

ORDINANCE NO. 2023.07

AN ORDINANCE AUTHORIZING THE CREATION OF THE ONEOHIO OPIOID SETTLEMENT FUND NO. 211, AND DECLARING AN EMERGENCY

WHEREAS, The State of Ohio reached an \$808 million agreement with the three largest distributors of opioids; and

WHEREAS, The State developed the OneOhio plan, a mechanism to ensure that any money from a negotiated settlement is distributed fairly to the communities hit hardest by the opioid crisis; and

WHEREAS, the settlement agreement allocates 30% to local governments (LG Share), 55% to a foundation that will distribute funds to projects, and 15% to the Office of the Ohio Attorney General as Counsel for the State of Ohio; and

WHEREAS, Sunbury City Council passed Resolution No. 2022.02 on April 20, 2022, authorizing the Council to participate in the Region 18 governance structure under the OneOhio Memorandum of Understanding, and

WHEREAS, Ohio Rev. Code 5705.09(F) requires subdivisions to establish separate funds for each class of revenue derived from a source other than the general property tax; and

WHEREAS, Ohio Rev. Code 5705.10(I) further requires the taxing authority of a subdivision to establish, with the approval of the Auditor of State, a separate fund for money derived from specified sources other than the general property tax; and

WHEREAS, The Auditor of State recommends that each participating subdivision accepting the Funds provide by a written ordinance that the LG Share of the OneOhio Funds shall be placed in a separate fund and used only for the approved purposes as required by the OneOhio MOU.

NOW, THEREFORE, BE IT ORDAINED by the Council for the City of Sunbury, Delaware County, State of Ohio, that:

SECTION I: That the Director of Finance is hereby authorized to establish the OneOhio Opioid Settlement Fund No. 211 to separately account for any moneys received through the OneOhio Opioid Settlement so as to be in compliance with the Ohio Auditor of State (AOS).

SECTION II: That it is found and determined that all formal actions of this Council concerning and relating to the passage 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 121.11 of the Ohio Revised Code.

SECTION III: That this Ordinance is hereby declared to be an emergency measure necessary for the preservations of the public peace, health, safety and welfare of the citizens of the City of Sunbury, to authorize the creation of the OneOhio Opioid Settlement Fund No. 211 to separately account for funds coming to the City through the OneOhio Subdivision Settlement with Janssen/Johnson & Johnson at the earliest possible date and avoid any delay in ability to receive and deposit said funds.

WHEREFORE, this Ordinance shall be in effect and in force immediately from and after its passage.

VOTE ON SUSPENSION OF THE RULES	YEAS	NAYS
	_____	_____
VOTE ON THE EMERGENCY	YEAS	NAYS
	_____	_____
VOTE ON ORDINANCE NO. 2023.07	YEAS	NAYS
	_____	_____

PASSED: _____, 2023

Joseph St. John, Mayor

ATTEST:

Amber Swain, Clerk of Council

CERTIFICATION

I hereby certify on this _____ day of _____, 2023, that the foregoing is a true and accurate copy of the Ordinance passed at the meeting held on _____ 2023, of the Council of the City of Sunbury of the County of Delaware, State of Ohio.

Amber Swain, Clerk of Council