

RESOLUTION NO. 2012-10

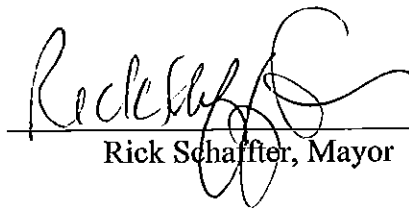
A RESOLUTION AMENDING RESOLUTION 1997-5 ADOPTED FEBRUARY 10, 1997 AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE ERIE COUNTY EMERGENCY MANAGEMENT AGENCY RELATING TO THE CITY'S SHARE IN FUNDING THE ERIE COUNTY HAZ-MAT TEAM

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

SECTION 1. That the City Manager is authorized and directed to enter into an amended agreement with the Erie County Emergency Management Agency for the payment of the City's share in funding the Erie County Haz-Mat Team, which original agreement shall be in substantially the form of Exhibit "A" attached hereto and made a part hereof and the noted change to the agreement being an increase in per capita fee from \$.06 cents to \$.07cents.

SECTION 2. That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Council and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including O.R.C. § 121.22.

SECTION 3. That this Resolution shall be in full force and effect immediately upon its adoption.


Rick Schaffter, Mayor

ATTEST: 
Clerk of Council

ADOPTED: JAN 24 2012

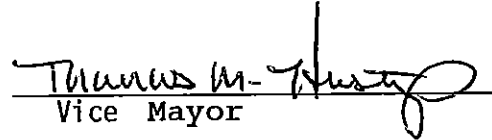
RESOLUTION NO. 1997-5

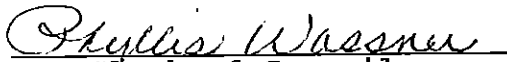
A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE ERIE COUNTY EMERGENCY MANAGEMENT AGENCY FOR THE CITY'S SHARE IN FUNDING THE ERIE COUNTY HAZ-MAT TEAM

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

SECTION 1. That the City Manager be, and he hereby is, authorized and directed to enter into an agreement with the Erie County Emergency Management Agency for payment of the City's share in funding the Erie County Haz-Mat Team, which agreement shall be substantially in the form attached hereto as "Exhibit A".

SECTION 2. That this Resolution shall go into effect and be in full force and effect from and after the earliest date allowed by law.


Vice Mayor

ATTEST: 
Clerk of Council

ADOPTED: FEB 10 1997, 1997



EMERGENCY
MANAGEMENT
AGENCY

2900 Columbus Avenue • Sandusky, Ohio 44870
Pager: 1-800-589-9917 x 5497 Cellular: 621-6331
Office: (419) 627-7617 FAX: (419) 627-8108

William L. Walker, Director

"Exhibit A"

ERIE COUNTY HAZARDOUS MATERIALS (HAZ MAT) TEAM AGREEMENT

THIS AGREEMENT made and entered into this _____ day of _____, 1997, by and between the City of Huron, a municipal corporation or township organized and existing under the laws of the State of Ohio (hereinafter called the "political subdivision"), duly authorized by Ordinance/Resolution passed by its council or board of trustees on _____, 1997, and the County of Erie, a political subdivision organized and existing under the laws of the State of Ohio (hereinafter called the "County"), duly authorized by Resolution adopted by its Board of County Commissioners on February 1, 1993.

WITNESSETH:

WHEREAS, there is an existing and increasing possibility of the occurrence of destruction resulting from natural disaster, or man made disaster, and it is necessary to insure that preparations of this County will be adequate to deal with such disasters and generally provide for the common defense, and to protect the public peace, health, safety and general welfare, and to preserve the lives and property of the people of the county; and,

WHEREAS, the increasing use of hazardous materials in our society presents a danger to all communities of Erie County, Ohio; and,

WHEREAS, the coordination of Emergency Management activities in handling hazardous material incidents within the area of Erie County is of paramount importance to all political subdivision therein; and,

WHEREAS, the County of Erie desires to effect such necessary coordination by entering into agreements, in the manner provided by law, Ohio Revised Code, Sections 307.15 and 5502.06 with all municipal corporations and townships in Erie County, hereinafter referred to as the political subdivisions; and,

WHEREAS, it is further declared to be the purpose of this Agreement and the policy of the Parties that all hazardous material incidents and emergency management functions within Erie County be coordinated to the maximum extent possible with comparable functions of the State of Ohio and the Federal Government, their departments and agencies, other states and localities, and of private agencies of every type, so that the most effective preparation and use can be made of manpower, resources and facilities for dealing with any large-scale disaster or emergency that may occur; and,

WHEREAS, it is hereby found and declared to be necessary to enter into an Agreement with the County so that the required program for handling hazardous material incidents is provided to the political subdivisions by the County; and to provide for the rendering of cooperation and mutual aid, if necessary, to surrounding and contiguous political subdivisions of the State and adjoining states;

NOW, THEREFORE, in consideration of these premises and of the mutual covenants hereinafter set forth, and other good and valuable considerations, the County and the political subdivisions do hereby agree as follows:

1. That the County will, with the cooperation of the political subdivisions, establish a Hazardous Materials (Haz Mat) Team to respond to hazardous material incidents in political subdivisions that enter into this Agreement.
2. The Haz Mat Team will initially consist of a 12 person team with volunteers from all fire departments within the County.
3. The County will coordinate the Haz Mat Team activities of each party hereto and exercise for and on behalf of each party hereto such power and authority incident there to as it may lawfully do, consistent with present and future State statutes and regulations.
4. Each Participating political subdivision hereto agrees to pay to the County promptly

upon demand and invoice an annual assessment in the amount of \$.06 cents per capita for costs of equipping the Haz Mat Team, for services performed and to be performed as herein provided, and to perform the obligations herein assumed.

5. This Agreement may be amended at any time by a majority of the parties hereto.

6. This Agreement may be terminated at any time by mutual agreement of all the parties hereto, and may be terminated by any party at the end of the calendar year by action of its legislative authority and service of written notice thereof on the Board of County Commissioners of Erie County, Ohio, not less that (90) days prior to the end of any calendar year.

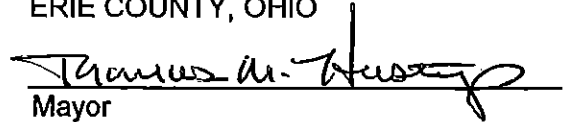
IN WITNESS WHEREOF, the County and the political subdivisions have caused this Agreement to be executed by their respective duly authorized officers or officials on the day and year first above written.

APPROVED AS TO FORM:

Gary A. Lickfelt
Assistant Prosecuting Attorney
For Erie County Commissioners


William L. Walker, Director
Erie County Emergency Management Agency

HURON CITY COUNCIL
ERIE COUNTY, OHIO



Mayor

City Manager

BOARD OF COUNTY COMMISSIONERS
OF ERIE COUNTY, OHIO

CERTIFICATE OF FUNDS

I hereby certify that the money required for this contract or expenditure is in the Treasury to the credit of the fund from which it is to be drawn and is not now appropriated for any other purpose.

Director of Finance
City of Huron