

Chapter 40.05 CITY AND BOROUGH HOSPITAL—BOARD OF DIRECTORS¹

40.05.010 Appointment.

The hospital board of directors shall consist of nine members appointed by the assembly for staggered three-year terms. Members of the hospital board of directors shall serve at the pleasure of the assembly. To the extent feasible, appointments to the board should include persons with experience or expertise in subject matters relevant to hospital governance such as health care, finance, compliance, business, strategic planning, information technology, law/regulation, or risk management. Up to two members of the hospital board of directors may be physicians in the community appointed from a list of those names submitted by the hospital medical staff. Terms shall commence on January 1. No board member, or member of a board member's immediate family or household, may be employed by the hospital. Appointments to fill vacancies shall be for the unexpired term. In the event a seat has six months or less remaining to the unexpired term, the assembly, at its discretion, may choose to appoint the member to the remainder of the current term as well as to the full term immediately following the expiration date of the unexpired term. No member of the hospital board who has served for three consecutive terms or nine years shall again be eligible for appointment until one full year has intervened, provided, however, that this restriction shall not apply:

- (1) If there are no other qualified applicants at the time reappointment is considered by the assembly human resources committee, or
- (2) To qualified board members serving in board seats for which a specific occupation or expertise is set forth by ordinance.

(GJB § 40.05.010; Serial No. 76-42, § 2, 1977; Serial No. 87-27, § 2, 1987; Serial No. 87-70, § 2, 1987; Serial No. 2004-08, § 4, 3-22-2004; Serial No. 2005-03(d), § 4, 6-13-2005; Serial No. 2019-20, § 2, 7-22-2019, eff. 8-22-2019)

40.05.020 General powers.

- (a) Subject to state laws and City and Borough ordinances, the hospital board of directors shall be responsible for the operation of all hospitals and associated facilities, located inside and outside the City and Borough of Juneau, owned or leased by the City and Borough according to the best interests of the public's health, shall make and enforce all rules and regulations necessary for the administration of hospitals under their management, shall prescribe the terms under which patients shall be admitted thereto and shall establish and enforce standards of operation. The hospital board of directors shall, within the hospital appropriation, establish and may amend the pay plan for hospital employees.
- (b) The pay plan and amendments thereto shall be based on wages paid in similar job classifications in private hospitals in other communities, adjusted for cost-of-living differentials. The pay plan and amendments thereto shall become effective upon adoption by the hospital board of directors.
- (c) The hospital board of directors may establish one or more programs for the purpose of attracting qualified physicians to practice in the community. Such programs may include grants, loans, the lease or use of improved hospital real property to the extent permissible by state and federal law or grant conditions, and the sale, lease or license to use hospital personal property to the extent permissible by state and federal law

¹Charter reference(s)—Hospital board, § 3.15.

or grant conditions; provided, a license or lease of real or personal property under such a program may be canceled by the hospital board of directors or the assembly upon 30 days' notice to the licensee or lessee.

- (d) Personnel actions regarding the hospital administrator, including hiring, evaluation, discipline, and termination, shall be after consultation with the city manager.

(GJB § 40.05.020; Serial No. 74-24, § 3, 1974; Serial No. 75-06, § 3, 1975; Serial No. 76-05, § 2(c), 1976; Serial No. 82-08, § 2, 1982; Serial No. 2005-32(b), § 3, 10-10-2005; Serial No. 2021-40, § 2, 12-13-2021, eff. 1-12-2022)

40.05.030 Adoption of bylaws.

The hospital board of directors shall recommend bylaws for the administration and government of the hospital which bylaws shall become effective upon approval of the City and Borough assembly by resolution. The assembly may accept the bylaws recommended by the hospital board of directors, may reject such bylaws or may modify them.

(GJB § 40.05.030)

40.05.040 Organization.

The hospital board of directors shall elect annually from its members a president and secretary and such other officers as it deems necessary. The hospital board of directors may establish an executive committee with authority to act on behalf of the hospital board and may appoint such other committees as it deems necessary.

(GJB § 40.05.040; Serial No. 2016-06, § 2, 5-2-2016, eff. 6-2-2016)

40.05.050 Vacancies.

A vacancy in the hospital board shall exist under the following conditions:

- (1) If a person appointed to membership fails to qualify and take office within 30 days of appointment;
 - (2) If a member departs from the City and Borough with the intent to remain away for a period of 90 or more days;
 - (3) If a member submits his or her resignation to the board or assembly;
 - (4) If a member is unable to attend regular board meetings for a period of more than 90 days;
 - (5) If a member misses more than 40 percent of the regular board meetings in a 12-month period; or
 - (6) If a member is removed by the assembly, in its sole discretion, for the convenience of the City and Borough.
- (b) For the purposes of counting attendance, a member participating telephonically in accordance with the Assembly Rules of Procedure shall be counted as present.
- (c) The chair of the hospital board shall notify the clerk's office of any vacancy on the hospital board. Upon notification, the assembly shall appoint a new member for the unexpired term.

(GJB § 40.05.050; Serial No. 2005-03(d), § 5, 6-13-2005)

40.05.060 Meetings.

The hospital board of directors shall meet at least once each month at a place and time to be designated by the board.

(GJB § 40.05.060; Serial No. 2016-06, § 2, 5-2-2016, eff. 6-2-2016)

State law reference(s)—Public meetings, AS 29.20.020, 44.62.310.

40.05.070 Membership in associations.

The hospital board of directors may maintain membership in any local, state or national group or association organized and operated for the promotion of the public health and welfare or the advancement of the efficiency of hospital administration and, in connection therewith, pay dues and fees thereto.

(GJB § 40.05.070)

40.05.080 Compensation.

A member of the hospital board of directors shall be compensated at the rate of \$225.00 per month.

(Serial No. 2021-20(b)(am) , § 6, 6-14-2021, eff. 1-1-2022)