

Summary
Board Bill Number 111
Introduced by Alderwoman Marlene Davis
October 28, 2022

This is a Board Bill recommended by the Board of Estimate and Apportionment appropriating a portion of funds received under the American Rescue Plan Act of 2021, Pub. L. No. 117-2 (March 11, 2021) (ARPA). It authorizes certain expenditures of such funds, to the extent received. It authorizes contracts and other documents to expend the funds and it contains a severability and an emergency clause.

BOARD BILL NUMBER 111 INTRODUCED BY ALDERWOMMAN MARLENE DAVIS

1 An ordinance recommended by the Board of Estimate and Apportionment appropriating a portion
2 of funds received under the American Rescue Plan Act of 2021, Pub. L. No. 117-2 (March 11,
3 2021) (ARPA), authorizing certain expenditures of such funds, to the extent received; authorizing
4 contracts and other documents to expend the funds, to the extent received; containing a severability
5 clause; and containing an emergency clause.

6 **WHEREAS**, the City of St. Louis has received Four Hundred Ninety-Eight Million Seventy-Six
7 Thousand Fifty-Four Dollars (\$498,076,054.00) from the Federal Government pursuant to the
8 American Rescue Plan Act of 2021. Pub. L. No. 117-2, § 9901 (the “Coronavirus Local Fiscal
9 Recovery Funds”);

10 **WHEREAS**, equitable development is necessary to reverse decades of population decline and
11 make St. Louis a place where families want to live and grow;

12 **WHEREAS**, housing costs for renters and homeowners have continued to be impacted by the
13 COVID-19 health emergency;

14 **WHEREAS**, more than one in four people living in St. Louis City are surviving economic
15 insecurity below the federal poverty line, and poverty has fueled cycles of violence that echo across
16 St. Louis;

17 **WHEREAS**, to put a stop to these tragedies, to make the city safer, and to continue attracting
18 talent and businesses, the City must address the root causes of crime with a holistic plan that
19 includes economic empowerment and development;

20 **WHEREAS**, pursuant to Title 42, Section 803(c)(1) of the United States Code, Coronavirus Local
21 Fiscal Recovery Funds awarded under the American Rescue Plan Act may be used “(A) to respond
22 to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its

1 negative economic impacts, including assistance to households, small businesses, and nonprofits,
2 or aid to impacted industries such as tourism, travel, and hospitality; (B) to respond to workers
3 performing essential work during the COVID–19 public health emergency by providing premium
4 pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county
5 that are performing such essential work, or by providing grants to eligible employers that have
6 eligible workers who perform essential work; (C) for the provision of government services to the
7 extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local
8 government, or county due to the COVID–19 public health emergency relative to revenues
9 collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local
10 government, or county prior to the emergency; or (D) to make necessary investments in water,
11 sewer, or broadband infrastructure”; and

12 **WHEREAS**, the calculation of revenue loss due to the COVID-19 public health emergency as
13 prescribed by ARPA, estimates the City’s revenue loss to be in excess of One Hundred Eighty
14 Million Dollars, (\$180,000,000) in calendar year 2020, and in excess of One Hundred Seventy-
15 Six Million Dollars (\$176,000,000) in calendar year 2021; and

16 **WHEREAS**, in addition to the provisions of the American Recovery Plan Act, the use of the
17 Coronavirus Local Fiscal Recovery Funds must adhere to the U.S. Treasury Department’s SLFRF
18 Final Rule, the Uniform Administrative Requirements, Cost Principles, and Audit Requirements
19 for Federal Awards, and other relevant local, state and federal laws, rules and regulations; and

20 **WHEREAS**, the Treasury Department has issued supplemental guidance including the SLFRF
21 Final Rule Overview, SLFRF Final Rule FAQ, and SLFRF Affordable Housing Guide, to further
22 enumerate eligible uses of SLFRF funds;

1 **WHEREAS**, in order to ease administrative burden, the SLFRF Final Rule establishes a
2 presumption that households, populations, small businesses and non-profits residing or operating
3 in Qualified Census Tracts have been disproportionately impacted by the COVID-19 Pandemic,
4 and that programs, services or capital expenditures that are reasonably intended to benefit these
5 impacted classes are presumptively eligible uses of SLFRF funds; and

6 **WHEREAS**, the SLFRF Final Rule also enumerates certain eligible uses, including the
7 “Development, repair, and operation of affordable housing and services or programs to increase
8 long-term housing security”; and

9 **WHEREAS**, the SLFRF Final Rule Overview provides that, “recipients may build certain
10 affordable housing, childcare facilities, schools, hospitals, and other projects consistent with final
11 rule requirements”; and

12 **WHEREAS**, the SLFRF Final Rule Overview provides that, “Improvements to vacant and
13 abandoned properties, including rehabilitation or maintenance, renovation, removal and
14 remediation of environmental contaminants, demolition or deconstruction, greening/vacant lot
15 cleanup & conversion to affordable housing” are eligible for SLFRF funding; and

16 **WHEREAS**, there is an immediate and urgent need to meet the public health, economic, and
17 public safety crises as quickly and effectively as possible.

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

19 **SECTION ONE.** There is hereby appropriated the sum of Thirteen Million Five Hundred
20 Thousand Dollars (\$13,500,000.00) of the Coronavirus Local Fiscal Recovery Funds to the
21 Affordable Housing Commission. The Executive Director of the Affordable Housing Commission,
22 or his or her designee, is hereby authorized to make, negotiate, and execute any and all contracts

1 or other documents on behalf of the City to expend such funds, and to expend such funds on behalf
2 of the City for certain purposes substantially in accordance with the purposes detailed in **Exhibit**
3 **A**. The Comptroller is authorized and directed to issue warrants upon the City Treasury for
4 payment of all expenditures authorized in this Section provided that such warrants do not exceed
5 the total amount of funds appropriated by this Section.

