



FIRST AMENDED, ADAMS COUNTY BOARD OF HEALTH BYLAWS

I. Organization

The Adams County Board of County Commissioners adopted Adams County Resolution 2022-383 on July 19, 2022, establishing the Adams County Board of Health (“Board” or “BOH”) as the governing body of the Adams County Health Department (“ACHD” or “Department”), in compliance with relevant state law. The Board and Department shall have jurisdiction over all areas within Adams County, including municipalities, as provided by law and as outlined in the Board establishing resolution.

These Adams County Board of Health Bylaws (“Bylaws”) shall regulate the procedures of the Board with respect to the internal management and governing of the Board. Nothing contained herein shall be construed to conflict with Colorado statutes or any other law or regulation.

II. Membership

As required by state statute and as outlined in the Board establishing resolution, the Board shall consist of five members (“members”) who shall be appointed by the Adams County Board of County Commissioners (“BOCC”) to serve five-year, staggered terms. All Board members must reside in Adams County. Board members may serve no more than two consecutive, five-year terms. Partial-terms of less than five years shall not count toward the two-consecutive-term-limit.

As recommended by the National Association of Local Boards of Health (“NALBOH”), Board membership should reflect the diversity of the community it serves. The BOCC, after statutory requirements are met, and to the greatest extent possible, shall consider the following when appointing members to the Board:

- Representation of diverse races, ethnicities, ages, socioeconomic statuses, and genders.
- Representation of persons with disabilities.
- Representation of community partners such as healthcare, community-based organizations, businesses, advocacy organizations, and citizens.
- Geographical representation of Adams County, including rural and urban representation.
- Representation from a broad range of professional backgrounds including public health; environmental health; medical/nursing; health equity; health promotion/education; mental health/social work; education; advocacy; media relations; and business.

Ideal candidates should also have a clear understanding of the underpinnings of social determinants of health, social justice, and health equities; knowledge of or experience working with public health programming; and commitment to attending Board meetings on a regular basis.

All Board members shall serve without pay, except that members are entitled to receive reimbursement for actual and necessary expenses incurred due to provision of Board member duties.

Officers

The Board shall elect from its members a President and a Vice President (“officers”) and such other officers as deemed necessary by the Board. The public health director of the agency (“Executive Director”), or their designee, shall serve as Secretary to the Board but shall not be a member of the Board. All officers shall hold their positions at the pleasure of the Board.

Board officers shall be elected annually from the membership of the Board at the December meeting of each year or, if not possible, at a meeting scheduled as soon as possible thereafter, as determined by the Executive Director and Board President. After the occurrence of a vacancy involving a Board officer, the Board shall elect a Board member to fill that officer position at the first Board meeting after the vacancy occurs. Newly elected officers shall assume their position at the conclusion of the meeting at which elected. Board members shall serve no more than two consecutive one-year terms in any Board officer position. Partial-terms of less than one year shall not count toward the two-consecutive-term-limit.

Duties of Board Officers

The President shall preside at all meetings of the Board, appoint committees, be an ex-officio member of committees, lead the Board so that the Board performance is consistent with its own bylaws, working agreements, and policies, and perform such other duties that parliamentary custom requires.

The Vice President shall act as President in the absence of the President.

The Secretary shall issue public notices of all Board meetings, attend Board meetings, keep and provide minutes of all Board meetings, and maintain custody and control of the records and books of the Board.

III. Meetings

Regular Meetings

Meetings shall occur regularly at locations and times, but at least once every three months, as may be established by resolution of the Board. Regular meetings may also be held via videoconference or teleconference transmission at which time all Board members shall have an opportunity to participate in the same manner as they would participate in a Board meeting at which they are physically present in person.

Special Meetings

Special Board meetings may be called at the discretion of the President or the Executive Director or a majority of the Board, provided that at least three days' notice or, in the case of an emergency, twenty-four (24) hours' notice, is given to all members and notice to the public is provided in accordance with the Colorado Open Meetings Law. Special Meetings may be held via videoconference or teleconference transmission at which time all Board members shall have an opportunity to participate in the same manner as they would participate in a meeting at which they are physically present in person.

Conduct and Record of Meetings

All Board meetings shall be conducted and recorded in accordance with the Colorado Open Meetings Law. Meetings shall be conducted in keeping with general parliamentary procedure.

Meeting Notices

The posting of Board meeting notices shall be conducted in accordance with the Colorado Open Meetings Law and all Adams County meeting posting requirements.

Quorum

A majority of Board members present at Board meetings shall constitute a quorum. Board business shall only be conducted if a majority of Board members are present. If a majority of Board members cannot be present or are not present at any meeting, that meeting shall be postponed to a date determined by the Executive Director and Board President.

IV. Member Conduct

Conflict of Interest and Ethical Conduct

Board members shall not perform an official act which may have a direct economic benefit on a business or other undertaking in which such member has a direct or substantial financial interest. The Board adopts, and each Board member agrees to comply with, the most up to date Adams County Code of Ethics.

Attendance

Attendance of all members is required at regular meetings. In the event of unavoidable absence, the Board member is expected to notify, prior to the meeting, either the President or Secretary.

