

ORDINANCE NO. 2021-10

**AN ORDINANCE AMENDING THE CITY BUDGET FOR FISCAL YEAR
2021-2022 FOR THE CITY OF FOREST PARK TO PROVIDE FOR
PREMIUM PAY FOR ESSENTIAL CITY EMPLOYEES; TO REPEAL
CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE;
AND FOR OTHER PURPOSES**

WITNESSETH:

WHEREAS the City of Forest Park (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City;

WHEREAS the American Rescue Plan Act (“ARPA”) allocated billions of dollars to state and local governments to assist in responding to the COVID-19 public health emergency and its negative impacts;

WHEREAS, the City of Forest Park received its first allocation of \$3,738,098.00 under the ARPA on July 8, 2021;

WHEREAS, under Section 35.6(c) of the interim final rule adopted by the U.S. Department of the Treasury on May 17, 2021, local governments may provide premium pay to eligible workers who perform essential work during the COVID-19 public health emergency on a retrospective basis;

WHEREAS, the Mayor and Council have determined that each City employee performed essential services during the COVID-19 public health emergency placing them at heightened risk because their in-person work involved regular contact with members of the public and regular physical handling of items that were handled by others;

WHEREAS, Mayor has designated each department of the city as critical to protect the health and well-being of the residents of the City of Forest Park;

WHEREAS, each City employee was needed to maintain continuity of operations of the City of Forest Park as is therefore deemed to be an eligible worker as defined by the ARPA;

WHEREAS, having complied with all necessary legal requirements, the City Council wishes to amend the 2021-2022 budget to provide for premium pay for essential City employees;

THEREFORE, THE CITY COUNCIL OF THE CITY OF FOREST PARK HEREBY ORDAINS:

SECTION 1. Approval of Premium Pay; Adoption by Reference. A one-time payment of \$2,500 for each essential City Employee as premium pay is hereby authorized. The document attached hereto as Exhibit “A” comprised of a budget amendment is incorporated

herein by reference and is hereby adopted as an amendment to the Budget for Fiscal Year 2021-2022 for the City of Forest Park, Georgia.

SECTION 2. Public Record. This document shall be maintained as a public record by the City Clerk and shall be accessible to the public during all normal business hours of the City of Forest Park.

SECTION 3. Approval of Execution. The mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable, and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause, or phrase of this ordinance is severable from every other section, paragraph, sentence, clause, or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause, or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause, or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 6. Repeal of Conflicting Provisions. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Forest Park as provided in the City Charter.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

SO ORDAINED this 2nd day of August 2021.

Mayor Angelyne Butler

Council Member Kimberly James, Ward 1

Council Member Dabouze Antoine, Ward 2

Council Member Hector Gutierrez, Ward 3

Council Member Latresa Wells, Ward 4

Council Member Allan Mears, Ward 5

ATTEST:

_____ (SEAL)
City Clerk

APPROVED AS TO FORM:

City Attorney

Exhibit A

Budget Amendment