

ORDINANCE 71182

BOARD BILL NUMBER 49 AS AMENDED INTRODUCED BY: ALDERMAN JOSEPH VOLLMER/ ALDERWOMAN MARLENE DAVIS

1 An Ordinance recommended by the Board of Estimate and Apportionment wherein the
2 Board of Aldermen authorizes the receipt of and appropriates funds (solely to the extent received)
3 under the CARES Act, the Federal Emergency Management Act Grant Program, the Bureau of
4 Justice Assistance Coronavirus Emergency Supplemental Funding Program, the Community
5 Development Block Grant Program, the Emergency Solutions Grant Program, and the Housing
6 Opportunities for People with Aids and Ryan White Grant Programs, all relating to the COVID-
7 19 pandemic; and containing an emergency clause.

8 **WHEREAS**, Article XIII, Section 14-C(c) of the Charter of the City of St. Louis provides
9 that “[w]henver any malignant, infectious, or contagious disease is threatened or is prevalent in
10 the city, on proclamation thereof by the mayor and with the approval of the mayor and the director
11 of health and hospitals, the health commissioner may take such steps, use such measures, and incur
12 such expense as he deems necessary to avoid, suppress, or mitigate such disease until the mayor
13 proclaims the need therefor ended, notwithstanding anything to the contrary in this charter or in
14 any ordinance”;

15 **WHEREAS**, on March 13, 2020, the Mayor issued a proclamation that a malignant,
16 infectious, or contagious disease, namely COVID-19, was threatened in the City;

17 **WHEREAS**, on March 13, 2020 and thereafter, the Director of Health and Hospitals and
18 Health Commissioner issued Orders to the public restricting activities, supervised the medical
19 testing and quarantine activities to reduce contagion, and entered into contracts for emergency
20 purchases of supplies and provision of services to avoid, suppress, and mitigate COVID-19;

1 **WHEREAS**, the Department of Health and Hospitals and other City Departments and
2 agencies have incurred and will continue to incur substantial expenses due to COVID-19 related
3 actions, and such expenses were not anticipated during the approval of the 2019-2020 City Budget;

4 **WHEREAS**, the Mayor of the City has submitted a Certification to the Treasurer of the
5 State of Missouri regarding the City’s use of the CARES Act Funds;

6 **WHEREAS**, the City has received Thirty-Five Million Two Hundred Sixty-Three
7 Thousand Five Hundred Sixty-Two Dollars (\$35,263,562.00) of relief funds (the Initial CARES
8 Act Funds) from the State of Missouri pursuant to the Coronavirus Aid, Relief, and Economic
9 Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020) (the CARES Act);

10 **WHEREAS**, the Coronavirus Relief Fund Frequently Asked Questions updated as of May
11 28, 2020 (Updated Guidance) indicates that the State of Missouri “should transfer funds to local
12 governments with populations of 500,000 or less, using as a benchmark the per capital allocation
13 formula that governs payments to larger local governments. This approach will ensure equitable
14 treatment among local governments of all sizes”;

15 **WHEREAS**, the City should receive an additional Seventeen Million One Hundred
16 Eighty-One Thousand Four Hundred Thirty-Eight Dollars (\$17,181,438.00) of relief funds (the
17 Additional CARES Act Funds, and together with the Initial CARES Act Funds, collectively the
18 CARES Act Funds) from the State of Missouri pursuant to the Updated Guidance under the
19 CARES Act;

20 **WHEREAS**, the CARES Act and related Certification requires that the CARES Act Funds
21 will be used only to cover those costs that are necessary expenditures incurred due to the public
22 health emergency with respect to COVID-19 (Necessary Expenditures), were not accounted for in

1 the budget most recently approved as of March 27, 2020 for the City, and were incurred during
2 the period that begins on March 1, 2020, and ends on December 30, 2020;

3 **WHEREAS**, the Federal Government has issued CARES Act guidance for local
4 governments and other recipients of awards under the CARES Act, which includes the Updated
5 Guidance, and the Federal Government may issue additional guidance on the use of CARES Act
6 relief funding in the future;

