

**FRANKLIN COUNTY BOARD OF HEALTH  
2010 HEALTH SERVICES CONTRACT**

Between the:

The District Advisory Council  
of the Franklin County General Health District  
280 East Broad Street  
Columbus, Oh 43215

*and*

The City of Gahanna, Ohio  
200 S. Hamilton Road  
Gahanna, Ohio 43230

Contact us at: (614) 462-3160 / Fax (614) 462-6672  
[www.franklincountyohio.gov/health](http://www.franklincountyohio.gov/health)

## ***CONTRACT***

### **BETWEEN THE CITY OF GAHANNA, OHIO AND THE DISTRICT ADVISORY COUNCIL OF THE FRANKLIN COUNTY GENERAL HEALTH DISTRICT.**

This contract is made and entered into by and between the City of Gahanna, Ohio, a municipal corporation constituting a city health district, and the District Advisory Council of the Franklin County General Health District pursuant to Ohio Revised Code section 3709.08.

## **WITNESSETH**

**SECTION 1.** The District Advisory Council of the Franklin County General Health District shall, for the consideration hereinafter stated, furnish to the City of Gahanna, Ohio, and inhabitants thereof, all such public health services as are furnished by said Council to all villages and townships and the inhabitants thereof, of Franklin County, Ohio. Said services shall include the following Minimum Public Health Standards for Local Health Departments, as allowed by law according to the most current Ohio Administrative Code statutes:

- 3701-36-04 Protect people from disease and injury
- 3701-36-05 Monitor health status
- 3701-36-06 Assure a safe and healthy environment
- 3701-36-07 Promote healthy lifestyles
- 3701-36-08 Address the need for personal health services
- 3701-36-09 Administer the health district

Also, the Franklin County General Health District shall provide other services, including the enforcement of the following Franklin County Board of Health Regulations:

- (703) Plumbing
- (709) Rabies Control Regulation
- (710) Housing Maintenance and Occupancy
- (712) Rat Control
- (715) Dead Animals
- (716) Weeds
- (717) Manure
- (718) Nuisance
- (719) Approval of Building Plans
- (720) Household Sewage Treatment Systems
- (800) Comprehensive Solid Waste Regulations
- (803) Waste Haulers

The City of Gahanna, Ohio, shall adopt, according to law, the current version of the above-described regulations of the Franklin County Board of Health.

Such services shall be rendered, if appropriate and necessary, when requested by the citizens of Gahanna, Ohio, officials of city government, school authorities or medical personnel practicing in or around the City of Gahanna, Ohio or when required by state statute.

The Law Director of Gahanna, Ohio shall be responsible for any litigation involving enforcement of Health Regulations within the corporate limits of said political subdivision.

This Agreement and any claims arising in any way out of this Agreement shall be governed by the laws of the State of Ohio. Any litigation arising out of or relating in any way to this Agreement or the performance hereunder shall be brought only in an Ohio court of competent jurisdiction in Franklin County, Ohio, and the City of Gahanna hereby irrevocably consents to such jurisdiction.

**SECTION 2.** Said public health services shall be furnished beginning January 1, 2010 and ending December 31, 2010 provided, however, that either party to this agreement shall have the right to cancel the same upon four (4) months written notice and the parties hereto may, by mutual written agreement, modify the terms of this agreement.

**SECTION 3.** The Health Department shall render a report quarterly to the Mayor/City Manager on all services directly rendered to the citizens of Gahanna. Such a report shall describe the type of service, where and for whom the service was rendered, and the number of cases, visits or other appropriate work units.

**SECTION 4.** The City of Gahanna, Ohio shall pay to the Franklin County General Health District for said public health services furnished to the City of Gahanna, Ohio and the inhabitants thereof, such sum or sums of money based on a per capita rate as would be charged against municipal corporations composing the Franklin County General Health District at a per capita rate of \$5.73.

**SECTION 5.** Said sum or sums of money shall be paid by the said City of Gahanna, Ohio to said Franklin County General Health District upon receipt of semi-annual invoices by the Franklin County Board of Health on the first day of January, and June, 2010. The sum for 2010 shall not exceed \$195,381.54, notwithstanding any fee established pursuant to the sections set forth below.

**SECTION 6.** In any instance where the Franklin County General Health District expends funds to abate a nuisance pursuant to Section 1, above, within the City of Gahanna, Ohio, the Franklin County General Health District may invoice the City of Gahanna, Ohio for the costs of such nuisance abatement. Further, the City of Gahanna, Ohio, shall pay, in addition to those sums set forth in Section 5, above, to the Franklin County General Health District the cost to abate the nuisance.

The Franklin County General Health District agrees to certify such nuisance abatement costs to the Franklin County Auditor to be recorded as a lien upon the property and shall reimburse all funds recovered under such a lien to the City of Gahanna, Ohio.

