

City Council Agenda Memo

From: DJ Buthe, Public Works Director

Council Meeting: July 13, 2021 / July 27, 2021

Subject: Dissolving the Board of Health

Person(s) Responsible: Jacob Meshke, Assistant City Manager

Summary:

This Ordinance will dissolve the Board of Health. The board meets once a year, and the purpose has evolved from community health matters to items only impacting solid waste. Many of the original community health oversight is now handled by other entities and the state per state statute. The Sustainability Council now provides insight into recycling and similar solid waste opportunities.

Background:

SDCL 9-32-2 provided guidance to municipalities to appoint a Board of Health.
SDCL 9-32-2. City board of health--Powers and duties.
Each first or second class municipality may appoint a board of health and prescribe its powers and duties subject to the supervision of the State Department of Health.
Source: SL 1890, ch 37, art V, § 1, subdiv 61; RPolC 1903, § 1229, subdiv 61; SL 1913, ch 119, § 53, subdiv 61; RC 1919, § 6170 (9); SDC 1939, § 45.0202 (1); SL 1981, ch 44, § 36; SL 1992, ch 60, § 2.

The Board of Health was originally established pre-1964 to exercise a general supervision over the health of the City with full powers to take all steps and all measures necessary to promote the cleanliness and healthfulness of the City. The Board of Health also provides general recommendation over the sanitary conditions of the City, the operation of the Brookings Regional Landfill and the City Solid Waste Collection System. They meet once a year.

The Sustainability Council will continue to provide insight on the topics the Board of Health was responsible for.

Item Details:

Approving this Ordinance will dissolve the Board of Health. Over the years the health oversight is now managed by the Department of Health and other resources as determined by state law. The board meets once a year to hear of existing operations and future endeavors.

The current board members are encouraged to seek volunteer opportunities with other volunteer boards, committees, and commissions such as the Sustainability Council.

Legal Consideration:

City Attorney Steve Britzman has reviewed the Ordinance.

Strategic Plan Consideration:

Service and Innovation Excellence– opportunity to consolidate volunteer boards and streamline operations.

Financial Consideration:

None.

Options and Recommendation:

The City Council has the following options:

1. Approve as presented
2. Amend
3. Deny
4. Move the item to a study session
5. Do nothing

Staff recommends approval of the ordinance as presented.

Supporting Documentation:

Ordinance