

ORDINANCE NO. 88-21 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER  
TO ENTER INTO A CONTRACT WITH OBERLIN SENIORS, INC.

WHEREAS, the City of Oberlin has previously supported senior citizens activities within the City of Oberlin; and,

WHEREAS, Oberlin Seniors, Inc., is a non-profit corporation located within the City which has agreed to provide to the citizens of the City those senior citizen activities and services previously supported by the City; and,

WHEREAS, the City Council desires to authorize the City Manager to enter into a contract with Oberlin Seniors, Inc., under the terms of which Oberlin Seniors, Inc., will operate a senior citizens program and furnish those services to the citizens of the City, and in return for which the City shall provide financial assistance to Oberlin Seniors, Inc.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:


SECTION 1. That the City Manager be, and hereby is, authorized to enter into a contract with Oberlin Seniors, Inc., whereby the City will provide financial assistance to Oberlin Seniors, Inc., in an amount not to exceed \$40,500.00, as may be appropriated for and during the 1988 calendar year, said monies only to be used for operating purposes and to provide to the citizens of Oberlin those services as set forth in the agreement, a copy of which is attached hereto as "Exhibit A", and incorporated herein by reference.


SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance 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 action, 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 ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st Reading- April 4, 1988  
2nd Reading- April 18, 1988 (Emergency)  
3rd Reading-

ATTEST:

  
Clerk of Council

  
Chairman of Council

POSTED: April 20, 1988

ORDINANCE NO. 88-21 AC CMS

"EXHIBIT A"

A G R E E M E N T

This Agreement is made and concluded at Oberlin, Ohio, this 19th day of April, 1988, by and between the City of Oberlin, Ohio, a Municipal Corporation, hereinafter referred to as "CITY", and Oberlin Seniors, Incorporated, an Ohio Non-Profit Corporation, hereinafter referred to as "SENIORS".

W I T N E S S E T H:

WHEREAS, the CITY has deemed it in the best interest of the citizens of the City of Oberlin to provide monies to aid senior citizens activities within the CITY; and,

WHEREAS, SENIORS is a non-profit corporation operating with the CITY and providing said services to the citizens of the City of Oberlin; and,

WHEREAS, SENIORS is in need of operating funds to provide said services to the citizens of the City of Oberlin and said services are in the best interests of the citizens of the City of Oberlin and constitute a public purpose.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, it is agreed by and between the parties hereto as follows:

SECTION 1. That for the calendar year 1988, SENIORS will operate a senior citizens program for the citizens of the City of Oberlin which will include those services set forth in the schedule attached hereto.

SECTION 2. That the CITY, in consideration for said services will provide financial assistance for the operation of said senior citizens program through SENIORS, for the calendar year 1988, in an amount not to exceed \$40,500.00.

SECTION 3. That, upon request of the CITY, SENIORS will furnish a report in writing to the CITY which itemizes the specific use of the funds contributed by the CITY to the SENIORS.

SECTION 4. That the CITY shall have the right to appoint a non-voting member to the Board of Trustees of SENIORS. Said non-voting member shall be appointed by Oberlin City Council and shall serve a term of two (2) years.

SECTION 5. That nothing contained herein shall constitute an employee or agent relationship between the CITY and SENIORS, and further, SENIORS shall hold the CITY harmless and indemnify the CITY from any claims, causes of action, or damages that may be asserted against the CITY arising out of or related in any way to any activities of SENIORS and/or the funds contributed by the CITY in support of SENIORS.

IN WITNESS WHEREOF, the parties have hereunto set their hands to duplicates hereof the day and year first above mentioned.

IN THE PRESENCE OF:

THE CITY OF OBERLIN, OHIO

Julie A. Simonson  
Witness

Dale S. Sugerman  
Dale S. Sugerman  
City Manager

Michelle I. Streater  
Witness

OBERLIN SENIORS, INCORPORATED

James B. Butts  
Witness

R. L. Auer  
Director

Susan J. Norman  
Witness

Stephen A. Hammond  
Director

Paul S. Shumway  
Director

Wesley M. Clark  
Director

Robert H. Boland  
Director

Catherine Stennett  
Director

APPROVED AS TO FORM:

Wm. R. Smith  
Oberlin City Solicitor