34,311	\$259,311
West Chester	227.141	28.368%	\$225,000	\$234,034	\$459,034
Wayne	30.134	3.763%	\$225,000	\$31,048	\$256,048
TOTALS	800.702	100.000%	\$2,925,000	\$825,000	\$5,000,000