7 **WHEREAS**, the use of CARES Act Funds must adhere to Federal guidance that has been
8 and will be issued on the use of CARES Act Funds and the City's associated requirements (the
9 Applicable CARES Act Guidance);

10 **WHEREAS**, the City must retain documentation of all uses of the CARES Act Funds,
11 including but not limited to invoices or sales receipts and produce such documentation to the State
12 of Missouri and Federal Government upon request;

13 **WHEREAS**, there is an urgent need to pay vendors and to restore City funds due to
14 emergency expenditures caused by COVID-19, and the City seeks to appropriate the CARES Act
15 Funds and other COVID-19 relief funds for their allowed purposes, including reimbursement of
16 City expenditures;

17 **WHEREAS**, the City anticipates receipt of Ten Million Eight Hundred Forty Thousand
18 Five Hundred Eighty-Six Dollars (\$10,840,586.00) in supplemental Community Development
19 Block Grant funds (the CDBG-CV Funds);

20 **WHEREAS**, the City anticipates receipt of Five Million Four Hundred Thirty-Two
21 Thousand One Hundred Forty-Five Dollars (\$5,432,145.00) in supplemental Emergency Solutions
22 Grant funds (the ESG-CV Funds);

1 **WHEREAS**, the City anticipates receipt of Three Hundred Thirty-Seven Thousand Eight
2 Hundred Eighty-Nine Dollars (\$337,889.00) in supplemental Housing Opportunities for People
3 with AIDS funds (the HOPWA-CV Funds);

4 **WHEREAS** the City anticipates receipt of One Million Three Hundred Ninety-Two
5 Thousand Nine Hundred Forty Dollars (\$1,392,940.00) under the Bureau of Justice Assistance
6 Coronavirus Emergency Supplemental Funding Program for public safety (the Public Safety-CV
7 Funds);

8 **WHEREAS**, the City anticipates receipt of Six Hundred Seventy-Three Four Hundred
9 Seventy Dollars (\$673,470.00) in Ryan White HIV/AIDS Program Part A COVID-19 Response
10 funds (the Ryan White CV Funds); and

11 **WHEREAS**, the City anticipates receipt of Ten Million Dollars (\$10,000,000.00) of
12 qualified reimbursements of City expenditures from the Federal Emergency Management Agency
13 Public Assistance program and related FEMA programs for expenses incurred due to COVID-19
14 (the FEMA Reimbursement Funds).

15 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

16 **SECTION ONE.** The City is hereby authorized to accept the CARES Act Funds, the
17 CDBG-CV Funds, the ESG-CV Funds, the HOPWA-CV Funds, the Public Safety-CV Funds, the
18 Ryan White CV Funds, and the FEMA Reimbursement Funds (together referred to as the COVID-
19 19 Funding). The City shall utilize and spend the COVID-19 Funding for certain purposes
20 substantially in accordance with **Exhibit A**, which is attached hereto and incorporated herein by
21 reference.

1 **SECTION TWO.** There are hereby appropriated Four Million Dollars (\$4,000,000.00) of
2 the CARES Act Funds to the Department of Health and Hospitals. Upon receipt of the Additional
3 CARES Act Funds, the appropriation in the prior sentence automatically is increased by Three
4 Million Dollars (\$3,000,000). The Director of the Department of Health and Hospitals is hereby
5 authorized to make, negotiate, and execute any and all contracts or other documents on behalf of
6 the City to expend such funds on behalf of the City and to expend such funds for purposes allowed
7 under the CARES Act including reimbursement for any expenditures previously incurred. In
8 addition to those positions and personnel expenses authorized in the Table of Organization and
9 Personnel Pay Schedule in Annual Operating Plans for the Fiscal Years 2020 and 2021, the
10 Director of the Department of Health and Hospitals hereby is authorized to employ one Health
11 Services Manager II (Position Code 5682, Grade 18M according to the Civil Service Classification
12 Plan and the Compensation Plan), one Health Services Manager I (Position Code 5681, Grade
13 17M according to the Civil Service Classification Plan and the Compensation Plan), and four
14 Public Health Educators (Position Code, Grade 15G according to the Civil Service Classification
15 Plan and the Compensation Plan), and the Director of the Department of Health and Hospitals is
16 authorized to pay salaries and benefits for such employees in whole or in part from the CARES
17 Funds appropriated in this section. The Comptroller is authorized and directed to issue warrants
18 upon the City Treasury for payment for expenditures authorized under this Section.

