

Ordinance 27 - 21

AN ORDINANCE CREATING A FUND FOR THE PAYMENT OF EXPENSES FOR THE CREMATION OF INDIGENT UNCLAIMED BODIES LOCATED IN THE STATE OF OHIO WHO LEGALLY RESIDED IN THE CITY OF PORT CLINTON AT THE TIME OF THEIR DEATH AND WHOSE INCOME DID NOT EXCEED ONE HUNDRED FIFTY PERCENT OF THE FEDERAL POVERTY LINE AND DECLARING AN EMERGENCY

WHEREAS, this Council finds and determines it is necessary for the City of Port Clinton to create a fund for the payment of expenses for the cremation of indigent unclaimed bodies when the body of a deceased person, who was a legal resident of the City of Port Clinton, is located within the State of Ohio, and such person was not an inmate of a correctional, benevolent, or charitable institution of this state, and the body is not claimed by any person who is not indigent for private interment or cremation at the person's own expense, or delivered for the purpose of medical or surgical study or dissection, and whose income did not exceed one hundred fifty percent of the federal poverty line, in accordance with Ohio Revised Code Section 9.15; the City will cause the remains to be cremated at a cost not to exceed One Thousand Dollars (\$1,000.00).

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Port Clinton, County of Ottawa and State of Ohio:

Section 1. It is necessary for the City of Port Clinton to create a fund for the payment of expenses for the cremation of indigent unclaimed bodies located within the State of Ohio who legally resided in the City of Port Clinton at the time of their death and whose income did not exceed one hundred fifty percent of the federal poverty line; and

Section 2. When the body of a deceased person, who was a legal resident of the City of Port Clinton, is located within the State of Ohio, and such person was not an inmate of a correctional, benevolent, or charitable institution of this state, and the body is not claimed by any person who is not indigent for private interment or cremation at the person's own expense, or delivered for the purpose of medical or surgical study or dissection, and whose income did not exceed one hundred fifty percent of the federal poverty line, in accordance with Ohio Revised Code Section 9.15; the City will cause the remains to be cremated at a cost not to exceed One Thousand Dollars (\$1,000.00); and

Section 3. The Director of Safety and Service, or his designee, shall enter into an Indigent Disposition Agreement on behalf of the City.

Section 4. The cremains of the indigent deceased person shall be placed in a labeled container provided by the crematory and buried at a cemetery owned by the City of Port Clinton, unless other arrangements for burial are made with the Director of Safety and Service.

Section 5. The City shall provide, at the grave of the indigent deceased person's cremated remains, a metal marker on which the person's name and age, if known, and date of death shall be inscribed.

Section 6. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public in compliance with law.

Section 7. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City, and for further reason that it is necessary to establish guidelines for the cremation of indigent unclaimed bodies located within the State of Ohio who legally resided in the City of Port Clinton at the time of their death and whose income did not exceed one hundred fifty percent of the federal poverty line; **wherefore**, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2021

President of Council

Attest: _____
Clerk of Council

Approved _____, 2021

Mayor