

ORDINANCE NO. 41-11

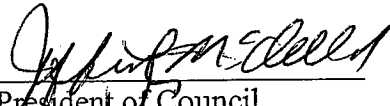
By: Jed Morrison

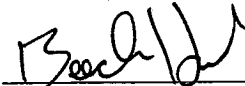
An ordinance to authorize the Mayor and Auditor to execute contracts on behalf of the City with the Franklin County Board of Health for the provision of all public health services of the City of Bexley and for the provisions of all plumbing inspection services.

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

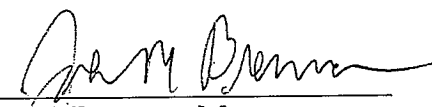
Section 1. That the Mayor and Auditor are hereby authorized to execute contracts on behalf of the City with the Franklin County Board of Health for supplemental health services and plumbing inspections for calendar year 2012. The City of Bexley, through the Building Department, shall issue permits and collect fees for such plumbing inspections. The fee to be charged shall be the most current fee charged by the Franklin County General Health District. The City of Bexley shall forward sixty (60) percent of all plumbing fees collected to the Franklin County General Health District after the monthly statements of the amount due. The sum of fees paid to Franklin County General Health District upon receipt of semi-annual invoices by Franklin County Board of Health for 2012 shall not exceed \$74,816.61, notwithstanding any fee established. The Health Department shall render a report quarterly to the Mayor/Service Director on all services rendered to the City of Bexley regarding any plumbing service.

Passed: 11-7, 2011

  
President of Council

Attest:  for Gary Qualmann  
Clerk of Council

Approved: 11/7, 2011

  
John M. Brennan, Mayor

First Reading 10-11-11  
Second Reading 10-25-11  
Third Reading 11-7-11

**FRANKLIN COUNTY PUBLIC HEALTH  
2012 HEALTH SERVICES CONTRACT**

Between the:

The District Advisory Council  
of the Franklin County General Health District  
280 East Broad Street  
Columbus, Oh 43215

*and*

The City of Bexley, Ohio  
2242 E. Main Street  
Bexley, OH 43209

Contact us at: (614) 525-3160 / Fax (614) 525-6672  
[www.myfcph.org](http://www.myfcph.org)

**CONTRACT**

BETWEEN THE CITY OF BEXLEY, OHIO AND THE DISTRICT ADVISORY COUNCIL OF THE FRANKLIN COUNTY GENERAL HEALTH DISTRICT.

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 District Advisory Council of the Franklin County General Health District pursuant to Ohio Revised Code section 3709.08.

**WITNESSETH**

**SECTION 1.** The District Advisory Council of the Franklin County General Health District shall, for the consideration hereinafter stated, furnish to the City of Bexley, Ohio, and inhabitants thereof, all such public health services as are furnished by said Council to all villages and townships and the inhabitants thereof, of Franklin County, Ohio. Said services shall include the following Minimum Public Health Standards for Local Health Departments, as allowed by law according to the most current Ohio Administrative 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, the Franklin County General Health District shall provide other services, including the enforcement of the following Franklin County Public Health Regulations:

- (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
- (720) Household Sewage Treatment Systems
- (800) Comprehensive Solid Waste Regulations
- (803) Waste Haulers

Franklin County Public Health, if designated or authorized by the City's laws, codes or ordinances, will assist in the enforcement of Sections 519.09-519.11, Animal Control Ordinances.

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

Such services shall be rendered, if appropriate and necessary, when requested by the citizens of Bexley, Ohio, officials of city government, 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 responsible for any litigation involving enforcement of Health Regulations within the corporate limits of said political subdivision.

This Agreement and any claims arising in any way out of this Agreement shall be governed by the laws of the State of Ohio. Any litigation arising out of or relating in any way to this Agreement or the performance hereunder shall be brought only in an Ohio court of competent jurisdiction in Franklin County, Ohio, and the City of Bexley hereby irrevocably consents to such jurisdiction.

**SECTION 2.** Said public health services shall be furnished beginning January 1, 2012 and ending December 31, 2012 provided, however, that either party to this agreement shall have the right to cancel the same upon four (4) months written notice and the parties hereto may, by mutual written agreement, modify the terms of this agreement.

**SECTION 3.** The Health Department shall render a report quarterly to the Mayor/City Manager 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 General Health District for said public health services furnished to 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 General Health District at a per capita rate of \$5.73.

**SECTION 5.** Said sum or sums of money shall be paid by the said City of Bexley, Ohio to said Franklin County General Health District upon receipt of semi-annual

invoices by the Franklin County Board of Health on the first day of January, and June, 2012. The sum for 2012 shall not exceed \$74,816.61, notwithstanding any fee established pursuant to the sections set forth below.

**SECTION 6.** In any instance where the Franklin County General Health District expends funds to abate a nuisance pursuant to Section 1, above, within the City of Bexley, Ohio, the Franklin County General Health District 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 General Health District the cost to abate the nuisance.

The Franklin County General Health District 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.

#### **PLUMBING INSPECTION SERVICES:**

**SECTION 7.** The District Advisory Council of the Franklin County General Health District shall, for the consideration hereinafter stated, furnish to the City of Bexley, Ohio, all plumbing inspections as are furnished to all inhabitants within the general health district of Franklin County. Inspectors are to be state certified by the Ohio Department of Commerce.

**SECTION 8.** The City of Bexley, Ohio, through its Building Department, shall issue permits and collect fees for such plumbing inspections. The fee to be charged shall be the most current fee charged by the Franklin County General Health District. The City of Bexley, Ohio, shall forward sixty (60) percent of all plumbing inspection fees collected by them to the Franklin County General Health District after said Health District has submitted monthly statements of the amount due. The City of Bexley, Ohio shall pay said amount, within thirty (30) days after receipt of said statement.

**SECTION 9.** 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 \_\_\_\_\_.

**SECTION 10.** The City of Bexley, Ohio has determined that the District Advisory Council of the Franklin County General Health District is organized and equipped to adequately provide the service that is the subject of this contract. Pursuant to Ohio Revised Code section 3709.08, the Franklin County General Health District shall have all the powers and perform all the duties required of a board of health of the city health district within the jurisdiction of the City of Bexley.