19 **SECTION THREE.** There are further appropriated Nine Million Four Hundred Thousand
20 Dollars (\$9,400,000.00) of the CARES Act Funds to the Department of Human Services. Upon
21 receipt of the Additional CARES Act Funds, the appropriation in the prior sentence automatically
22 is increased by Six Million Dollars (\$6,000,000). The Director of the Department of Human

1 Services is hereby authorized to make, negotiate, and execute any and all contracts or other
2 documents on behalf of the City to expend such funds and to expend such funds on behalf of the
3 City for purposes allowed under the CARES Act including reimbursement for any expenditures
4 previously incurred. In addition to those positions and personnel expenses authorized in the Table
5 of Organization and Personnel Pay Schedule in the Annual Operating Plans for the Fiscal Years
6 2020 and 2021, the Director of the Department of Human Services hereby is authorized to employ
7 one Executive Assistant II (Position Code 1629, Grade 17M according to the Civil Service
8 Classification Plan) to be paid on a per performance basis. The Director of the Department of
9 Human Services is authorized to pay salaries and benefits for such employee from the CARES
10 Funds appropriated in this section. The Comptroller is authorized and directed to issue warrants
11 upon the City Treasury for payment of all expenditures authorized in this section.

12 **SECTION FOUR.** There are further appropriated Six Million Eight Hundred Sixty-Five
13 Thousand Dollars (\$6,865,000.00) of the CARES Act Funds to the Community Development
14 Administration. Upon receipt of the Additional CARES Act Funds, the appropriation in the prior
15 sentence automatically is increased by Four Million Dollars (\$4,000,000). The Director of the
16 Department of Community Development Administration is hereby authorized to make, negotiate,
17 and execute any and all contracts or other documents on behalf of the City to expend such funds
18 and to expend such funds on behalf of the City for purposes allowed under the CARES Act
19 including reimbursement for any expenditures previously incurred, and the Comptroller is
20 authorized and directed to issue warrants upon the City Treasury for payment thereon.

21 **SECTION FIVE.** For CARES Act Funds appropriated in Sections Two, Three, and Four
22 above, the Board of Estimate and Apportionment is authorized to reallocate such funds among

1 such departments or agencies designated in those Sections for Necessary Expenditures, provided
2 that the warrants for the use of the CARES Act Funds shall not exceed the total amount of CARES
3 Act Funds appropriated by this ordinance. The Comptroller is authorized and directed to issue
4 warrants upon the City Treasury for payment of such expenditures.

5 **SECTION SIX.** To the extent that CARES Act Funds are not appropriated in Sections
6 Two, Three, and Four above, such remaining CARES Act Funds are hereby appropriated and may
7 be applied for any Necessary Expenditures that are approved by the Board of Estimate and
8 Apportionment, which may include but are not limited to providing a percentage City match for
9 FEMA Reimbursement Funds, purchasing and distributing personal protective equipment,
10 purchasing and distributing COVID-19 testing kits, and providing emergency housing to respond
11 to COVID-19. Upon such approval by the Board of Estimate and Apportionment, the Comptroller
12 is authorized to issue warrants for the use of such funds, provided that such warrants to do not
13 exceed the total amount of CARES Act Funds appropriated by this Section.

14 **SECTION SEVEN.** There are further appropriated One Million Three Hundred Ninety-
15 Two Thousand Nine Hundred Forty Dollars (\$1,392,940.00) of the Public Safety-CV Funds to the
16 Department of Public Safety. The Director of the Department of Public Safety is hereby authorized
17 to make, negotiate, and execute any and all contracts or other documents on behalf of the City to
18 expend such funds and to expend such funds on behalf of the City for purposes allowed under the
19 Bureau of Justice Assistance Coronavirus Emergency Supplemental Funding Program including
20 reimbursement for any expenditures previously incurred, and the Comptroller is authorized and
21 directed to issue warrants upon the City Treasury for payment thereon. The total amount of Public

1 Safety-CV Funds for which the Comptroller may issue warrants shall not exceed the total
2 appropriation of Public Safety-CV Funds herein.

