

4/2/18

L-29-18 Ist

RESOLUTION NO. 29-18

BY: **JEFFREY CROSSMAN**
(By Request – Law Director)

A RESOLUTION DECLARING THE OPIOID EPIDEMIC AND
ITS EFFECTS ON THE CITY OF PARMA A PUBLIC
NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS, the opioid epidemic is tragically effecting the State of Ohio, Cuyahoga County and City of Parma and the addiction to and abuse of opioids is one of the greatest challenges communities are facing; and

WHEREAS, according to research, one of the causes of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioids were sold, distributed, and prescribed across the state, counties and cities, including the City of Parma over the past several years, a practice that continues today; and

WHEREAS, the selling, distributing and prescribing of large amounts of opioids in the community has dramatically increased the risk and incidence of addiction, and thereby created a public health and safety hazard affecting the residents of the City of Parma; and

WHEREAS, the crisis has devastated families, wreaked havoc on our economy, and produced a generation of narcotic dependence; and

WHEREAS, as a result of the opioid epidemic, costs related to safety force response, healthcare, family and social services, criminal justice, addiction and rehabilitation, as well as many other areas have significantly increased, and many of these costs are paid by the City of Parma;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That this Council of the City of Parma, hereby supports the passage of this Resolution to allow the City to recover these costs, despite the existence of the common-law municipal cost recovery rule and declare the opioid epidemic and its effects on the City as a public nuisance, including as described in Ohio Revised Code Section 4729.35, and including as described in Ohio and Federal case law.

Section 2. That the Clerk of Council is hereby directed to forward a certified copy of this Resolution to Governor John Kasich, State Representative Nick Celebrezze, State Senator Michael Skindell and Attorney John Climaco.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of the 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 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary due to the opioid epidemic and its effects on the City as a public nuisance, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO