

ORDINANCE NO. 24-001

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE ERIE COUNTY BOARD OF HEALTH FOR ENVIRONMENTAL AND HISTORICAL REVIEW SERVICES TO BE PROVIDED BY CITY EMPLOYEES AND REIMBURSED UTILIZING OHIO LEAD SAFE HOME GRANT FUNDS AND UNITED STATES DEPARTMENT OF AGRICULTURE RURAL HOME PRESERVATION GRANT FUNDS; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the Board of Health has been awarded \$1,440,000 in Ohio Lead Safe Home grant funds from the Ohio Department of Health and \$510,000 from the Ohio Department of Development to remove or enclose lead paint hazards in residential properties in Erie, Ottawa, Sandusky, Huron and Lorain Counties; and

WHEREAS, the Board of Health has also been awarded \$135,000 from the United States Department of Agriculture Home Preservation Grant Program to remove safety and health hazards from homes within Erie County Health District; and

WHEREAS, the City has employees knowledgeable in the preparation of residential housing unit Environmental and Historical Assessments and the County desires to utilize the City's qualified employees to perform Environmental and Historical Reviews; and

WHEREAS, the City has performed these services in the past for the Erie County Board of Health and the previous Memorandum of Understanding expired December 31, 2023; and

WHEREAS, the City will be reimbursed by the Erie County Board of Health for services performed at the cost of \$350.00 per unit for a total amount not to exceed \$122,500.00 utilizing the grant funds; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules and in accordance with Section 14 of the City Charter in order to immediately execute the MOU as the prior agreement expired on December 31, 2023, and to allow for the continuation of services; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments, including the Department of Community Development, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and **NOW, THEREFORE,**

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BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to enter into a Memorandum of Understanding with the Erie County Board of Health for environmental and historical review services to be provided by City's employees and reimbursed utilizing Ohio Lead Safe Home Grant Funds and United States Department of Agriculture Home Preservation Grant Funds, a copy of which is marked Exhibit "A" and is attached to this Ordinance and is specifically incorporated as if fully rewritten herein.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: January 8, 2024

**MEMORANDUM OF UNDERSTANDING BETWEEN
THE ERIE COUNTY GENERAL HEALTH DISTRICT AND
THE CITY OF SANDUSKY**

1. This memorandum of understanding is between the Erie County Board of Health (BOH) and the City of Sandusky (City).
2. The BOH has been awarded \$1,440,000 in Ohio Lead Safe Home grant funds from the Ohio Department of Health and \$510,000 from the Ohio Department of Development to remove or enclose lead paint hazards in residential properties in Erie, Ottawa, Sandusky, Huron and Lorain Counties
3. The BOH has also been awarded \$135,000 from the USDA to remove safety and health hazards from homes within Erie County Health District.
4. The City has employed professional staff knowledgeable in the preparation of residential housing unit Environmental and Historical Assessments.
5. The City will maintain credentials and licensing for all employees engaged in work under the umbrella of this Memorandum of Understanding.

Service	Quantity	Unit Cost
HUD and USDA Format Environmental Reviews for Categorical Exclusions with Ohio Historical Review	Not to exceed 350	\$350.00

6. On or before the 3rd Monday of each month, the City may submit an invoice to the BOH for all services performed in the period preceding the invoice date.
7. Approved invoice submissions will be approved by the Board of Health for payment at the regularly scheduled monthly BOH meetings. Checks will be cut and released for payment within 14 days of BOH approval.
8. Either party may cancel this agreement by giving the other party written notice, after such notice is given this memorandum will become null and void on a mutually agreed upon date or 60 days from date of original notice which ever come first.
9. This understanding will commence upon execution and cover reviews received and reviewed on or after 1/1/2024. The understanding will expire on December 31, 2025.

Peter T. Schade, Health Commissioner

Date

John Orzech, City Manager

Date