

## CITY OF OBERLIN, OHIO

### RESOLUTION NO. R20-13 CMS

A RESOLUTION TO RE-IMPLEMENT CERTAIN PROVISIONS OF SUB. H.B. 197 AS AMENDED BY SUB H.B. 404 THAT RELATE TO THE CONDUCT OF PUBLIC MEETINGS AS AN EMERGENCY MEASURE

WHEREAS, in Executive Order 2020-01D, Ohio Governor Mike DeWine declared a state of emergency for the entire State to protect the well-being of the citizens of Ohio from the risks associated with exposure to COVID-19; and

WHEREAS, the state of emergency within the State of Ohio presents a direct and substantial threat to the public peace, health and safety of the inhabitants of the City of Oberlin and other members of the public, city employees staff and elected and appointed officials; and

WHEREAS, the Ohio State Legislature passed Sub. H.B. 197, as an emergency measure, which among other provisions, grants members of a public body permissive authority to hold, attend and take public actions in public meetings by teleconference, video conference or any other similar electronic technology provided that certain requirements are met; and

WHEREAS, the permissive authority granted under Sub. H.B. 197 was to expire on December 1, 2020; and

WHEREAS, Sub. H.B. 197 has been amended by Sub H.B. 404 to extend the expiration date of its provisions until July 1, 2021.

THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, State of Ohio:

SECTION 1: That until July 1, 2021, the public meetings of the Oberlin City Council, City boards, commissions, and committees may be conducted in accordance with the provisions of Sub. H.B. 404.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this resolution 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 121.22 of the Ohio Revised Code.

SECTION 3. That this resolution 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, to wit: ***to implement the provisions of Sub. H.B. 404 as they relate to the conduct of the public meetings of City Council, boards, commissions, and committees prior to the December 1, 2020 expiration of the provisions of SUB HB 197*** and shall take effect immediately upon passage and, provided that it is elevated to emergency status by the affirmative vote of at least five members of council and receives the affirmative vote of at least five members of council upon final passage,

it shall go into full force and effect from and immediately after its passage; otherwise, it shall take effect at the earliest period allowed by law.


PASSED: 1st Reading: November 30, 2020

2nd Reading: \_\_\_\_\_

3rd Reading: \_\_\_\_\_

ATTEST:

  
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BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

  
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LINDA SLOCUM  
PRESIDENT OF COUNCIL

POSTED: 12/01/2020

EFFECTIVE DATE: 11/30/2020