

City of Middleburg Heights, Ohio

Ordinance No. 2022-67

Introduced by: Mr. Bortolotto, Mr. Meany, and Mr. Grech

**AN ORDINANCE
AUTHORIZING THE CREATION OF A
ONEOHIO OPIOID SETTLEMENT FUND FOR
THE CITY OF MIDDLEBURG HEIGHTS**

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, Middleburg Heights City Council passed Resolution No. 2021-57 on August 10, 2021, authorizing the Mayor to enter into the participation agreement and accept the material terms of the OneOhio Subdivision Settlement pursuant to 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.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, CUYAHOGA COUNTY, STATE OF OHIO:

Section 1. That there is hereby established the OneOhio Opioid Settlement Fund to separately account for any moneys received through the OneOhio Opioid Settlement and used only for the approved purposes as required by the OneOhio MOU.

Section 2. That it is hereby 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 any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including chapter 107 of the Codified Ordinances and section 121.22 of Ohio Revised Code.

PASSED 9/13/22

David Bortolotto
PRESIDENT OF COUNCIL

ATTEST:
M. Meola
CLERK OF COUNCIL

PRESENTED TO MAYOR 9/14/22

APPROVED ON: 9-14-22

	YEAS	NAYS
BORTOLOTTA	<u>X</u>	_____
ALI	<u>X</u>	_____
SAGE	<u>X</u>	_____
MEANY	<u>X</u>	_____
MCGREGOR	<u>X</u>	_____
FERENCE	<u>X</u>	_____
GRECH	<u>X</u>	_____

Matthew Castell
MAYOR

I, *Mary Ann Meola* Clerk of the Council of the City of Middleburg Hts., Ohio, hereby certify that Ord. 2022-67 adopted by the Council of the City of Middleburg Hts., on 9/13/22 was posted for a period of fifteen days, beginning 9/14/22 and remained so posted for fifteen days at the two posting places as designated by Charter.

Mary Ann Meola
Clerk

CERTIFICATE

I, *Mary Ann Meola* Clerk of Council of the City of Middleburg Heights, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ord. 2022-67 passed on the 13th day of September 2022 by said Council.

Mary Ann Meola
Clerk of Council