3 **SECTION EIGHT.** There are further appropriated Ten Million Eight Hundred Forty
4 Thousand Five Hundred Eighty-Six Dollars (\$10,840,586.00) of the CDBG-CV Funds to the
5 Community Development Administration. The Director of the Community Development
6 Administration is hereby authorized to make, negotiate, and execute any and all contracts or other
7 documents on behalf of the City which are necessary to expend such funds and to expend such
8 funds for the purposes allowed by such funding including reimbursement for any expenditures
9 previously incurred, and the Comptroller is authorized and directed to issue warrants upon the City
10 Treasury for payment thereon. The total amount of CDBG-CV Funds for which the Comptroller
11 may issue warrants shall not exceed the total appropriation of CDBG-CV Funds herein.

12 **SECTION NINE.** There are further appropriated Five Million Four Hundred Thirty-Two
13 Thousand One Hundred Forty-Five Dollars (\$5,432,145.00) of the ESG-CV Funds to the
14 Department of Human Services. The Director of the Department of Human Services is hereby
15 authorized to make, negotiate, and execute any and all contracts or other documents on behalf of
16 the City which are necessary to expend such funds and to expend such funds for the purposes
17 allowed by such funding including reimbursement for any expenditures previously incurred, and
18 the Comptroller is authorized and directed to issue warrants upon the City Treasury for payment
19 thereon. In addition to those positions and personnel expenses authorized in the Table of
20 Organization and Personnel Pay Schedule in the Annual Operating Plans for the Fiscal Years 2020
21 and 2021, the Director of the Department of Human Services hereby is authorized to employ one
22 Contract Compliance Officer (Position Code 1662, Grade 14G according to the Civil Service

1 Classification Plan and the Compensation Plan), whose salary and benefits shall be paid from the
2 ESG-CV Funds appropriated in this section. The total amount of ESG-CV Funds for which the
3 Comptroller may issue warrants shall not exceed the total appropriation of ESG-CV Funds herein.

4 **SECTION TEN.** There are further appropriated Three Hundred Thirty-Seven Thousand
5 Eight Hundred Eighty-Nine Dollars (\$337,889.00) of the HOPWA-CV Funds and Six Hundred
6 Seventy-Three Four Hundred Seventy Dollars (\$673,470.00) of the Ryan White CV Funds to the
7 Department of Health and Hospitals. The Director of the Department of Health and Hospitals is
8 hereby authorized to make, negotiate, and execute any and all contracts or other documents on
9 behalf of the City which are necessary to expend such funds and to expend such funds for the
10 purposes allowed by such funding including reimbursement for any expenditures previously
11 incurred, and the Comptroller is authorized and directed to issue warrants upon the City Treasury
12 for payment thereon. The total amount of HOPWA-CV Funds for which the Comptroller may
13 issue warrants shall not exceed the total appropriation of the HOPWA-CV Funds, and the total
14 amount of Ryan White CV Funds for which the Comptroller may issue warrants shall not exceed
15 the total appropriation of the Ryan White CV Funds.

16 **SECTION ELEVEN.** There are further appropriated Ten Million Dollars (\$10,000,000.00)
17 of the FEMA Reimbursement Funds. The Commissioner of the City Emergency Management
18 Agency is hereby authorized to make, negotiate, and execute any and all applications, contracts,
19 or other documents on behalf of the City that are necessary to obtain the FEMA Reimbursement
20 Funds. The Comptroller is authorized and directed to apply the FEMA Reimbursement Funds to
21 City accounts from which COVID-19 expenses have been paid.

