

CITY OF OBERLIN, OHIO

ORDINANCE No. 16-22 AC CMS

AN ORDINANCE APPROVING AN AMENDED AGREEMENT BETWEEN THE CITY OF OBERLIN, OHIO, AND THE LORAIN COUNTY GENERAL HEALTH DISTRICT AND CERTAIN OTHER GOVERNMENTAL ENTITIES TO CREATE A UNIFIED COMBINED GENERAL HEALTH DISTRICT AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the attached amended agreement between the City of Oberlin and the Lorain County Health District, and certain other governmental entities to expand the membership in the District is hereby approved and the Interim City Manager is hereby authorized and directed to execute same on behalf of the City.

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 is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit: to ensure that the Contract for Union for the Lorain County Combined Health District is timely executed by the City of Oberlin in order to ensure the efficient operation of the Lorain County Combined Health District, inclusive of the City of Oberlin, and shall take effect immediately upon passage.

PASSED: 1st Reading: July 5, 2016 (E)

2nd Reading: _____

3rd Reading: _____

ATTEST:


BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL


RONNIE J. RIMBERT
PRESIDENT OF COUNCIL

POSTED: 07/05/2016

EFFECTIVE DATE: 07/05/2016



LORAIN COUNTY GENERAL HEALTH DISTRICT
9880 SOUTH MURRAY RIDGE, ROAD
ELYRIA, OHIO 44035

TELEPHONE
Area Code 440
Elyria 322-6367
Lorain 244-3418
244-2209

"For The Health of Us All"

David Covell, RS, MPH
Health Commissioner

Fax Line 322-0911

TO: City Mayors of Lorain County

FROM: Dave Covell, RS, MPH (GC)
Health Commissioner

DATE: July 11, 2016

RE: Contract for Union

Enclosed is an executed copy of the Contract for Union of the General Health District and more than one city to form a Combined General Health District. This contract is effective on January 1, 2017.

I look forward to working with you and providing public health services to your communities. If you ever have any questions or concerns, please don't hesitate to contact me.

Union of the General Health District and More than One City to form Combined Board of Health

Contract for Union (Authority – ORC Section 3709.07)

WHEREAS, the District Advisory Council of the Lorain County, Ohio, General Health District, at a special meeting held May 24, 2016, by a majority vote of members representing the townships and villages, voted affirmatively on the question of union with the City Health Districts of Oberlin, Amherst, North Ridgeville, Avon, Avon Lake, Sheffield Lake, Lorain, and Elyria, and authorized the chairman to enter into a contract with the mayors of these cities to combine the health districts; and

WHEREAS, the councils of the cities of Lorain, Elyria, and Avon Lake, at regular meetings held during the period March 21, 2016 through May 16, 2016, by a majority vote of council members, voted affirmatively on the question of union with the Lorain County General Health District, and authorized their respective city managers or mayors to enter into a contract with the chairman of the District Advisory Council to combine the health districts; and

WHEREAS, as a result, these cities and the District Advisory Council, on behalf of the villages and townships agree in pertinent part as follows:

1. The administration of public health services for the combined health district shall be the responsibility of a combined board of health representing the following described areas:

- Area No 1: Cities of Oberlin and Amherst**
- Area No 2: City of North Ridgeville**
- Area No 3: Cities of Sheffield Lake, Avon, and Avon Lake**
- Area No 4: All townships and villages not covered by existing city health districts**
- Area No 5: City of Lorain**
- Area No 6: City of Elyria**


2. The Combined Board of Health shall consist of ten (10) members, each of whom shall serve for a term of five (5) years. One member shall be regularly appointed to represent Area No. 1 by joint action of the City Manager of the City of Oberlin and the Mayor of the city of Amherst, with approval by the legislative authorities of said cities; one member shall be regularly appointed to represent Area No. 2 by the Mayor of the City of North Ridgeville, with approval by the legislative authority of said city; one member shall be regularly appointed to represent Area No. 3 by joint action of the Mayors for the Cities of Avon, Avon Lake, and Sheffield Lake, with approval by the legislative authorities of said cities; five (5) members shall be regularly appointed to represent Area No. 4 (the townships and villages) by the District Advisory Council; one member shall regularly appointed to represent Area No. 5 by the Mayor of Lorain, with approval by the legislative authority of said city; and one member shall regularly appointed to represent Area No. 6 by the Mayor of Elyria, with approval by the legislative authority of said city.

3. The Chairperson of the newly constituted Board of Health shall have no vote on matters which come before such Board except when necessary to break a tie vote;
4. The Appointing Authority for members of the Licensing Council shall be the District Advisory Council;
5. The District Advisory Council shall be constituted in accordance with ORC 3709.07 as that statute currently exists or as it may be amended;
6. The Original Contract for Union, filed with the Ohio Department of Health on March 1, 1962 and Amended Contract for Union filed with the Ohio Department of Health on February 2, 1984, and the Union of General Health District and More than One City with Combined Board of Health filed with the Ohio Department of Health on or about August 20, 2002, except as modified herein, shall remain in full force and effect.
7. This agreement shall have an effective date of January 1, 2017.

IN WITNESS WHEREOF, we have hereunto set our hands:


Date: 6/16/16

District Advisory Council, Lorain County
General Health District:

By: 
Chairperson


Date: 7/7/16

City of Oberlin:

By: 
City Manager

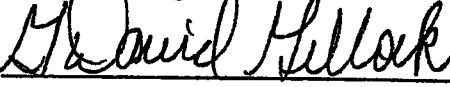
Date: 7/5/16

City of Amherst:

By: 
Mayor

Date: 6/21/16

City of North Ridgeville:

By: 
Mayor

Date: 6/21/2016

City of Avon:

By: [Signature]
Mayor

Date: 6/29/16

City of Sheffield Lake:

By: [Signature]
Mayor

Date: 7/7/16

City of Lorain:

By: [Signature]
Mayor

Date: 7-1-2016

City of Elyria:

By: [Signature]
Mayor

Date: 6/29/16

City of Avon Lake:

By: [Signature]
Mayor

I hereby certify that a true copy of this Contract for Union was filed with the Ohio Department of Health this 11th day of July, 2016.

This instrument was prepared by and was approved as to form and legal sufficiency by:

[Signature]
Chris A. Pyanowski
Assistant Prosecuting Attorney
Lorain County, Ohio

Date: 07/08/16