

CITY OF OBERLIN, OHIO

ORDINANCE No. 19-17 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH OBERLIN COMMUNITY SERVICES COUNCIL AND DECLARING AN EMERGENCY

WHEREAS, Oberlin Community Services Council, is a non-profit organization that brings important services to economically disadvantaged persons, and the general public; and

WHEREAS, the City of Oberlin desires to provide funding to said organization in order that those important services are provided to the residents of the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City Manager be, and hereby is, authorized to enter into a contract with Oberlin Community Services Council, whereby the City will provide financial assistance to Oberlin Community Services Council in an amount not to exceed \$53,286, as appropriated in Ordinance No. 18-71 AC CMS, said monies will be used for operating purposes to provide to the residents of Oberlin with various services, including emergency assistance services.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption 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 action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit: to timely provide funds for important contracted services, and shall take effect immediately upon passage.

PASSED: 1st Reading: March 18, 2019 (E)

2nd Reading: _____

3rd Reading: _____

ATTEST:


BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL


BRYAN BURGESS
PRESIDENT OF COUNCIL

POSTED: 03/19/2019

EFFECTIVE DATE: 03/18/2019

AGREEMENT

This Agreement made and concluded at Oberlin, Ohio, this 25th day of March, 2019, by and between the City of Oberlin, an Ohio municipal corporation (hereinafter referred to as CITY), and the Oberlin Community Services Council (hereinafter referred to OCSC).

WITNESSETH:

WHEREAS, the OCSC is a non-profit organization which provides emergency assistance to low-income persons and a general information and referral program and a youth tutoring program which benefits numerous Oberlin residents; and,

WHEREAS, pursuant to Resolutions Nos. R004 CMS and R04-12 CMS, Council has by motion deemed it necessary to appropriate the sum of FIFTY THREE THOUSAND TWO HUNDRED EIGHTY SIX DOLLARS (\$53,286.00) for emergency assistance and a general information and referral program and a youth tutoring program for the residents of the CITY; and,

WHEREAS, the Council of the CITY has deemed it necessary to authorize the City Manager to enter into an agreement with OCSC whereby OCSC will provide such services to the CITY; and,

WHEREAS, the CITY in return for the services to be rendered by OCSC will provide financial and support assistance to the OCSC, which support and assistance has been determined by Council to constitute a proper municipal public purpose.

NOW, THEREFORE, in consideration of the premises herein set forth together with other good and other valuable consideration, it is agreed by and between the parties hereto as follows:

SECTION 1. That for the Fiscal Year 2019, the OCSC will operate an emergency assistance, general information and referral program, and a youth tutoring program in the City of Oberlin, Ohio, and provide those services to the residents of the CITY.

SECTION 2. The CITY will provide OCSC with the sum of FIFTY THREE THOUSAND TWO HUNDRED EIGHTY SIX DOLLARS (\$53,286.00) towards the cost of operating said program within the CITY payable in two annual installments.

SECTION 3. Upon request, the OCSC will provide the CITY with periodic reports and will allow the CITY to review its financial records, in order to assure the CITY that the services contemplated are, in fact, being satisfactorily and efficiently provided and that the Funds are being used in the manner provided for in this Agreement..

SECTION 4. The OCSC shall at all times during fiscal year 2019, carry maintain public liability insurance in amount and form as approved by the CITY, and agrees to hold harmless, defend and indemnify the CITY from any and all losses, claims, damages, cases of action and judgments arising out of or resulting from the operation of said services.

IN WITNESS WHEREOF, the parties have hereunto set their hands to duplicates hereof the day and year first above mentioned.

IN THE PRESENCE OF:

Shundra Phillips
Witness

THE CITY OF OBERLIN

by: [Signature]
City Manager

THE OBERLIN COMMUNITY
SERVICES COUNCIL

[Signature]
Witness

by: [Signature]
Director

Approved as to form: [Signature]
Law Director