

BOARD OF YAKIMA COUNTY COMMISSIONERS

ORDINANCE NO. 1-2021

IN THE MATTER OF AMENDING YAKIMA COUNTY CODE SECTION 6.04 REGARDING PROVISIONS FOR THE APPOINTMENT AND TERM OF MEMBERS OF THE YAKIMA BOARD OF HEALTH

WHEREAS, the Board of Yakima County Commissioners may at its discretion adopt an ordinance regarding the Yakima Board of Health that includes provisions for the appointment, term, and compensation or reimbursement of expenses of its members; and

WHEREAS, the Board of Yakima County Commissioners previously adopted Ordinance 2-2018, which was codified as Yakima County Code § 6.04; and

WHEREAS, the decisions of the Board of Health have broad impact on the health and wellbeing of the community; and

WHEREAS, given the increasingly complex public health issues facing Yakima County, including, but not limited to the COVID-19 pandemic, and the County's commitment to find solutions to improve the overall health of the community; and

WHEREAS, the Yakima County Board of Commissioners desires to increase its engagement with the Board of Health in order to evaluate and develop public health policies and strategies to support a healthy community; and

WHEREAS, on December 15, 2020, at its regular weekly public agenda meeting, the Yakima County Board of Commissioners passed a resolution calling for a Public Hearing on December 29, 2020; and

WHEREAS, a Notice of Public Hearing was published in the *Yakima Herald-Republic* on December 16, and December 23, 2020; and

WHEREAS, a draft ordinance was published on the Yakima County website on December 15, 2020; and

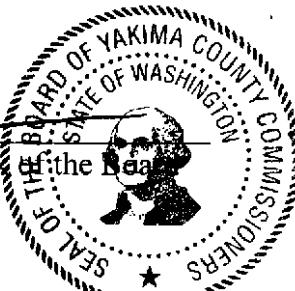
WHEREAS, a Public Hearing was held to discuss the proposed ordinance on December 29, 2020 at 1:30 pm;

NOW, THEREFORE, BE IT ORDAINED that the Yakima Board of County Commissioners adopt the attached chapter to be codified as Yakima County Code Chapter 6.04 as set forth in Exhibit A to amend the provisions for the appointment and term of the Yakima County Board of Health, effective on January 5, 2020.

The Clerk of the Board is directed to transmit a copy of this Ordinance to the County Auditor and Treasurer.

DONE this 5th day of January 2020.

Attest:

 Julie Lawrence, Clerk of the Board
Ron Anderson, Chairman
Amanda McKinney, Commissioner
LaDon Linde, Commissioner

*Constituting the Board of County Commissioners
for Yakima County, Washington*

EXHIBIT A

Chapter 6.04 COUNTY HEALTH DISTRICT

Sections:

6.04.010 Membership – Appointment – Term – Compensation – Reimbursement of Expenses.

6.04.020 Fund Established.

6.04.030 Officer Appointment.

6.04.040 Payroll.

6.04.050 Claims Payment.

6.04.060 Meetings.

6.04.070 Food Permit Transfer.

6.04.080 Budget Adoption.

6.04.010 Membership – Appointment – Term – Compensation – Reimbursement of Expenses.

(1) The district Board of Health of the health district of Yakima County shall consist of the following seven members, each of whom shall have one vote, except the chair of the Board of Health, who shall have two votes:

(a) Three members of the board of county commissioners, one of whom shall be elected as chair of the Board of Health for a one-year term, not to exceed four consecutive terms;

(b) Two elected officials of the cities and towns within Yakima County to be nominated by the nominating committee and appointed by the Board of Health to represent the collective interests of all cities within Yakima County; and

(c) Two citizens from within Yakima County with an interest in public health to be nominated by the nominating committee and appointed by the Board of Health for four-year terms, which terms shall be staggered so that every two years one of such terms shall expire. A citizen may serve no more than two consecutive four-year terms.

(d) Appointment process for elected city officials and citizen representatives will follow procedures as outlined in Yakima Health District Board of Resolution 2018-3, as amended consistent with this Section.

(2) Elected officials shall be appointed by the Board of Health after all of the following steps have been completed:

- (a) The Yakima Health District has made the cities and towns in Yakima County aware of a vacant position by promoting and seeking qualified candidates;
- (b) Interested candidates have submitted letters of qualification and interest within 30 days of the announcement that the position is vacant;
- (c) The nominating committee has reviewed the submitted letters, conducted interviews and has nominated candidates to the Board of Health for consideration;
- (d) The Board of Health has reviewed the submitted letters and interviewed the nominated persons; and
- (e) The Board of Health, by a majority vote, has selected a candidate to serve a term on the Board of Health.

