

RESOLUTION NO 7091-2021

*Introduced by: Mrs. Cochran
Dispense with the Third Reading*

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT

AN EMERGENCY RESOLUTION AUTHORIZING the Solicitor to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation (“Settling Distributors”) pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, the Village of Lakemore, Ohio (herein “Municipality”) is a municipal entity formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Council understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by distributors AmerisourceBergen, Cardinal, and McKesson (collectively the “Settling Distributors”) to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, Council wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement with the Settling Distributors (the “Proposed Settlement”):

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LAKEMORE, OHIO.


Section 1. That Council hereby accepts the Proposed Settlement on behalf of the Village of Lakemore, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Council relating to the adoption of this resolution 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 action, were in meetings open to the public, in compliance with all legal requirements.

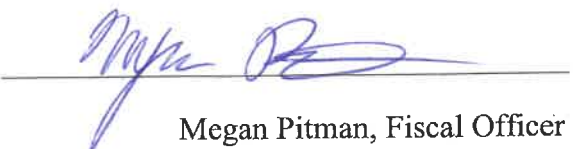
Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of the citizens of the Village of Lakemore, Ohio. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Passed: August 16, 2021


RICHARD COLE, JR., Mayor

ATTEST: 
Megan Pitman, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7091-2021 was duly adopted by Council at its regular meeting held on August 16, 2021.


Megan Pitman, Fiscal Officer

RESOLUTION NO 7092-2021

*Introduced by: Mr. Strittmatter
Dispense with the three readings*

A RESOLUTION ACCEPTING THE PROPOSAL FROM HAMMONTREE AND ASSOCIATES, LTD FOR PROFESSIONAL SURVEYING AND ENGINEERING SERVICES ON 5TH – 7TH STREETS, SOUTH AND FRANK STREET WATER LINES AND ROADWAYS AND 7TH STREET SEWER LINE

Now Therefore, Be it Resolved by the Council of the Village of Lakemore, County of Summit, and State of Ohio:

Section 1: Council accepts the proposal from Hammontree and Associates, LTD to perform professional surveying and engineering services for the design of new 6” water lines to replace the existing 4” and 2” lines that currently serve 5th, 6th and Frank Street. The project involves approximately 2,850 feet of new 6” water main and roadway resurfacing for 5th, 6th, 7th, South and Frank Streets. It also includes the sanitary sewer under 7th street.

Section 2: The estimate for these services is \$94,000.00. The proposal is attached hereto and made part of as if fully re-written herein.

Section 3: This Resolution is declared to be an emergency measure in the interest of the health, peace, and safety of the citizens of the Village of Lakemore; therefore this resolution shall take effect immediately.

Passed: August 16, 2021


RICHARD COLE, JR., Mayor

ATTEST:


MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7092-2021 was duly adopted by Council at its regular meeting held on *August 16, 2021*.


MEGAN PITMAN, Fiscal Officer

RESOLUTION NO 7093-2021

*Introduced by: Mr. Strittmatter
Dispense with three readings*

A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE ADMINISTRATOR TO APPLY FOR FUNDING FROM THE OHIO PUBLIC WORKS COMMISSION THROUGH THE STATE CAPITAL IMPROVEMENT PROGRAM FOR WATERMAIN, SEWER MAINS, AND ROADWAY REPLACEMENTS AND ALSO ALLOWING THE MAYOR AND VILLAGE ADMINISTRATOR TO EXECUTE CONTRACTS AS REQUIRED

WHEREAS, the State Capital Improvement Program and Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Lakemore is planning to make capital improvements for roadway, sewer line and waterline infrastructure improvement, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Lakemore:

- Section 1: The Mayor is hereby authorized to apply to the OPWC for funds as described above.
- Section 2: The Mayor is authorized to enter into any agreements as may be necessary and appropriate for obtaining financial assistance.
- Section 3: This resolution is hereby declared to be an emergency measure necessary for the peace, health, safety, and welfare of the citizens of the Village of Lakemore; therefore this resolution shall take effect immediately.

Passed: August 16, 2021



RICHARD COLE, JR., Mayor

ATTEST:



MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7093-2021 was duly adopted by Council at its regular meeting held on August 16, 2021.



MEGAN PITMAN, Fiscal Officer

RESOLUTION NO 7094-2021

*Introduced by: Mr. Strittmatter
Dispense with the Three Readings*

A RESOLUTION APPROVING THE MAYOR AND VILLAGE ADMINISTRATOR TO APPLY FOR THE OHIO WATER AND WASTEWATER INFRASTRUCTURE GRANT PROGRAM

Now Therefore, Be it Resolved by the Council of the Village of Lakemore, County of Summit, and State of Ohio:

Section 1: The Council approves the Mayor and Village Administrator to apply for the Ohio Water and Wastewater Infrastructure Grant Program, which is part of Governor DeWine's initiative to strategically invest in Ohio's future.


Section 2 : This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the citizens of the Village of Lakemore. Therefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor of the Village of Lakemore.

Passed: August 16, 2021



RICHARD COLE, JR., Mayor

ATTEST:



MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7094-2021 was duly adopted by Council at its regular meeting held on August 16, 2021.



