

RESOLUTION NO. 20-45 (As Revised 4/21/2020)

OFFERED BY: MR. FOSTER

A RESOLUTION AUTHORIZING THE CITY MANAGER TO IMPLEMENT A TEMPORARY SMALL BUSINESS UTILITY RELIEF PROGRAM DUE TO THE COVID-19 PANDEMIC; AND DECLARING AN EMERGENCY.

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and

WHEREAS, on March 9, 2020, Governor Mike DeWine, signed an Executive Order declaring a State of Emergency for the entire State of Ohio in relation to COVID-19 pursuant to the Governor's authority vested in him by the Constitution, the laws of the State of Ohio and in accordance with Revised Code section 5502.22; and

WHEREAS, on March 15, 2020, Craig A. Shubert, Mayor of the City of Hudson, Ohio, along with Jane Howington, its City Manager, in accordance with the Hudson Emergency Operations Plan, declared that a state of emergency existed in the city due to the threat of COVID-19; and

WHEREAS, on March 22, 2020, the Ohio Department of Health issued a Director's Order ordering, effective March 23, 2020, that all persons in the State of Ohio stay at home unless they are engaged in certain limited activities, as defined in the stay at home order, through April 6, 2020 (the "Stay at Home Order"). Thereafter, through a separate Director's Order, the Stay at Home Order was extended through May 1, 2020; and

WHEREAS, COVID-19 and the Stay at Home Order have caused a negative economic impact on the local community and threaten the continued existence of the small businesses operating within the City due to the inability for said businesses to operate in light of the consumer behavioral changes necessitated by the COVID-19 disease pandemic; and

WHEREAS, this Council finds and concludes that, for the greater economic health of the City of Hudson and its small businesses, a temporary utility relief program shall be instituted to relieve small businesses of their obligation to pay for City of Hudson owned and operated utility service for those utility service bills that become due in April and May 2020; and

WHEREAS, this Council finds and concludes that the above described utility relief program is not intended to benefit landlords who do not otherwise operate a separate commercial entity (outside of real estate leasing services) on site or within the City of Hudson.

NOW, THEREFORE, BE IT RESOLVED by the Council of Hudson, Summit County, State of Ohio, that:

Section 1. The City Manager is hereby authorized to implement and administer a temporary small business utility bill relief program in accordance with both the recitals above and the application form attached hereto as Exhibit A, “2020 Application and Eligibility Guidelines for Small Business Utility Relief Program.”

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health and welfare and for the further reason that it is immediately necessary in order to retain employment opportunities and protect local small businesses during the uncertain economic time of a disease pandemic; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council, except that six (6) affirmative votes shall be required if all members are present; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

\_\_\_\_\_  
Craig A. Shubert, Mayor

ATTEST:

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution No. 20-45 was duly passed by the Council of said Municipality on \_\_\_\_\_, 2020.

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

First Reading: April 7, 2020  
Second Reading: April 21, 2020



## 2020 Application and Eligibility Guidelines for Small Business Utility Relief Program

Submit application online at: <https://app.smartsheet.com/b/form/f31ce420739446ec8f689a8b0a83ade3>

The City of Hudson is pleased to offer Hudson Small Businesses financial relief from City of Hudson owned and operated utilities. This program is intended to assist small Hudson businesses that have suffered significant revenue loss due to the COVID-19 crisis. The program is not intended for larger businesses nor professional-type businesses (attorneys, accountants, engineers, etc). This program also excludes home-based businesses. The specific criteria for “small business” is requested during the application process. More information on the qualification process may be found by reaching out to the City of Hudson or reviewing the legislation authorizing this utility relief program.

If you are a business tenant and are applying on behalf of your landlord or another account holder, it is your responsibility to ensure that you receive proper credit or equivalent financial benefit from your landlord. You will attest to this during the application process.

Before you begin completing this application, please have your utility account number available (or if a business tenant, the landlord’s utility account number).

**THIS APPLICATION MUST BE SUBMITTED NO LATER THAN JUNE 10, 2020.**

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### ELIGIBILITY GUIDELINES

To be eligible you must meet the criteria of one of the following:


1. Have total business revenue of \$2,000,000 or less per year. 2. Employ 20 or less full-time employees or full-time equivalents. See full-time employee conversion guide: <https://hr.fsu.edu/PDF/Publications/FTEConversionTable.pdf>. Note: If neither applies, select that box and provide clarification on why you would like your small business to be considered for the relief program, explaining in the following section a description of your business and reason you believe your business is eligible. Please select one of the following criteria:

My small business employs 20 full-time employees (or full-time equivalents) or less.

My annual business revenue was \$2,000,000 or less for most current fiscal year-end.

Neither applies (also complete the next box)

Neither applies: Provide a description of your business to supplement the above eligibility



guidelines and explain why your business qualifies for relief.

SIC Code

Please enter your business code defined by SIC: <https://www.naics.com/sic-codes-industry-drilldown/>

What is your business type?\*

Grocery  Healthcare  Manufacturing  Retail  Restaurant  Service Business   
Technology  Other (if other complete next box)

Other business type:

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## APPLICANT INFORMATION

Business Name\*

Owner's Name\*

Hudson Business Address\*

Business address must be within City of Hudson limits.



Best Phone Number to Contact\*

Email Address\*

Email you would like notifications sent to regarding this application.

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## COMPLETE THIS SECTION IF YOU ARE A TENANT (and utility accounts are not in your name)

I am a tenant applying for relief and attest: 1) I understand I am responsible for notifying my landlord that I have applied for the Utility Relief Program. 2) If my landlord receives utility relief, then I understand that I am responsible for asking my landlord to provide me or my entity with financial relief equivalent to that which my landlord saved on Hudson utility payments due to my application.

Please check this box to attest.

This serves as the Tenant's Digital Signature:

This signature attests my understanding that I am responsible for asking my landlord to provide my entity with financial relief equivalent to that which my landlord saved on Hudson utility payments due to my application. Applicant further understands and agrees that the City of Hudson is not responsible for collecting on behalf of and/or guaranteeing that tenants, who are not the named holder of a Hudson utility account, receive financial relief equivalent to that which their landlord may receive from this utility relief program.

This serves as the Landlord's Digital Signature (optional)

I am tenant's landlord and attest I will pass down the utility relief credit received to this tenant.

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## UTILITY INFORMATION

Business must be a City of Hudson water customer and/or Hudson Public Power customer.

Utility Account Number(s)\*

Name Utility Account is Under\*

What Hudson Utilities do you have?\*

Electric  Water  Both

Business is applying for utility relief of \$200. I understand that if my bill is less than \$200 in a given month a credit will remain on my account until the full \$200 is credited.

Utility Relief not to exceed \$200\*

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## ATTEST TO THE ACCURACY OF THIS INFORMATION

I attest that the information contained in this form is accurate to the best of my knowledge:

Please check this box to attest\*

Name of Individual Completing This Form\*

(This serves as your digital signature).

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Send me a copy of my responses

Submit

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