- (3) Each elected official shall serve a term of two years at the pleasure of the entity or entities appointing him/her. Consecutive terms are allowed, but in no event may a member serve beyond the term of the elective office which qualifies him or her to serve on the board of health: *provided*, that no elected official is eligible for appointment to the Board of Health if his/her elected term expiration date would leave a mid-term vacancy on the Board of Health. An elected official may serve no more than four consecutive two-year terms.
- (4) The Yakima County Coroner shall serve as an ex-officio member of the Board of Health. The Coroner shall not have voting privileges, shall not be included in the count when determining the number needed for a quorum and shall not be counted when determining if a quorum is present.
- (5) For purposes of this Section, the following terms shall be defined as follows:
 - (a) "Elected official" shall include an official appointed to an elected position; and
 - (b) "Nominating committee" shall mean the Board of Yakima County Commissioners.
- (6) Neither the Yakima County Health District nor the Yakima Board of Health shall create any committee or sub-committee which creates or enforces any policy except as expressly provided by chapter 70.05 RCW, chapter 70.46, chapter 70.02 RCW, chapter 43.20 RCW or chapter 43.70 RCW, without the approval of the Board of Yakima County Commissioners.
- (7) All Board of Health committees shall include the members of The Board of Yakima County Commissioners, who shall also comprise the majority all such committees.
- (48) No member shall receive compensation from the Yakima County health district for serving as a member of the board of health.

(Ord. 3-2000 § 1, 2000; Ord. 1-1996 § 1, 1996; Vol. W p. 342 (part), 1950).

6.04.020 Fund Established.

A fund to be designated as district health fund shall be established by the treasurer of Yakima County, Washington, who shall be the treasurer and custodian thereof, and in which said fund shall be placed all moneys received by the health district from any source and out of which shall be expended all moneys disbursed by the health district, in accordance with law.

(Vol. W p. 342 (part), 1950).

6.04.030 Health Officer Appointment.

A qualified physician, trained and experienced in public health, is appointed district Health Officer of the health district. In the event of a vacancy in the Health Officer position, a new Health Officer shall be appointed by the Board of Health after all the following steps have been completed:

- (1) The Yakima Health District has made the public aware of the vacancy by promoting and seeking qualified candidates;
- (2) Interested candidates have submitted letters of qualification and interest within 30 days of the announcement that the position is vacant;
- (3) The nominating committee has reviewed the submitted letters, conducted interviews and has nominated candidates to the Board of Health for consideration;
- (4) The Board of Health has reviewed the submitted letters and interviewed the nominated persons; and
- (5) The Board of Health, by a majority vote, has selected a candidate to serve as the Health Officer of the health district.

(Vol. W p. 342 §1, 1950).

6.04.035 Executive Director Appointment.

An Executive Director of the health district is appointed. The Executive Director shall act as executive secretary and administrative officer for Board of Health, and shall be responsible for administering the operations of the Board including such other administrative duties required by the Board of Health, except for duties assigned to the Health Officer as enumerated in RCW 70.05.070 and other applicable state law.

In the event of a vacancy in the Executive Director position, a new Executive Director shall be appointed by the Board of Health after all the following steps have been completed:

- (1) The Yakima Health District has made the public aware of the vacancy by promoting and seeking qualified candidates;
- (2) Interested candidates have submitted letters of qualification and interest within 30 days of the announcement that the position is vacant;
- (3) The nominating committee has reviewed the submitted letters, conducted interviews and has nominated candidates to the Board of Health for consideration;

- (4) The Board of Health has reviewed the submitted letters and interviewed the nominated persons; and
- (5) The Board of Health, by a majority vote, has selected a candidate to serve as the Executive Director of the health district.

6.04.040 Payroll.

Monthly payrolls of the health district may hereafter be certified for payment upon approval of the chairperson of the board of health, or such other member of the board of health as designated in the chairperson's absence.

(Vol. W p. 342 §2, 1950).

6.04.050 Claims Payment.

All claims against the health district shall be paid only upon approval of the executive director of the health district and a majority of the members of the board of health.

(Vol. W. p. 342 §4, 1950).

6.04.060 Meetings.

Regular meetings of the district board of health shall hereafter be held at the hour of 8:30am, upon the last Wednesday of each month, excepting when said day may fall upon a holiday, the regular meeting shall be held upon the day preceding; special meetings of the district board of health may be called at any time on order of the chairperson of the board of health, or at the request of any members thereof.

(Vol. W p. 342 §5, 1950).

6.04.070 Food Permit Transfer.

The maintenance and administration of the issuance and collection of food permits are transferred to the Yakima Health District.

To effectuate said transfer, books of receipts, applications, and permits are transferred from the possession of the board of county commissioners to the possession of Yakima Health District.

(Vol. VI p. 428 (part), 1961).

6.04.080 Budget Adoption.

Adoption of the annual budget of the health district shall require the presence of a quorum of members of the board of health and shall require the concurrence of a majority of those members present, and two-thirds of the county commissioners.