

**FRANKLIN COUNTY PUBLIC HEALTH  
2017 HEALTH SERVICES CONTRACT**

Between:

The Board of Health  
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 AND FRANKLIN COUNTY PUBLIC 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 Board of Health of the Franklin County General Health District ("Franklin County Public Health"), as approved by the District Advisory Council of the Franklin County General Health District pursuant to Ohio Revised Code section 3709.08, and pursuant to Ohio Revised Code Section 3709.281.

## **WITNESSETH**

**SECTION 1.** Franklin County Public Health shall, for the consideration hereinafter stated, furnish to the City of Bexley, Ohio, and inhabitants thereof, all such public health services as are furnished to all villages and townships and the inhabitants thereof, of Franklin County, Ohio. Said services shall include all services as allowed by law according to the most current version of the Ohio Revised Code. Said services shall include the minimum standards and optimal achievable standards for boards of health and local health departments pursuant to Ohio Revised Code Section 3701.342. Said services shall include enforcement of all rules and regulations as allowed by law according to the most current version of the Ohio Administrative Code.

Also, Franklin County Public Health shall provide other services, including the enforcement of the following Franklin County Public Health Regulations:

- (100) Definitions
- (101) Collection Vehicle Registration, Inspection and Operation for Prevention of Nuisances
- (102) Property Health and Sanitation
- (103) Plumbing for Commercial, Public and Residential Buildings and Places
- (104) Rabies Control
- (105) Approval of Building Plans
- (106) Sewage Treatment Systems
- (199) Administration and Enforcement

Pursuant to Revised Code 3709.08(C), once the director of health determines that Franklin County Public Health is organized and equipped to provide the services, the Franklin County Board of Health shall have the powers and shall perform all the duties required of the board of health or the authority having the duties of a board of health within the City of Bexley. And, the current version of the above-described regulations of Franklin County Public Health shall apply to and be enforceable within the jurisdiction of the Franklin County Board of Health, including the Franklin County General Health District and the City of Bexley.

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, 2017 and ending December 31, 2017 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.** Franklin County Public Health will provide ongoing communication with the Mayor/City Manager and his or her designees through a webinar or conference call at least quarterly. This communication will provide information on timely public health topics, upcoming events and featured services. Reports and other information about direct services that are being provided to the citizens of Bexley will be provided upon request.

**SECTION 4.** The City of Bexley, Ohio shall pay to Franklin County Public Health 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 \$7.89.

**SECTION 5.** Said sum or sums of money shall be paid by the said City of Bexley, Ohio to said Franklin County Public Health upon receipt of semi-annual invoices by the Franklin County Board of Health on the first day of January, and June, 2017. The sum for 2017 shall not exceed \$103,153.86, notwithstanding any fee established pursuant to the sections set forth below.

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

Franklin County Public 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.

**PLUMBING INSPECTION SERVICES:**

**SECTION 7.** Franklin County Public Health 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 Franklin County Public Health is organized and equipped to adequately provide the service that is the subject of this contract.

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

DISTRICT ADVISORY COUNCIL OF THE  
FRANKLIN COUNTY GENERAL HEALTH DISTRICT

\_\_\_\_\_  
Chairperson Date

FRANKLIN COUNTY PUBLIC HEALTH

\_\_\_\_\_  
Susan A. Tilgner, MS, RD, LD, RS Date  
Health Commissioner

THE CITY OF BEXLEY, OHIO

\_\_\_\_\_  
Mayor Ben Kessler Date

APPROVED AS TO FORM:

Ron O'Brien  
Prosecuting Attorney  
Franklin County, Ohio

\_\_\_\_\_  
Assistant Prosecuting Attorney Date  
Attorney for the District Advisory  
Council of the Franklin County General Health District

\_\_\_\_\_  
City Attorney Date  
City of Bexley, Ohio

**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