RESOLUTION #21-351

September 1, 2021

It is hereby resolved by the Public Health – Dayton & Montgomery County Board of Health to approve the following resolution:

WHEREAS, COVID-19 disease caused by the SARS-CoV-2 virus is a vaccine preventable disease;

WHEREAS, the SARS-CoV-2 epidemic continues in Montgomery County;

WHEREAS, vaccination is the best single available intervention to prevent COVID-19 disease, to decrease transmission, and to control the epidemic;

WHEREAS, required vaccines are part of the current measures to protect students in Kindergarten through 12th grade schools (K-12 Schools) and post-secondary educational settings;

WHEREAS, the COVID-19 vaccine approved by the U.S. Food and Drug Administration (FDA) and vaccines available under the FDA Emergency Use Authorization (EUA) are safe and effective, with the benefits of vaccination clearly outweighing the risks of rare serious adverse events after COVID-19 vaccination;

WHEREAS, current Ohio law forbids public schools and colleges and universities from requiring vaccination with products having FDA EUA status;

WHEREAS, the FDA has currently approved one COVID-19 vaccine;

WHEREAS, OSHA requires employers to maintain a safe and healthy workplace for faculty and staff;

WHEREAS, the U.S. Equal Employment Opportunity Commission says that federal laws do not prevent employer’s from requiring workers to be vaccinated;

WHEREAS, vaccine mandates improve vaccine uptake, student safety, faculty and staff safety, and population level protection from infection;

WHEREAS, legal challenges to COVID-19 vaccination mandates are failing in the courts;

NOW, BE IT THEREFORE RESOLVED that the Public Health - Dayton & Montgomery County Board of Health hereby issues this Call to Action to K-12 Schools, colleges, universities, and other educational settings in Montgomery County:
The Public Health - Dayton & Montgomery County Board of Health calls upon all public K-12 schools and public colleges and universities to require their faculty, staff, and students to be vaccinated against COVID-19 with currently (or any subsequently) FDA approved vaccines, subject to the usual medical, religious, and philosophical exemptions.

The Public Health - Dayton & Montgomery County Board of Health calls upon all private K-12 schools and private colleges and universities to require their faculty, staff, and students to be vaccinated against COVID-19, subject to the usual medical, religious, and philosophical exemptions.

Moved by Ms. Meadows
Seconded by Mr. Orr

Roll Call: Dr. Block, yea; Mr. Downing, yea; Dr. Speare-Hardy, yea; Ms. Meadows, yea; Dr. Orlowski, yea; Mr. Orr, yea; Dr. Patterson, yea; Dr. Rhodes, yea; Mr. Sims, yea. Motion carried.

I hereby certify that this is a true and exact copy of the Resolution passed by the Board of Health at its regularly scheduled meeting held September 1, 2021.

Jeffrey A. Cooper, MS
Health Commissioner