

**TOWN OF GUTTENBERG
COUNTY OF HUDSON, STATE OF NEW JERSEY**

ORDINANCE #04-23

AN ORDINANCE CREATING THE ADVISORY BOARD OF HEALTH

WHEREAS, the Town Council deems it necessary and appropriate for the health and welfare of the residents of the Town of Guttenberg to promote public health within the community.

WHEREAS, to better address those concerns, the Town Council wishes to abolish the Town's Board of Health and create an Advisory Board of Health consisting the Mayor and members of the Town Council in accordance with the statutory requirements of N.J.S.A. 26:3-1 et seq., to provide continuing advice to it and the citizens of this community on matters pertaining to public health in the Town; and

WHEREAS, the Advisory Board of Health will provide policy and action recommendations, act to support the Town Council in its capacity as the Board of Health and serve as public health advocates to the community.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Town of Guttenberg, County of Hudson, State of New Jersey that the Revised General Ordinances of the Town of Guttenberg is hereby amended as follows:

SECTION I

Section 2-40 Board of Health, is hereby repealed and replaced with the provisions hereof.

SECTION II

A new Section 2-40 entitled "Advisory Board of Health" is hereby enacted and it shall read as follows:

§ 2-40.1 Board established.

There is hereby created and established, pursuant to N.J.S.A. 26:3-1 et seq, a Board of Health for the Town of Guttenberg to be known as the "Advisory Board of Health of the Town of Guttenberg" (that may alternatively be referred to as the Town of Guttenberg Board of Health). Simultaneously, the existing Board of Health of the Town of Guttenberg is hereby abolished.

§ 2-40.2 Membership.

- a. The members constituting the Advisory Board of Health shall be the Mayor and five members of the Town Council whose term on such Board shall be concurrent with his/her term on the Town Council. In addition, the Town Council may appoint a school nurse or

the municipal physician to the local board, notwithstanding that the nurse or physician is not a resident of the municipality whose term shall not exceed three years.

- b. All members of the Board shall serve without compensation, except that the members of the Board shall be reimbursed by the Town, with prior approval, for expenses incurred while performing any function as a member of the Board.

§ 2-40.3 Membership.

- a. The Advisory Board of Health's Chairman shall be the Mayor. The Chairman's duties shall be to fix meeting dates, conduct the meetings, appoint subcommittees and arrange the activities and functions of the Board so that they may be accomplished in an orderly and productive fashion.
- b. The Town shall provide a secretary to the Advisory Board of Health whose duties shall be to record the minutes of all meetings and to receive and transmit all correspondence of the Board. The secretary may be the Town Clerk.
- c. The Certified Public Health Officer will attend upon request Advisory Board of Health meetings in accordance with the Town's Shared Services Agreement for such services then in effect.

§ 2-40.4 Powers and duties.

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

- a. Advise and consult with the Health Officer with respect to the public health needs and programs of the Town.
- b. Review and make recommendations to the Health Officer with respect to public health hazards in and about the Town.
- c. Study and report on proposed health-related ordinances to the Health Officer, the Town Administrator and Town Council.

§ 2-40.5 Assistance.

The Advisory Board of Health shall receive from all Town officials, offices and departments such assistance as may be proper and reasonably necessary to aid the Committee in the performance of its duties.

SECTION III

Repealer. All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

SECTION IV

Codification. The Town Clerk shall have this Ordinance incorporated in the official copies of the Revised General Ordinances. The Town Clerk and the Town Attorney be and are hereby authorized and directed to correct any typographical error and to change any heading, chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those headings and numbers and existing provisions of the Revised General Ordinances of the Town of Guttenberg, or as they may otherwise deem appropriate, even if headings, chapter numbers, article numbers and section numbers are otherwise provided for in this Ordinance.

SECTION V

This Ordinance shall take effect upon passage and publication as required by law.

Summary of Ordinance

This Ordinance creates an Advisory Board of Health and abolishes the existing Board of Health.