

**Union of General Health District and More than One City
with Combined Board of Health**

Contract for Union (Authority - O.R.C. Section 3709.07)

WHEREAS, the District Advisory Council of the Lorain County, Ohio General Health District, at a regular meeting held March 6, 1961, 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, Sheffield Lake, and Avon Lake, 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 aforementioned cities, at regular meetings held during the period December 18, 1961 through February 19, 1962, 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, the final Contract to such effect and for such purpose was signed by representatives of these cities and was filed with the Ohio Department of Health on March 1, 1962; and

WHEREAS, the City of Avon Lake, in 1974, determined to cease its participation in the combined health district; and, as a result, the District Advisory Council determined to restructure the combined health district and to initiate amendments to the original Contract for Union; and

WHEREAS, the Councils of the Cities of North Ridgeville, Sheffield Lake, Oberlin, Amherst, and Avon, at regular meetings held during the period December 20, 1982 through April 25, 1983, by a majority vote of council members, voted affirmatively to restructure the combined health district, and authorized their respective city managers or mayors to enter into a contract with the chairman of the District Advisory Council to effect such restructuring; and

WHEREAS, the final contract to such effect and for such purposes was signed by representatives of these cities and was filed with the Ohio Department of Health on February 2, 1984; and

WHEREAS, as a result, these cities and the District Advisory Council, on behalf of the villages and townships newly agreed, in pertinent part, and continued to agree, in pertinent part, from the original Contract for Union, 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 and Avon
- Area No. 4: All townships and villages not covered by existing city health districts

2. The Combined Board of Health shall consist of seven (7) members, each of whom shall serve for a term of four (4) 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 and Sheffield Lake, with approval by the legislative authorities of said cities; and four (4) members shall be regularly appointed to represent Area No. 4 (the townships and villages) by the District Advisory Council; and

WHEREAS, the Ohio General Assembly, by virtue of Senate Bill 136 and Ohio Revised Code Section 3709.41, required the creation of a Licensing Council for the Lorain County General Health District, the members of which shall represent each business activity licensed by the Lorain County Health Department; and

WHEREAS, this Licensing Council is empowered and required to appoint, and has appointed, one of its members to the Board of Health of the Lorain County General Health District; and

WHEREAS, the net effect of Senate Bill 136 has been to reduce the number of appointments to the Board of Health to which the townships and villages are entitled under the Contract for Union; and

WHEREAS, the District Advisory Council, at a regular meeting held March 7, 2002, by unanimous vote of all members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the chairperson to sign an Amended Contract for Union to such effect; and

WHEREAS, the City of Oberlin, at a regular meeting held April 15, 2002, by a majority vote of council members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the City Manager to sign an Amended Contract for Union to such effect (Ordinance No. 02-43);

WHEREAS, the City of Amherst, at a regular meeting held May 13, 2002, by a majority vote of council members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the Mayor to sign an Amended Contract for Union to such effect (Ordinance No. O-02-48);

WHEREAS, the City of North Ridgeville, at a regular meeting held June 17, 2002, by a majority vote of council members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the Mayor to sign an Amended Contract for Union to such effect (Ordinance No. 3810-2002);

WHEREAS, the City of Avon, at a regular meeting held June 10, 2002, by a majority vote of council members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the Mayor to sign an Amended Contract for Union to such effect (Ordinance No. 98-02);

WHEREAS, the City of Sheffield Lake, at a regular meeting held July 9, 2002, by a majority vote of council members present, voted affirmatively to increase the size of the Board of Health from seven (7) to eight (8) members; to increase the term of office of each member from four (4) to five (5) years; and to authorize the Mayor to sign an Amended Contract for Union to such effect (Ordinance No. 46-02);

NOW THEREFORE, the Lorain County District Advisory Council and the Cities of Oberlin, Amherst, North Ridgeville, Avon and Sheffield Lake, through the signatures below of their duly authorized representatives, agree as follows:

1. The administration of public health services for the combined health district shall continue to 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 and Avon
Area No. 4: All townships and villages not covered by existing city health districts
2. The Combined Board of Health shall consist of eight (8) 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 and Sheffield Lake, with approval by the legislative authorities of said cities; one member shall be regularly appointed by the Lorain County Licensing Council; and four (4) members shall be regularly appointed to represent Area No. 4 (the townships and villages) by the District Advisory Council;
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 Original Contract for Union, filed with the Ohio Department of Health on March 1, 1962 and the Amended Contract for Union filed with the Ohio Department of Health on February 2, 1984, except as modified herein, shall remain in full force and effect.

[Signed by representatives of all participating public entities]