



# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Master

**File Number: 14079**

**File ID:** 14079

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** BOARD OF  
HEALTH FOR  
MADISON AND  
DANE COUNTY

**File Created Date :** 03/19/2009

**File Name:** Amending IGA City-County Health Dept.

**Final Action:** 05/05/2009

**Title:** Amending the Intergovernmental Agreement between the City and Dane County creating the City-County Health Department, with respect to absences and election of officers.

### Notes:

**CC Agenda Date:** 05/05/2009

**Sponsors:** Lauren Cnare

**Enactment Date:** 05/06/2009

### Attachments:

**Enactment Number:** RES-09-00418

**Author:** Michael P. May, City Attorney

**Hearing Date:**

**Entered by:** phustad@cityofmadison.com

**Published Date:**

## History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Attorney's Office	03/24/2009	Referred for Introduction				
	<b>Action Text:</b> This Resolution was Referred for Introduction						
	<b>Notes:</b> Board of Health for Madison and Dane County						
1	COMMON COUNCIL	03/31/2009	Referred	BOARD OF HEALTH FOR MADISON AND DANE COUNTY		04/16/2009	
	<b>Action Text:</b> This Resolution was Referred to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY						
	<b>Notes:</b>						
1	BOARD OF HEALTH FOR MADISON AND DANE COUNTY	04/16/2009	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER				Pass
	<b>Action Text:</b> A motion was made by Cnare, seconded by Wilcox, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.						
	<b>Notes:</b>						
1	COMMON COUNCIL	05/05/2009	Adopt				Pass
	<b>Action Text:</b> A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.						
	<b>Notes:</b>						

## Text of Legislative File 14079

### Fiscal Note

No fiscal impact is anticipated.

### Title

Amending the Intergovernmental Agreement between the City and Dane County creating the City-County Health Department, with respect to absences and election of officers.

### Body

#### Background

The Board of Health for Madison and Dane County (BOHMDC) and the Department of Public Health for Madison and Dane County were created by an Intergovernmental Agreement (IGA) between the City of Madison and Dane County dated November 20, 2007.

The BOHMDC is in the process of adopting Bylaws consistent with the IGA for governance of its operation. While drafting Bylaws, the BOHMDC has determined that two provisions of the IGA are not consistent with its effective governance and operation. Specifically, those provisions of the IGA are as follows:

Art. VI, Para. A (2)(c)(3)c which states that "The board member's term shall be automatically terminated and a vacancy created upon his or her absence from three (3) consecutive meetings."

Art. VI, Para. A(5) states that "By majority vote of members present the BOHMDC shall elect officers on an annual basis."

The BOHMDC has adopted a Resolution requesting that the City of Madison and Dane County amend Art. VI, Para. A(2)(c)(3)c of the IGA to provide greater flexibility for dealing with absences and providing for excused absences. The BOHMDC further requests that Art. VI, Para A(5) be amended to provide that a majority of the members appointed to the BOHMDC elect officers on an annual basis.

This resolution makes the changes requested by the BOHMDC, except that it does not address the issue of excused absences, leaving that question for the BOHMDC to determine by rule or bylaw.

#### Resolution

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison authorizes an amendment to Art. VI, Para. A(2)(c)(3)c of the IGA, to state:

The chair of the Board shall report to the County Executive and Mayor each instance in which a member is absent without excuse from three of four consecutive meetings. The County Executive and Mayor shall take appropriate action to secure the attendance of such members including, in their discretion, requesting their resignation.

BE IT FURTHER RESOLVED that the Common Council of the City of Madison authorizes an amendment to Art. VI, Para. A(5) of the IGA, to state:

5. Officers. By majority vote of the members appointed, the BOHMDC shall elect officers on an annual basis. Elected officials of the City and County may not serve as Board Officers.

BE IT FURTHER RESOLVED, that these amendments shall be effective upon adoption of resolutions of the City and the County, and the appropriate officers of each may then sign the amendments.