#### **INTEGRATED MOSQUITO MANAGEMENT SERVICES:**

**SECTION 7.** The Franklin General Health District shall for the consideration hereinafter stated, furnish to the City of Gahanna, Ohio, with integrated mosquito management services. This service exceeds the Minimum Public Health Standards for Local Health Departments outlined in Ohio Administrative Code 3701-36-04 through 3701-36-09.

**SECTION 8.** Said integrated mosquito management services shall be furnished for a period beginning March 1, 2010 and remain in full force until December 31, 2010, provided, however, that either party to this agreement shall have the right to cancel the same upon four (4) months written notice.

**SECTION 9.** The Franklin General Health District shall render a report every month to the mayor and/or other designated representative of the City of Gahanna on all services directly rendered to the citizens of Gahanna. Such report shall describe mosquito trap numbers, West Nile virus positive mosquitoes, location and treatment of mosquito breeding sites (including catch basins), complaint investigations, and adulticide treatment areas.

**SECTION 10.** The City of Gahanna, Ohio shall pay to the Franklin County General Health District for said integrated mosquito management services furnished to the City of Gahanna, Ohio and the inhabitants thereof, such sum or sums of money based on a per capita rate as would be charged against municipal corporations composing the Franklin County General Health District at a per capita rate of \$0.29, not to exceed \$9,882.42.

#### **PLUMBING INSPECTION SERVICES:**

**SECTION 11.** The Franklin County General Health District will provide a back-up Certified Plumbing Inspector to the City of Gahanna as mutually agreed upon on an as-needed basis. The Franklin County General Health District will abide by the Rules and Regulations of the City of Gahanna now in effect and such Rules and Regulations as may be amended or adopted during the term of this contract. The Franklin County General Health District agrees to abide by all applicable provisions of the Ohio Revised Code

now in effect and such provisions as may be amended or enacted during the term of this contract.

**SECTION 12.** The Franklin County General Health District shall faithfully and to the best of its ability discharge the duties of Back-up Plumbing Inspector in a professional manner to the satisfaction of the Building Official for the City of Gahanna.

**SECTION 13.** As compensation for such service, the City of Gahanna shall pay the Franklin County General Health District a rate of \$75.00 per inspection.

**SECTION 14.** Said sum or sums of money shall be paid by the City of Gahanna, Ohio to the Franklin County General Health District monthly and shall be paid within thirty (30) days after receiving a statement from the Franklin County General Health District.

**SECTION 15.** This contract is approved by a majority of the members of the legislative authority of the City of Gahanna, pursuant to the provisions of Ordinance \_\_\_\_\_ dated \_\_\_\_\_.

**SECTION 16.** The City of Gahanna, Ohio has determined that the District Advisory Council of the Franklin County General Health District is organized and equipped to adequately provide the service that is the subject of this contract. Pursuant to Ohio Revised Code section 3709.08, the Franklin County General Health District shall have all the powers and perform all the duties required of a board of health of the city health district within the jurisdiction of the City of Gahanna.

**IN WITNESS WHEREOF**, the parties to this agreement have hereunto set their hands and seals and have executed this agreement the day and year written below.

**DISTRICT ADVISORY COUNCIL OF THE  
FRANKLIN COUNTY GENERAL HEALTH DISTRICT**

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Date

**FRANKLIN COUNTY BOARD OF HEALTH**

\_\_\_\_\_  
Susan A. Tilgner, MS, RD, LD, RS  
Health Commissioner

\_\_\_\_\_  
Date

**THE CITY OF GAHANNA, OHIO**

\_\_\_\_\_  
Mayor Becky Stinchcomb

\_\_\_\_\_  
Date

**APPROVED AS TO FORM:**

Ron O'Brien  
Prosecuting Attorney  
Franklin County, Ohio

\_\_\_\_\_  
Assistant Prosecuting Attorney      Date  
Attorney for the District Advisory  
Council of the Franklin County General Health District

\_\_\_\_\_  
Law Director  
City of Gahanna, Ohio

\_\_\_\_\_  
Date

**APPROVED BY THE OHIO DEPARTMENT OF HEALTH**

\_\_\_\_\_  
Director, Ohio Department of Health

\_\_\_\_\_  
Date

**FINANCIAL CERTIFICATE**

It is hereby certified that the amount required to meet the contract agreement, obligation, payment of expenditure for the above has been lawfully appropriated, authorized or directed for such purpose and is in the treasury or in the process of collection to the credit of the proper fund and is free from any obligation or certificated now outstanding.

\_\_\_\_\_  
FISCAL OFFICER  
City of Gahanna, Ohio

\_\_\_\_\_  
DATE