

ORDINANCE NO. 99 -06

By: Matthew J. Lampke

An Ordinance to authorize the Mayor and Auditor to execute an agreement for the year ending December 31, 2007 on behalf of the City of Bexley Board of Health with the Franklin County Board of Health for the provision of all public health services of the Bexley Board of Health and to declare an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the Mayor and Auditor are hereby authorized to execute an agreement on behalf of the City Board of Health with the Franklin County Board of Health for the provision of all public health services of the Bexley Board of Health in a form approved by the City Attorney.

Section 2. That this Ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being the need to assure uninterrupted public health services to resident of the City, and shall go into effect as of January 1, 2007, upon its passage and approval by the Mayor.

Passed: 6.12, 2006

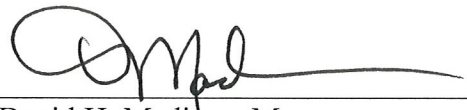


President of Council

Attest: 

Clerk of Council

Approved: 6.12, 2006



David H. Madison, Mayor

11-28-06 First Reading
12-12-06 Second Reading
12-19-06 Third Reading
6-12-07 Removed from table.
Passed

CONTRACT

BETWEEN THE CITY OF BEXLEY, OHIO AND THE FRANKLIN COUNTY BOARD OF HEALTH.

This contract is made and entered into by and between the City of Bexley, Ohio, a municipal corporation constituting a City Health District, and the Franklin County Board of Health, pursuant to Ohio Revised Code sections 3709.08 and 3709.281.

WITNESSETH

SECTION 1. The Franklin County Board of Health, in consultation with the City of Bexley and the Bexley Board of Health shall, for the consideration hereinafter stated, furnish to the City of Bexley, Ohio, and the inhabitants thereof, all such public health services as are furnished by said Board to all villages and townships and the inhabitants thereof, of Franklin County, Ohio. Said services as are furnished shall include the following Minimum Public Health Standards for Local Health Departments, as allowed by law according to the most current Ohio Revised Code statutes:

- 3701-36-04 Protect people from disease and injury
- 3701-36-05 Monitor health status
- 3701-36-06 Assure a safe and healthy environment
- 3701-36-07 Promote healthy lifestyles
- 3701-36-08 Address the need for personal health services
- 3701-36-09 Administer the health district

Also, any other services that are provided by the Franklin County Health Department, including the enforcement of the following Franklin County Board of Health Regulations:

- (701) Household Sewage Disposal Systems
- (703) Plumbing
- (709) Rabies Control Regulation
- (710) Housing Maintenance and Occupancy
- (712) Rat Control
- (715) Dead Animals
- (716) Weeds
- (717) Manure
- (718) Nuisance
- (719) Approval of Building Plans
- (800) Comprehensive Solid Waste Regulations
- (803) Waste Haulers

The City of Bexley, Ohio, shall adopt, according to law, the current version of the above-described regulations of the Franklin County Board of Health.

Such services shall be rendered, if appropriate and necessary, when requested by the citizens of Bexley, Ohio, officials of city government, the Bexley Board of Health, school authorities or medical personnel practicing in or around the City of Bexley, Ohio or when required by state statute.

The City Attorney of Bexley, Ohio shall be primarily responsible for the litigation of Health Regulations within the corporate limits of said political subdivision.

SECTION 2. Said public health services shall be furnished beginning January 1, 2007 and ending December 31, 2007 provided, however, that either party to this agreement shall have the right to cancel the same upon four months written notice and the parties hereto may, by mutual written agreement, modify the terms of this agreement.

SECTION 3. The Franklin County Health Department shall render a report quarterly to both the President of the Bexley Board of Health and the Mayor on all services directly rendered to the citizens of Bexley. Such a report shall describe the type of service, where and for whom the service was rendered, and the number of cases, visits or other appropriate work units.

SECTION 4. The City of Bexley, Ohio shall pay to the Franklin County Board of Health for said public health services furnished the City of Bexley, Ohio and the inhabitants thereof, such sum or sums of money based on a per capita rate as would be charged against municipal corporations composing the Franklin County Board of Health at a per capita rate of \$5.13.