6 **SECTION TWO.** There is hereby appropriated the sum of Sixty-Three Million Dollars
7 (\$63,000,000.00) of the Coronavirus Local Fiscal Recovery Funds to the Community
8 Development Administration. The Executive Director of the Community Development
9 Administration, or his or her designee, is hereby authorized to make, negotiate, and execute any
10 and all contracts or other documents on behalf of the City to expend such funds, and to expend
11 such funds on behalf of the City for certain purposes substantially in accordance with the purposes
12 detailed in **Exhibit A**. The Comptroller is authorized and directed to issue warrants upon the City
13 Treasury for payment of all expenditures authorized in this Section provided that such warrants do
14 not exceed the total amount of funds appropriated by this Section.

15 **SECTION THREE.** There is hereby appropriated the sum of Seven Million Five Hundred
16 Thousand Dollars (\$7,500,000.00) of the Coronavirus Local Fiscal Recovery Funds to the
17 Department of Human Services. The Director of the Department of Human Services, or his or her
18 designee, is hereby authorized to make, negotiate, and execute any and all contracts or other
19 documents on behalf of the City to expend such funds, and to expend such funds on behalf of the
20 City for certain purposes substantially in accordance with the purposes detailed in **Exhibit A**. The
21 Comptroller is authorized and directed to issue warrants upon the City Treasury for payment of all

1 expenditures authorized in this Section provided that such warrants do not exceed the total amount
2 of funds appropriated by this Section.

3 **SECTION FOUR.** There is hereby appropriated the sum of Eight Million Dollars (\$8,000,000.00)
4 of the Coronavirus Local Fiscal Recovery Funds to the Building Division of the Department of
5 Public Safety. The Commissioner of the Building Division, or his or her designee, is hereby
6 authorized to make, negotiate, and execute any and all contracts or other documents on behalf of
7 the City to expend such funds, and to expend such funds on behalf of the City for certain purposes
8 substantially in accordance with the purposes detailed in **Exhibit A**. The Comptroller is authorized
9 and directed to issue warrants upon the City Treasury for payment of all expenditures authorized
10 in this Section provided that such warrants do not exceed the total amount of funds appropriated
11 by this Section.

12 **SECTION FIVE.** There is hereby appropriated the sum of One Million Dollars (\$1,000,000.00)
13 of the Coronavirus Local Fiscal Recovery Funds to the St. Louis Agency on Training and
14 Employment. The Director of the St. Louis Agency on Training and Employment, or his or her
15 designee, is hereby authorized to make, negotiate, and execute any and all contracts or other
16 documents on behalf of the City to expend such funds, and to expend such funds on behalf of the
17 City for certain purposes substantially in accordance with the purposes detailed in **Exhibit A**. The
18 Comptroller is authorized and directed to issue warrants upon the City Treasury for payment of all
19 expenditures authorized in this Section provided that such warrants do not exceed the total amount
20 of funds appropriated by this Section.

21 **SECTION SIX.** Severability Clause. It is hereby declared to be the intention of the Board of
22 Aldermen that each and every part, section and subsection of this Ordinance shall be separate and

1 severable from each and every other part, section and subsection hereof and that the Board of
2 Aldermen intends to adopt each said part, section and subsection separately and independently of
3 any other part, section and subsection. In the event that any part, section or subsection of this
4 Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining
5 parts, sections and subsections shall be and remain in full force and effect, unless the court making
6 such finding shall determine that the valid portions standing alone are incomplete and are incapable
7 of being executed in accord with the legislative intent.

8 **SECTION SEVEN.** Emergency Clause. Delay in receipt and appropriation of these monies will
9 increase threats to the public health and welfare by causing delay in responding to the fiscal and
10 other impacts caused by the COVID-19 crisis. This being an ordinance providing for the immediate
11 preservation of public peace, health or safety, and providing for public work or improvements and
12 repairs thereof, it is hereby declared to be an emergency measure within the meaning of Sections
13 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this ordinance shall
14 become effective immediately upon its passage and approval by the Mayor.

Board Bill Number 111
Exhibit A: Funded Programs

Department	Program Title	Appropriation
Affordable Housing Commission	Affordable Housing Production and Preservation	\$12,500,000
Affordable Housing Commission	Community Driven Food Production, Processing and Distribution	\$1,000,000
	AHC Subtotal	\$13,500,000
Community Development Administration	Build STL	\$11,000,000
Community Development Administration	Affordable Housing Production and Preservation	\$7,500,000
Community Development Administration	Neighborhood Beautification, Capacity Building, Operations, and/or Support for Community Development Corporations	\$14,000,000
Community Development Administration	Homeownership Fund and Homeowners Insurance	\$4,500,000
Community Development Administration	Proactive Development Fund, LRA Development Fund and Preservation of Historic Neighborhoods	\$26,000,000
	CDA Subtotal	\$63,000,000
Department of Human Services	Affordable Housing Production and Preservation	\$5,000,000
Department of Human Services	Low Barrier Jobs	\$500,000
Department of Human Services	Pell Grant Eligible College Student Assistance	\$1,000,000
Department of Human Services	Real Estate Tax Relief Project	\$1,000,000
	DHS Subtotal	\$7,500,000
Building Division	Privately-owned property stabilization	\$8,000,000
	BD Subtotal	\$8,000,000
St. Louis Agency on Training and Employment	Skill Up Challenge for CDLs	\$1,000,000
	SLATE Subtotal	\$1,000,000
	Total Appropriation:	\$93,000,000