MEGAN PITMAN, Fiscal Officer

RESOLUTION NO 7095-2021

*Introduced by: Mrs. Cochran
Dispense with the Three Readings*

A RESOLUTION APPROVING THE LAKEMORE POLICE DEPARTMENT TO ENTER INTO A DATA USE MEMORANDUM OF UNDERSTANDING WITH THE OHIO ATTORNEY GENERAL

WHEREAS, the Attorney General's Office maintains the Ohio Law Enforcement Gateway "(OHLEG)", a web-based platform that provides, among other functions, a Records Management System ("RMS") to store certain data without the need for participating local government agencies to maintain their own RMS


Now Therefore, Be it Resolved by the Council of the Village of Lakemore, County of Summit, and State of Ohio:

- Section 1: That Council approves the Lakemore Police Department to enter into a Data Use Memorandum of Understanding with the Ohio Attorney General.
- Section 2: This MOU is effective as of the latest date of signature on the MOU and shall continue in effect until terminated (per Section X of the MOU) or amended by either Party (per Section XI of the MOU). Notwithstanding the foregoing, this MOU shall in any event expire no later than three years past the effective date of this MOU. The term of this MOU may be extended upon mutual agreement of the Parties in writing.
- Section 3: An executed copy of this Memorandum of Understanding are attached hereto and made part hereof as if fully rewritten herein.
- Section 4: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the citizens of the Village of Lakemore. Therefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor of the Village of Lakemore.

Passed: *August 16, 2021*


RICHARD COLE, JR., Mayor

ATTEST:


MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7095-2021 was duly adopted by Council at its regular meeting held on *August 16, 2021*.


MEGAN PITMAN, Fiscal Officer

RESOLUTION NO 7096-2021

*Introduced by: Mr. Strittmatter
Dispense with the Three Readings*

A RESOLUTION ALLOWING THE MAYOR AND VILLAGE ADMINISTRATOR TO APPLY FOR THE SERVEOHIO DAY GRANT TO CREATE A GARDEN AT 3RD AND CHURCH STREET

Now Therefore, Be it Resolved by the Council of the Village of Lakemore, County of Summit, and State of Ohio:

- Section 1: Council allows the Mayor and Village Administrator to apply for the ServeOhio Day grant to create a garden at 3rd and Church Street.
- Section 2: The total grant cannot exceed \$1,500. The application is due August 31, 2021.
- Section 3: This Resolution is declared to be an emergency measure in the interest of the health, peace, and safety of the citizens of the Village of Lakemore; therefore this resolution shall take effect immediately.

Passed: August 16, 2021


RICHARD COLE, JR., Mayor

ATTEST:


MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 7096-2021 was duly adopted by Council at its regular meeting held on *August 16, 2021*.


MEGAN PITMAN, Fiscal Officer

ORDINANCE NO 1726-2021

*Introduced by: Ms. Anderson
Dispense with the Three Readings*

AN ORDINANCE TO AMEND ORDINANCE 1696-2020 “MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF LAKEMORE, STATE OF OHIO. DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021”

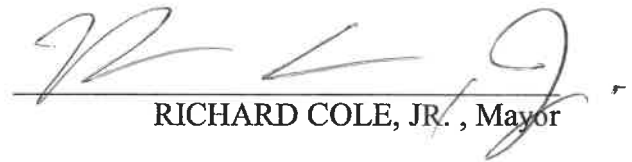
Now, Therefore, Be it Ordained by the Council of the Village of Lakemore, County of Summit, State of Ohio:

- Section 1: Council approves to reappropriate funds in:
General Fund Transfer Out \$1,000 to General Fund Professional Technical Services for Bridgepayment Fees
General Fund Transfer Out \$609 to General Fund Dues and Fees for Akron Metropolitan Area Transportation Study (AMATS) Membership Dues
- Section 2: Council approves to increase revenues in:
American Rescue Act Fund \$160,897.63
Street Maintenance Professional and Technical Services \$47,000 to survey 5th-7th, South and Frank
- Section 3: Council approves to increase appropriations in:
General Fund Transfer Out \$22,000 to survey 5th-7th, South and Frank
Water Fund Professional and Technical Services \$47,000 to survey 5th-7th, South and Frank
- Section 4: Council approves to transfer funds from:
General Fund Transfers Out \$47,000 to Street Maintenance Professional and Technical Services to survey 5th -7th, South and Frank
- Section 5: Treasury for payments from any of the forgoing appropriations upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. It shall be provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of

Council for items of expense constituting a legal obligation against the village for purposes other than those covered by other specific appropriations herein made.

Section 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the citizens of the Village of Lakemore, Ohio. Therefore, this Ordinance shall go into effect immediately.

Passed: *August 16, 2021*


RICHARD COLE, JR., Mayor

ATTEST: 
MEGAN PITMAN, Fiscal Officer

I, Megan Pitman, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance No. 1726-2021 was duly adopted by Council at its regular meeting held on August 16, 2021.


MEGAN PITMAN, Fiscal Officer