1 **SECTION TWELVE.** In order to ensure the efficiency, effectiveness, equity, and
2 transparency of the use of taxpayer funds and relief programs to address the coronavirus pandemic,
3 on or before the 10th of each month, beginning July 2020 and ending in April 2021, the Mayor’s
4 office shall present to the Board of Aldermen’s Coronavirus Special Committee and provide a
5 written report regarding planned expenditures and detailing expenditures made to date. The plan
6 should detail how data will inform decisions and are in line with health equity principles addressing
7 COVID-19, including but not limited to: collecting, analyzing, and reporting data disaggregated
8 by age, race, ethnicity, gender, disability, neighborhood, and other sociodemographic
9 characteristics; including the people most affected by health and economic challenges in the
10 decision making process; promoting racial equity in response and recovery efforts; and
11 strengthening public health, health care, and social infrastructure that foster resilience. Reports
12 should update plans and procedures for redirecting and targeting resources based on emerging data
13 trends that identify disparities.

14 **SECTION THIRTEEN.** Emergency Clause. Delay in receipt and appropriation of these
15 monies will increase threats to the public health and welfare by delay in responding to the COVID-
16 19 crisis. This being an ordinance appropriated for emergency funding for current expenses of the
17 City government, it is hereby declared to be an emergency measure within the meaning of Sections
18 19 and 20 of Article IV of the Charter of the City of St. Louis and shall become effective
19 immediately upon its passage and approval by the Mayor.

BOARD BILL NUMBER 49 AS AMENDED

FISCAL NOTE

Preparer's Name Stephen J. Conway

Phone Number or Email Address (will be available publicly) conways@stlouis-mo.gov

Bill Sponsor Ald. Vollmer, Boyd, Davis

Bill Synopsis:	Appropriation of CARES Act
Type of Impact:	Recover Funds Spent
Agencies Affected:	CDA, SLDC, Health Department, Department of Human Services

SECTION A

Does this bill authorize:

- An expansion of services which entails additional costs beyond that approved in the current adopted city budget? ___Yes ____No
- An undertaking of a new service for which no funding is provided in the current adopted city budget? ____Yes ___No
- A commitment of city funding in the future under certain specified conditions? ___Yes ___No
- An issuance of bonds, notes and lease-purchase agreements which may require additional funding beyond that approved in the current adopted city budget? ___Yes ___No
- An execution or initiation of an activity as a result of federal or state mandates or requirements? ___Yes ___No
- A capital improvement project that increases operating costs over the current adopted city budget? ___Yes ___No
- A capital improvement project that requires funding not approved in the current adopted city budget or that will require funding in future years? ___Yes ___No

If the answer is yes to any of the above questions, then a fiscal note must be attached to the board bill. Complete Section B of the form below.

SECTION B

- Does the bill require the construction of any new physical facilities? ___Yes ____No

- If yes, describe the facilities and provide the estimated cost:

- Is the bill estimated to have a direct fiscal impact on any city department or office? ___Yes ____No

- If yes, explain the impact and the estimated cost:

- Does the bill create a program or administrative subdivision? ___Yes ____No

- If yes, then is there a similar existing program or administrative subdivision?

___Yes ___No

- If yes, explain the how the proposed programs or administrative subdivisions may overlap:

- Describe the annual operating, equipment, and maintenance costs that would result from the proposed bill, as well as any funding sources:

N/A

Complete the chart below to list the total estimated expenditures required of the City resulting from the proposed board bill and any estimated savings or additional revenue.

Financial Estimate of Impact on General Fund			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures			
Additional Revenue			
Net			
Financial Estimate of Impact on Special Funds			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures	47,705,912	16,234,680	
Additional Revenue	47,705,912	16,234,680	
Net	0	0	

- Describe any assumptions used in preparing this fiscal note:
All funds must be used for COVID-19 response and utilized in compliance with the guidelines

- List any sources of information (including any City officials, agencies, or departments) used in preparing this fiscal note:
CDA
SLDC
Health Department
Department of Human Services

- Have the financial estimates of this bill been verified by the City Budget Division?
 _ _ Yes _ No
 ○ If yes, by whom? Paul Payne

Board Bill Number 49 As Amended - Amendment Categories

St. Louis City Board of Elections – \$150,000: This grant will support Local Elections Authorities for expenses related to the COVID-19 pandemic. This grant is for the 2020 federal elections, which are the August 2020 primary election and the November 2020 election.