Removal

In the event a member misses three (3) or more Board meetings, the President, Executive Director, or a majority of the Board, may request that the BOCC appoint a replacement member to take the absent Board member's place. Board members may also be removed at the discretion of the BOCC.

Vacancies

In the event a Board member no longer resides in the County, resigns from the Board, is removed from the Board, is unable to fulfill the member's Board duties, or membership ends for any other reason, the Executive Director shall notify the BOCC and the BOCC shall appoint a new member to fill the vacancy for the unexpired term. Board members may serve no more than two consecutive, five-year terms. Partial-terms of less than five years shall not count toward the two-consecutive-term-limit.

V. Finances

The Treasurer of the County shall be the custodian of all funds of the Board of Health and Adams County Health Department.

All monies appropriated, collected, or credited to the Board or Department shall be deposited, through the Adams County Treasurer, in a bank and special fund created by the treasurer. All monies credited to

this fund shall be expended in accordance with the Department’s approved budget and Adams County Budget and Procurement policies.

The Executive Director shall prepare a budget annually for the ensuing calendar year, which shall be submitted to the Board, the County’s Budget & Finance Director, and the BOCC in accordance with the Adams County Health Department Budget Policy. The Department and Board must adhere to all County finance and ethics policies, including Purchasing Policies and the Code of Ethics.

Twice per year, the Board and Department shall prepare and provide an update to the BOCC concerning Department operations and budget.

VI. Public Health Director and Staff

Public Health Director

The Board must select a public health director (“Executive Director”) to serve at the pleasure of the Board. The Executive Director is responsible for carrying out all relevant duties and responsibilities outlined in state statute and regulation and shall possess such minimum qualifications as may be prescribed by state board. The qualifications of the Executive Director shall reflect the resources and needs of the County. If the Executive Director is not a physician, the Board shall employ or contract with at least one medical officer to advise the Executive Director on medical decisions. The Executive Director shall maintain an office location designated by the Board and shall be the custodian of all property and records of the agency.

The Executive Director shall be responsible for the day-to-day management and operations of the Department, including the signing of agreements and the expenditure of Department funds in accordance with the Department’s approved budget and all relevant Adams County Budget and Procurement policies. If a purchase order or contract exceeds the maximum approval level for the Executive Director as defined in the Adams County Purchasing Policy, the Executive Director shall obtain prior approval from the Board of Health. The Executive Director is responsible for observing all relevant statutes and regulations as well as all relevant Department, Board, and County policies, including the Adams County Health Department Budget Policy.

Department Staff

Except for the Executive Director, all other personnel required by the Department shall be appointed by the Executive Director and shall perform such duties as prescribed by the Executive Director. The Executive Director will adhere to County personnel policies regarding recruitment and compensation and will adhere to the County’s compensation guidelines when hiring and compensating Department employees. Department personnel shall receive such compensation, benefits (including leave accruals and holidays), and expense allowance as set forth in Adams County policy for all County Employees.

VII. Powers and Duties of the Board of Health

The Board of Health shall have all powers and duties conferred upon the Board of Health by virtue of resolution, regulation, contract, or Colorado statutes, as amended.

VIII. Legal Actions and Judicial Review

The county attorney shall be the legal advisor for the Board and Department and shall bring any civil or criminal action requested by the Executive Director to abate a condition that exists in violation of, or to restrain or enjoin any action that is in violation of, or to prosecute for the violation of or for the enforcement of, the public health laws and the standards, orders, and rules of the state board or county board of health.

IX. Amendments to Bylaws

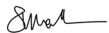
These Bylaws may be amended at any meeting of the Board. Written notice of proposed amendments shall be given at least three days prior to the meeting and such amendments shall not be inconsistent with any Colorado statute or Adams County policies applicable to public health. All current Board members must be present to consider proposed amendments. Bylaws shall be reviewed by the Board at least every two years.

Upon motion duly made and seconded the foregoing Bylaws were adopted by the following vote:

Gilliam	_____	Yea
Keiling	_____	Yea
Lindemann	_____	Yea
Mahnke	_____	Yea
Winkler	_____	Yea

Board of Health Members

ADOPTED, this 21st day of December, 2023.



Dr. Sheela Mahnke, President
Adams County Board of Health

Bylaw Review and Revision History

Date of Review	Initials of Reviewer	Summary of Any Changes Made
August 22, 2022	MJS	Original bylaws created.
December 21, 2023	MJS	Amendment One. (1) Clarifying that partial-terms for Board membership (less than five years) and officer positions (less than one year) do not count toward the two-term-limits. – Pages 1, 2, and 4. (2) Clarifying that the election of Board officers will happen at the Board’s December meeting, or as soon as possible thereafter. – Page 2.

		<p>(3) Clarifying that Special Meetings, like Regular Meetings, may also be held via video or telephone conference. – Page 2. (4) Clarifying that Board meetings will be postponed if quorum is not met. – Page 3. (5) Removing the requirement that the Board amend Bylaws at a Regular meeting, to allow for edits at a Special meeting if needed. – Page 5</p>