

**ORDINANCE RECORD**

**VILLAGE OF NEWBURGH HEIGHTS, OHIO**

**ORDINANCE NO. 2022-57**

INTRODUCED BY: Mayor Traore

**AN ORDINANCE ACCEPTING OPIOID SETTLEMENT FUNDS AND DIRECTING PLACEMENT OF SUCH FUNDS IN A SEPARATE FUND, AND DECLARING AN EMERGENCY**

WHEREAS, Resolution 21-09 was adopted by the Council for the Village of Newburgh Heights on August 12, 2021 authorizing the Mayor to accept the Proposed Settlement (as defined in Resolution 21-09) on behalf of the Village of Newburgh Heights pursuant to the OneOhio MOU (as defined in Resolution 21-09); and

WHEREAS, the Village has been notified by the Ohio Attorney General that the first payment of funds from the OneOhio Settlement with the opioid distributors McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation is being distributed to eligible local governments including the Village of Newburgh Heights; and

WHEREAS, the State Auditor has recommended that the Village accept the Settlement Funds from the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation ("Settlement Funds") subject to the adoption of an Ordinance that the local government's share of the Ohio Settlement Funds be placed in a separate fund and be used only for the approved purposes as required by OneOhio MOU.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL FOR THE VILLAGE OF NEWBURGH HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. The Village of Newburgh Heights hereby agrees to accept the OneOhio Opioid Settlement Funds pursuant to the OneOhio MOU and that such Settlement Funds be placed in a separate fund called the OneOhio Opioid Settlement Fund and used only for the approved purposes required by the OneOhio MOU.

Section 2. Prior to expending any of the Settlement Funds in the OneOhio Opioid Settlement Fund the Village official requesting use of such Settlement Funds shall provide a written explanation how the expenditure meets the approved purposes definition of the OneOhio MOU, Village Council approval shall first be obtained, and that each expenditure be tracked and adequate documentation of the expenditure be maintained by the Fiscal Officer of the Village of Newburgh Heights.

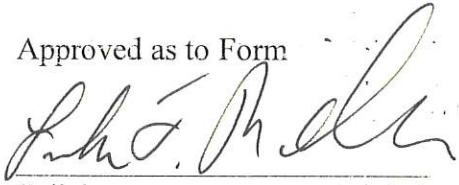
Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of

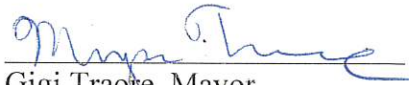
this Council, and that all deliberations of this Council that resulted in such formal action occurred in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.


Section 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the Village and for the further reason that it is necessary to enact this Ordinance immediately in order to segregate the funds into a proper fund and provide for the expenditure of the funds in accordance with the OneOhio MOU; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force after the earliest period allowed by law.

PASSED: August 16, 2022

Approved as to Form

  
Solicitor

  
Gigi Traore, Mayor  
Village of Newburgh Heights, Ohio

  
Catleen Nagorski, Fiscal Officer  
Village of Newburgh Heights, Ohio

1<sup>ST</sup> Reading: 8-16-2022  
2<sup>ND</sup> Reading: 8-16-2022  
3<sup>RD</sup> Reading: 8-16-2022