EMS/Fire Department – \$181,320.45: Payment will be used to prevent, prepare for, and respond to the COVID-19 pandemic. Recipient will only be reimbursed for health care related expenses or lost revenues due to COVID-19.

EXHIBIT "A"

City of Saint Louis COVID-19 Funding Priorities					Funding Sources							
					CDBG	ESG	CARES	FEMA	HOPWA	HRSA	JAG/BJA	TOTAL
					10,840,586	5,432,145	35,263,562	10,000,000	337,889	673,470	1,392,940	63,940,592
		Estimate thru 12/31	Estimate 2021									
1 DOH	HOPWA	337,889	337,889									
	HRSA	673,470	673,470									
	Infectious Disease Response revision to Pandemic	100,000	100,000									
	Increase Staff Capacity - Public Health Reps	750,000	1,300,000	1,300,000								
	Enhance IT Capacity - Contact Tracing	400,000	400,000									
	Enhance Public Health Communication Capacity		200,000	200,000								
	COVID-19 Testing Supplies	875,000	875,000									
	Early Childcare support/PPE/Training	1,500,000	1,500,000									
	Expand Telehealth bandwidth for Federal Qualified Health Centers	875,000	875,000									
2 DHS	Rapid Rehousing of Existing Homeless	2,500,000	2,500,000									
	Emergency Shelter	2,000,000	2,000,000									
	Street Outreach for Homeless	500,000	500,000									
	Homeless Management Information Services	180,000	180,000									
	DHS Admin Direct Cost	252,145	252,145									
	Rental/Mortgage Assistance	5,400,000	5,400,000									
	Homeless Prevention - Program Operators	1,500,000	1,500,000									
	Eviction Mediation - Landlord/Tenant (for Homeless Prevention)	300,000	300,000									
	Housing Locators/Housing Specialist/Landlord Engagement	800,000	800,000									
	Personal Protective Equipment for DHS Subcontractors	350,000	350,000									
	Rapid Rehousing and Additional Shelter Bed Expansion	650,000	650,000									
	Telephone Housing helpline, screening, intake and referral for Citizens	400,000	400,000									
	Emergency Shelter locations and management	3,611,700	3,611,700	902,925	2,708,775							
	3 CDA	Small Business Support /SLDC	4,000,000	4,000,000								
Program Cost /Administration		542,029	542,029	1,084,059								
Public Services - Food delivery; Elderly;		1,000,000	1,756,527	2,756,527								
Utility Assistance - Heat Up		1,000,000	2,000,000	3,000,000								
Affordable Housing Construction		2,000,000	3,000,000	5,000,000	3,500,000							
Sobering Center/Start up cost		365,000	365,000									
4 Public Safety	Police/Law Enforcement	679,817	679,817									
	EMS & Fire Department	542,225	542,225									
	Corrections	170,898	170,898									
5 PPE	PPE/Test Kits/ Supplies	8,125,000	8,125,000									
	Building/Improvements/ Maintenance/Sanitizing	4,000,000	4,000,000	2,031,250	6,093,750							
6 Payroll	Quarantined and Payroll Cost related to Pandemic	2,000,000	2,000,000									
7 IT	Public WIFI and the digital twin (4.7m)											
8 Contingency	Contingency	1,197,475	5,564,387	6,761,862								
TOTAL		49,577,648	14,362,943	63,940,592	10,840,586	5,432,145	35,263,562	10,000,000	337,889	673,470	1,392,940	63,940,592

Summary of PPE under the different departments

		CARES	FEMA	JAG/BJA
DOH	COVID-19 Testing Supplies	875,000		
DOH	Early Childcare support/PPE/Training	1,500,000		
DHS	PPE for DHS Subcontractors	350,000		
Public Safety	Corrections (PPE, disinfectants, hygiene kits)			170,898
PPE	PPE/Test Kits/ Supplies	2,031,250	6,093,750	