

ORDINANCE NO. 2020-09

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 9: "BOARDS, COMMITTEES, AND COMMISSIONS" OF THE BOROUGH'S REVISED GENERAL ORDINANCES TO CONVERT THE BOROUGH'S AUTONOMOUS BOARD OF HEALTH INTO AN ADVISORY BOARD OF HEALTH GIVEN THE BOROUGH'S SHARED SERVICES AGREEMENT WITH THE MONMOUTH COUNTY DEPARTMENT OF HEALTH

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that the following Article 1 of Chapter 9: "Boards, Committees, and Commissions" of the Revised General Ordinances of the Borough of Red Bank is hereby amended as follows (stricken text denotes deletions, underlined text denotes additions):

ARTICLE I ADVISORY BOARD OF HEALTH

§ 9-1 Created.

There shall be in and for the Borough an Advisory Board of Health in accordance with the provisions of N.J.S.A. 26:3-3.1 *et seq.*

§ 9-2 Membership; terms.

The Advisory Board of Health shall consist of seven members and shall be appointed by the Mayor and confirmed by the Council to serve for four-year terms. The terms of not more than two members shall expire in any one year, except in the case of vacancies, which shall be filled for the unexpired terms only.

§ 9-3 Alternate members.

- A. *Appointments.* The Mayor, with the confirmation of the Council, may appoint two alternate members and designate them as "Alternate No. 1" and "Alternate No. 2."
- B. *Terms; vacancy.* The terms of the alternate members shall be for two years, except that the terms of the alternate members first appointed shall be two years for Alternate No. 1 and one year for Alternate No. 2, so that the terms of not more than one alternate member shall expire in any one year. A vacancy occurring otherwise than by expiration of term shall be filled by the Mayor with the confirmation of the Council for the unexpired term only.
- C. *Conflicts of interest; voting order.* An alternate member shall not be permitted to act on any matter in which he has either directly or indirectly any personal or financial interest. An alternate member may, after public hearing if he requests one, be removed by the governing body for cause. An alternate member may participate in discussion of the proceedings but may not vote except in the absence of or disqualification of a regular member. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote first.

§ 9-4 Rules and regulations adopted~~Officers~~.

The Advisory Board of Health shall adopt rules and regulations for its own government and shall elect a President Chairperson and Secretary from among its own members. The Chairperson shall preside at all meetings and the Secretary shall keep and maintain minutes of all meetings of the Advisory Board of Health. All members of the Advisory Board shall serve without compensation, except that the members of the Advisory Board may be reimbursed by the Township, with prior approval, for expenses incurred while performing any function as a member of the Advisory Board.

§ 9-5 Appointments~~Powers and Duties.~~

~~The Board of Health shall appoint a Registrar of Vital Statistics, Clerk and Health Officer and may also appoint such other officers or assistants as the Board of Health may deem necessary. All appointees of the Board of Health shall be governed by the rules of the Board and they may be removed for cause by the Board.~~

The powers and duties of the Advisory Board of Health are as follows:

- A. Advise and consult with the Borough Council and Monmouth County Department of Health with respect to the public health needs and programs of the Borough.

- B. Review and make recommendations to the Borough Council and Monmouth County Department of Health with respect to public health hazards in and about the Borough.
- C. Study and report on proposed health-related ordinances to the Borough Council and Monmouth County Department of Health.

§ 9-6 Debts; appropriations.

The Advisory Board of Health shall not contract any debt or debts of any kind beyond the amount of the appropriation made for its use by the Mayor and Council of the Borough.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Second	X			
Councilwoman Triggiano		X			
Councilman Ballard		X			
Councilman Yngstrom	Motion	X			
Councilman Zipprich		X			
Councilwoman Horgan		X			

Introduction: June 17, 2020

Public Hearing/Adoption: July 22, 2020

I hereby certify the above to be a true copy.

Pamela Borghi

Pamela Borghi, Municipal Clerk