

ORDINANCE
NO. 3165

AN ORDINANCE OF THE TOWNSHIP OF UPPER DARBY, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, PROVIDING FOR SUPPLEMENTAL APPROPRIATIONS FOR THE 2024 BUDGET APPROPRIATING FUNDS PROVIDED BY THE AMERICAN RESCUE PLAN ACT (ARPA) STATE AND LOCAL FISCAL RECOVERY FUND TO THE 2024 BUDGET AS ARPA REVENUE REPLACEMENT FOR UPPER DARBY TOWNSHIP; REPEALING INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Upper Darby Township Council (“Council”) previously adopted a budget for the 2024 calendar year,

WHEREAS, pursuant to Section 909(A) of the Home Rule Charter of Upper Darby Township, if during the fiscal year the Chief Administrative Officer certified that there are available for appropriation revenues in excess of those estimated in the budget, Council by ordinance may make supplemental appropriations for the year up to the amount of such excess,

WHEREAS, on March 11, 2021, President Biden signed into law the American Rescue Plan Act, providing \$350 billion in funding for state and local governments,

WHEREAS, the U.S. Department of Treasury calculated Upper Darby Township’s direct allocation from the Coronavirus State and Local Fiscal Recovery Fund at \$41.7 million to be provided to the Township in two (2) installments with one received in May 2021 and the second installment received in July 2022 (collectively “ARPA funds” or “American Rescue Plan Allocation”),

WHEREAS, there remains an unallocated balance of \$290,694.00, which may be utilized for Revenue Replacement purposes; and,

WHEREAS, Council recognizes the necessity to provide effective government service delivery and is allocating from the ARPA funds for the 2024 Budget as ARPA Revenue Replacement for Upper Darby Township.

NOW, THEREFORE BE IT ORDAINED AS FOLLOWS, Upper Darby Township Council makes the following supplemental appropriations for the 2024 Budget as ARPA Revenue Replacement for Upper Darby Township from the American Rescue Plan Allocation:

SECTION 1. Allocation:



2024 Budget Revenue Replacement : \$290,694.00

SECTION 2. If any section, sentence, clause, or word of this Ordinance shall be declared illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose the validity of the remaining portions of this Ordinance.

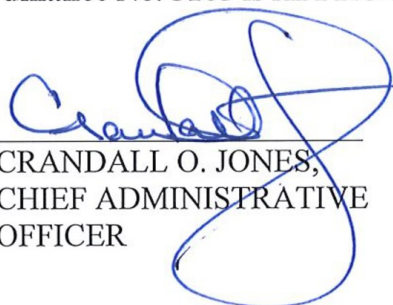

SECTION 3. All ordinances or parts thereof inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

SECTION 4. This ordinance shall become effective immediately.

ENACTED and ORDAINED this 21st day of August 2024.

ATTEST:  _____ BY:  _____
MICHELLE BILLUPS HAFIZ TUNIS, JR.
SECRETARY OF COUNCIL PRESIDENT OF
COUNCIL

Ordinance No. 3165 is APPROVED this 21st day of August 2024.

ATTEST:  _____  _____
CRANDALL O. JONES, EDWARD BROWN, MAYOR
CHIEF ADMINISTRATIVE OFFICER