

RESOLUTION NO. 10 of 2022
**A Resolution of the City Council of the City of Nanticoke Approving and
Establishing Premium Pay to Essential City Employees Using Funds
Received Under the American Rescue Plan Act of 2021**

WHEREAS, the American Rescue Plan Act of 2021 (“ARPA”) was signed into law on March 11, 2021. The ARPA rules are very instructive and specific in limiting the purposes for which municipal governments may spend ARPA funds.

WHEREAS, the City of Nanticoke, Luzerne County, Pennsylvania has received ARPA funding from the United States Treasury and has identified premium pay for essential municipal employees as an authorized use of ARPA funds.

WHEREAS, ARPA defines “Essential Worker” to include any work performed by an employee of local government needed to maintain continuity of operations and defines “Essential Work” as “work involving regular in-person interactions or regular physical handling of items that were also handled by others.

WHEREAS, the City of Nanticoke employees provided (and continue to provide) essential government services during the pandemic risking exposure to COVID-19 and many City of Nanticoke employees did indeed contract COVID -19.

WHEREAS, The Councilmembers of the City of Nanticoke believe that the heightened health risk which the City of Nanticoke employees endured (and continue to endure) during the pandemic relative to their compensation supports the passing of this Resolution.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Nanticoke hereby resolves and authorizes the use of ARPA funds to establish and make disbursements of premium pay to all essential City employees based upon the following criteria and conditions:

1. Employees who are Full Time (pension contribution eligible) and continuously employed by the City from the period of April 1, 2020 to October 1, 2021 shall receive a one-time payment of \$2,600.00 less standard deductions for taxes.
2. Full Time Employees who were hired after April 1, 2020 will receive a one-time pro-rata payment less standard deductions for taxes based upon the date of hire.
3. Part Time Employees paid at an hourly rate shall receive a one-time payment less standard deductions for taxes based upon hours actually worked. Part time employees shall receive premium pay of \$1.25 per hour for each hour actually worked from the period of April 1, 2020 to October 1, 2021 in an amount not to exceed \$2,600.00 before standard deductions.
4. The following part-time employees who were/are paid a base rate per inspection and were continuously employed by the City from April 1, 2020 to October 1, 2021 shall receive a one-time payment of \$1,000.00 less standard deductions for taxes.

a. Health Officer

5. Any part-time employees paid at a base rate per inspection as set forth in #4 above, hired after April 1, 2020 will receive a one-time pro-rata payment less standard deductions for taxes based upon the date of hire.
6. Any employee who worked in multiple departments during the relevant time period is eligible for one (1) premium payment only.

THAT, if any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be unconstitutional or otherwise illegal or unenforceable, such decision shall not affect the validity of the remaining portions of this Resolution; and

THAT, this Resolution shall be effective immediately upon passage.

THAT, The City Council hereby instructs and authorizes the City Manager to carry out the terms of this Resolution and make payments as set forth herein as soon as is practicable.

BE IT RESOLVED AND IT IS HEREBY RESOLVED THIS 16th day of March 2022, by the City Council of the City of Nanticoke.

Adopted this 16th day of March, 2022.

Jennifer W. Polito, City Clerk

William Brown
President of Council