

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. _____

Passed _____, 20____

CITY OF BELPRE RESOLUTION NO. 12 (2024-2025)

A RESOLUTION AUTHORIZING THE MAYOR OF BELPRE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CHILDREN'S HOSPITAL MEDICAL CENTER OF AKRON

WHEREAS, Children's Hospital Medical Center of Akron is anticipating the construction of a new hospital facility in the City of Belpre; and

WHEREAS, Children's Hospital Medical Center of Akron has requested that the City of Belpre enter into a Memorandum of Understanding with Children's Hospital Medical Center of Akron for the provision of services of patients described as low-income patients; and

WHEREAS, Children's Hospital Medical Center of Akron has prepared a Memorandum of Understanding to be executed by Children's Hospital Medical Center of Akron and the City of Belpre. A copy of said Memorandum of Understanding is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BELPRE, OHIO, THAT:

SECTION I

The Belpre City Council has reviewed the Memorandum of Understanding proposed by Children's Hospital Medical Center of Akron. The terms of the Memorandum provide for medical services for low-income patients within the hospital to be constructed in the City of Belpre.

SECTION II

The Belpre City Council finds this Memorandum of Understanding is in the best interest of all Belpre citizens, and hereby agrees to the terms of the Memorandum of Understanding. Therefore, the Belpre City Council authorizes the Mayor of Belpre to execute the Memorandum.

SECTION III

The Mayor of Belpre has been presented a proposed contract (a copy of which is attached hereto as Exhibit A). The Belpre City Council hereby authorizes the Mayor of Belpre to execute said agreement.



SECTION IV

This resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that the construction of the hospital facility can be expedited by entering into the Memorandum of Understanding, which will ultimately provide for additional medical services for the citizens of Belpre.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. _____ Passed _____, 20____

PASSED: June 24, 2024 
PRESIDENT OF COUNCIL
ATTEST: Gimbalys Mendell
PRESENTED TO MAYOR: 6/24/24 
MAYOR
APPROVED BY MAYOR: 6/24/24

CLERK'S CERTIFICATION OF PUBLICATION

The undersigned Clerk of the Council of the City of Belpre, Ohio, does hereby certify that on June 24, 2024, this Resolution was published by posting a copy of the same at the five public places designated by the City Council in Ordinance No. 18 (2006-07).

June 24, 2024
Date
Gimbalys Mendell
CLERK

EXHIBIT A

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF BELPRE, OHIO
and
CHILDREN'S HOSPITAL MEDICAL CENTER OF AKRON**

THIS MEMORANDUM OF UNDERSTANDING ("MOU") is made as of this day of 25, 2024, by and between the City of Belpre, Ohio (the "City") and Children's Hospital Medical Center of Akron, an Ohio nonprofit corporation ("Hospital").

RECITALS

WHEREAS, Hospital is an Ohio nonprofit corporation with a mission to provide excellent health care services to the patients and communities it serves; and

WHEREAS, as part of that mission, Hospital serves a disproportionate share of low-income patients as determined under Title 42, Section 412.106 of the Code of Federal Regulations; and

WHEREAS, Hospital owns and operates one or more facilities located off its main campus in the City's service area and is entering into this agreement with the City to assure access to health care services to low-income individuals residing in the City who are not covered or entitled to benefits under Title XVIII of the Social Security Act (the "Act") or medical assistance under an Ohio Medicaid State Plan.

NOW THEREFORE, in consideration of the mutual agreements set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Incorporation of Recitals. The foregoing Recitals are incorporated herein as if fully set forth and rewritten herein.
2. Commitment of Hospital to Provide Indigent Care. During the term of this MOU, Hospital agrees to continue its commitment to provide health care services to low-income individuals residing in the City's service area who are not covered or entitled to benefits under Title XVIII of the Social Security Act (the "Act") or medical assistance under an Ohio Medicaid State Plan.
3. Acceptance and Acknowledgement of the City.
 - a. The City agrees to accept Hospital's commitment as set forth above on behalf of and for the benefit of the citizens of the City.
 - b. The City acknowledges that Hospital is providing the health care services to low-income individuals at little or no reimbursement, regardless of their ability to pay.

4. Hospital's Representations. Hospital represents that:
 - a. Hospital is a nonprofit corporation duly organized, validly existing and in good standing under the laws of the State of Ohio.
 - b. Hospital has the requisite corporate authority to execute this MOU and to perform Hospital's duties and responsibilities hereunder.
5. Term; Termination. The term of this MOU shall be effective as of the date set forth above, and shall continue until terminated by either party upon at least sixty (60) days prior written notice to the other party.
6. Governing Law. This MOU shall be governed by and construed in accordance with the laws of the State of Ohio, without regard to conflict of law principles.
7. Notice. Any notices or other communications required or permitted to be given hereunder shall be deemed to have been properly given when delivered by hand or deposited in the mails if mailed by certified mail, postage prepaid, addressed as follows (or to such other addresses as a party may specify by due notice to the other party):

If to the City: The City of Belpre, Ohio
 P.O. Box 180
 715 Park Drive
 Belpre, Ohio 45714

If to Hospital: Children's Hospital Medical Center of Akron
 One Perkins Square
 Akron, Ohio 44308-1062
 Attn: Chief Financial Officer

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, Hospital and City have executed this MOU as of the date first above written by their duly authorized representatives.

**Children's Hospital
Medical Center of Akron**

Belpre, Ohio

By: _____
Christopher Gessner
President and CEO

By: *Susan Abelle*
Title *Mayor*

Date: _____

Date: 6-25-24