

# COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2016-81

By Nick Haschka Sponsored By Mayor Cyril M. Kleem  
AN ORDINANCE

## AUTHORIZING THE MAYOR OF THE CITY OF BEREA TO ENTER INTO A CONTRACT WITH THE GENERAL HEALTH DISTRICT OF CUYAHOGA COUNTY, OHIO, PROVIDING FOR HEALTH SERVICES FOR THE CITY OF BEREA FOR THE YEAR 2017, AND DECLARING AN EMERGENCY.

WHEREAS, a proposed contract between the General Health District of Cuyahoga County, Ohio, and the City of Berea, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference, has been presented to the Council providing for health services for the City of Berea for the Year 2017; and

WHEREAS, by the provisions of said contract, the General Health District of Cuyahoga County agrees to provide through the District Board of Health of Cuyahoga County, all necessary medical, nursing, sanitary, laboratory and such other health services as are required by the Statutes of the State of Ohio; and

WHEREAS, according to the terms of said contract, the City of Berea agrees, in return for the health services which will be provided by the District Board of Health of Cuyahoga County for the Year 2017, to pay the said District the sum of Seventy Eight Thousand Six Hundred Sixty-Three Dollars (\$78,663.00) in equal semi-annual installments of Thirty Nine Thousand Three Hundred Thirty-One Dollars and Fifty Cents (\$39,331.50) from the regular tax settlement to be made for said City for the Year 2017.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Berea, State of Ohio:

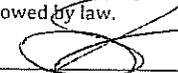
SECTION 1. That the Mayor of the City of Berea, Ohio, be and he hereby is authorized and directed to enter into a contract with the General Health District of Cuyahoga County for health services for the City of Berea for the Year 2017 in the form attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2. That the Director of Finance be, and hereby is authorized and directed to pay out the contract sum of Seventy Eight Thousand Six Hundred Sixty-Three Dollars (\$78,663.00) in equal semi-annual installments of Thirty Nine Thousand Three Hundred Thirty-One Dollars and Fifty Cents (\$39,331.50), and to charge the same to, and the funds therefor are hereby appropriated from the General Fund, designated for accounting purposes as Fund No. 100 for the purposes as set forth in Section 1 above.

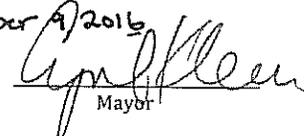
SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare or providing for the usual daily operation of a municipal department, and for the further reason that the contract must be in place before January 1, 2017. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: November 7, 2016

  
President of Council

ATTEST:   
Clerk of Council

APPROVED: November 9, 2016  
  
Mayor

Approved as to Form:

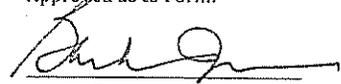
  
Director of Law

Exhibit "A"  
2016-81

CONTRACT FOR PUBLIC HEALTH SERVICES  
(City with a General Health District - Authority--Sec.3709.08 O.R.C.)

WHEREAS, the District Advisory Council of the Cuyahoga County, Ohio, General Health District, at a meeting held March 21, 2016, by a majority vote of members representing the townships and villages did vote affirmatively on the question of providing public health services to the City of Berea, Ohio, and did authorize the Chairman of the District Advisory Council to enter into a contract with the Mayor of Berea, Ohio, for providing public health services therein; and

WHEREAS, the Council of the City of Berea, at a Council meeting held ~~November 7, 2016~~, by majority vote of all members did vote affirmatively on the question of contracting with the District Advisory Council of the Cuyahoga County General Health District for providing public health services to the City of Berea and did authorize the Mayor to enter into a contract with the Chairman of the District Advisory Council of the Cuyahoga County General Health District to provide public health services.

NOW, THEREFORE, pursuant to such authority, David Smith on behalf of the District Advisory Council of the Cuyahoga County General Health District and Cyril Kleem on behalf of the City of Berea do agree as follows:

The General Health District of Cuyahoga County, Ohio, hereby agrees to provide health services for the City of Berea for the year 2017. These health services will be provided by the District Board of Health of Cuyahoga County and will include all necessary medical, nursing, sanitary, laboratory and such other health services as are required by the Statutes of the State of Ohio. Air pollution enforcement services, as described in Chapter 3704 of the Ohio Revised Code, will be conducted through the designated agent, the Cleveland Division of Air Pollution Control. This authorization is contingent upon renewal of the contract between the Ohio EPA and the City of Cleveland and satisfactory performance of the contract terms and conditions regarding air pollution control in Cuyahoga County. The Board of Health reserves the right to alter, modify or amend this contract provision with notice to the City.

The City of Berea hereby agrees, in return for the health services which will be provided by the District Board of Health of Cuyahoga County for the year 2017, to pay to the Cuyahoga County General Health District the sum of Seventy Eight Thousand Six Hundred Sixty Three Dollars (\$78,663.00). This sum of Seventy Eight Thousand Six Hundred Sixty Three Dollars (\$78,663.00) the City of Berea hereby directs the Fiscal Officer of Cuyahoga County to place to the credit of the District Health Fund of Cuyahoga County, and the Fiscal Office of Cuyahoga County is hereby authorized to deduct said sum of Seventy Eight Thousand Six Hundred Sixty Three Dollars (\$78,663.00) in equal semi-annual installments of Thirty Nine Thousand Three Hundred Thirty One Dollars and Fifty Cents (\$39,331.50) from the regular tax settlement to be made for said city for the year 2017. This contract shall be in full force and effect from January 1, 2017 through December 31, 2017.

This agency is an equal provider of services and an equal employment opportunity employer-Civil Rights Act 1964

IN WITNESS WHEREOF, we hereunder subscribe our names.

City of Berea -  
By Cyril Kleem  
Mayor  
Date 11-9-16

Cuyahoga County General Health District  
By \_\_\_\_\_  
Chairman, District Advisory Council  
Date \_\_\_\_\_