**AN ORDINANCE AMENDING THE ANNUAL BUDGET OF [MUNICIPALITY]**

**FOR THE FISCAL YEAR ENDING [MONTH DATE, 2022]**

**BE IT ORDAINED by the Mayor and Council of [MUNICIPALITY] this \_\_\_\_\_ day of \_\_\_\_\_, 2022, in Council duly assembled and by the authority of same:**

**SECTION 1. PREPARATION AND APPROVAL OF FISCAL YEAR 2022 BUDGET.** Pursuant to and in accordance with Section 6-1-80 of the South Carolina Code, the appropriate officials of [Municipality] prepared and presented to the Council a budget for the fiscal year beginning [Month Date, 2021], and ending [Month Date, 2022] (the “Fiscal Year 2022 Budget”). The Council properly provided notice of a public hearing on the Fiscal Year 2022 Budget, conducted the public hearing, and approved the Fiscal Year 2022 Budget following the public hearing by ordinance enacted on [Month Date, 2021].

**SECTION 2. NEED FOR AMENDMENT.** On March 11, 2021, the American Rescue Plan Act (ARPA) was signed into law establishing the State and Local Fiscal Recovery Fund. This fund is intended to support governments in responding to the impacts of COVID-19 and their efforts to contain COVID-19. [Municipality] has received or is expecting to receive a total of [$Amount] from the State and Local Fiscal Recovery Fund (the “ARPA Funds”). The [Mayor / Council / Manager] has prepared this amendment to the Fiscal Year 2022 Budget to accept and appropriate the ARPA Funds.

**SECTION 3. ACCEPTANCE AND APPROPRIATION OF ARPA FUNDS.** Pursuant to Section [MAYOR-COUNCIL, 5-9-40] [COUNCIL: 5-11-40(c)] [COUNCIL-MANAGER: 5-13-30(3)] of the South Carolina Code, the Council has the authority and responsibility to approve the annual budget and amendments thereto for [Municipality]. The Fiscal Year 2022 Budget as previously approved is hereby amended as set forth below, to reflect the Municipality’s acceptance and appropriation of ARPA Funds.

**SECTION 4. APPROPRIATION.** Total revenues in the Fiscal Year 2022 Budget are hereby increased by the amount of [$Amount], to reflect the acceptance and receipt of ARPA Funds by [Municipality]. Total expenditures in the Fiscal Year 2022 Budget are hereby increased by the amount of [$Amount] to reflect the appropriation of ARPA Funds, to be allocated and expended as set forth in **Exhibit A** hereto.

**SECTION 5. ADMINISTRATION AND TRANSFER.** The [Mayor / Manager / Administrator] shall administer the budget and is authorized to transfer any sum from one budget line item to another or from one department or division to another; provided that no such transfer may be made from one fund to another fund, may conflict with any existing bond or other financial covenants, or may conflict with any previously adopted policy of Council. Changes or amendments that alter the total expenditures of any fund must be approved by Council.

**SECTION 6. ARPA-SPECIFIC ACCOUNTING AND REPORTING**. The chief financial officer of [Municipality] (the “Finance Officer”) is hereby directed to maintain sufficient specific detailed accounting records to satisfy the requirements of the grantor agency and the grant agreements. The Finance Officer is hereby directed to report the financial status of the expenditure of ARPA Funds to the Council on a quarterly basis.

**SECTION 7. SEVERABILITY.** Should any section, phrase, sentence, or portion of this Ordinance be found invalid by a court or competent jurisdiction, such finding shall not invalidate the remaining portions.

**DONE AND RATIFIED IN COUNCIL** assembled this \_\_\_ day of \_\_\_\_\_\_\_\_\_, 20\_\_\_.

## [MUNICIPALITY]

[SIGNATURE BLOCK]

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

# [CLERK]

First Reading:

Final Reading:

**EXHIBIT A**

**BUDGET AMENDMENT SUMMARY**

|  |  |  |  |
| --- | --- | --- | --- |
|   | **2021/2022 ADOPTED BUDGET** | **2021/2022 AMENDED BUDGET** | **DIFFERENCE** |
| **Revenues** |   |   |   |
| American Rescue Plan Allocation | $ | $ | $ |

|  |  |  |  |
| --- | --- | --- | --- |
| **Expenditures** | **2021/2022 ADOPTED BUDGET** | **2021/2022 AMENDED BUDGET** | **DIFFERENCE** |
|  | $  | $  | $ |
|  | $  | $  | $ |

|  |  |  |  |
| --- | --- | --- | --- |
| **Capital Projects** | **2021/2022 ADOPTED BUDGET** | **2021/2022 AMENDED BUDGET** | **DIFFERENCE** |
|  | $ |  | $ |  | $ |
|  | $ |  | $ |  | $ |