SECTION 5. Said sum or sums of money shall be paid by the said City of Bexley, Ohio to the Franklin County Board of Health by the Franklin County Auditor's Office by deducting the fee from the Real Estate Tax Settlement for the City of Bexley, Ohio pursuant to Ohio Revised Code 3709.08 and 3709.28, not to exceed the sum of \$67,993.02, notwithstanding any fee established pursuant to the sections set forth below.

SECTION 6. In any instance where the Franklin County Board of Health expends funds to abate a nuisance pursuant to Section 1, above, within the City of Bexley, Ohio, the Franklin County Board of Health may invoice the City of Bexley, Ohio for the costs of such nuisance abatement. Further, the City of Bexley, Ohio, shall pay, in addition to those sums set forth in Section 5, above, to the Franklin County Board of Health the cost to abate the nuisance. The Franklin County Board of Health agrees to certify such nuisance abatement costs to the Franklin County Auditor to be recorded as a lien upon the property and shall reimburse all funds recovered under such a lien to the City of Bexley, Ohio.

SECTION 7. This contract is approved by a majority of the members of the legislative authority of the City of Bexley, pursuant to the provisions of Ordinance _____ dated _____, and by the Chairman and a majority of the members of the District Advisory Council of the Franklin County General Health District.

SECTION 8. The City of Bexley, Ohio has determined that the Franklin County Board of Health is organized and equipped to adequately provide the service, which is the subject of this contract. Pursuant to Ohio Revised Code section 3709.08 or 3709.281, the Franklin County Board of Health shall have all the powers and perform all the duties required of the board of health of city health district within the jurisdiction of the City of Bexley. Further, the Franklin County Board of Health shall receive any and all State Health District Subsidy Funds paid to the City of Bexley Health District pursuant to Ohio Revised Code section 3709.32.

IN WITNESS WHEREOF, the parties to this agreement have hereunto set their hands and seals and have executed this agreement the day and date written below.


DISTRICT ADVISORY COUNCIL OF THE
FRANKLIN COUNTY GENERAL HEALTH DISTRICT

Chairperson Date

FRANKLIN COUNTY BOARD OF HEALTH

Susan A. Tilgner, M.S., R.D., L.D., R.S. Date
Health Commissioner

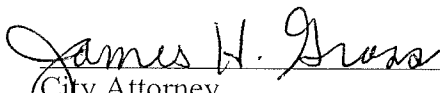
THE CITY OF BEXLEY, OHIO



Mayor Date 6/15/07

APPROVED AS TO FORM

Nick A. Soulas, Jr. Date
Assistant Prosecuting Attorney
Franklin County, Ohio
Attorney for the District Advisory
Council of the Franklin County
General Health District



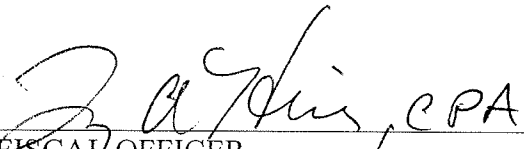
City Attorney Date 6/15/07
City of Bexley, Ohio

APPROVED BY THE OHIO DEPARTMENT OF HEALTH

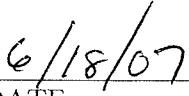
Director of Health Date

FINANCIAL CERTIFICATE

It is hereby certified that the amount required to meet the contract agreement, obligation, payment of expenditure for the above has been lawfully appropriated, authorized or directed for such purpose and is in the treasury or in the process of collection to the credit of the proper fund and is free from any obligation or certificated now outstanding.



FISCAL OFFICER
City of Bexley, Ohio



DATE

**FRANKLIN COUNTY BOARD OF HEALTH
HEALTH SERVICES CONTRACT**

Between the:

*The Franklin County Board of Health
280 East Broad Street
Columbus, Ohio 43215*

Phone (614) 462-3160 / Fax (614) 462-6672

and

*The City of Bexley, Ohio
2242 East Main Street
Columbus, Ohio 43209*