

**ORDINANCE NO. 928**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE  
CITY OF LE MARS, IOWA, BY AMENDING CHAPTER 26,  
“HOSPITAL ADMINISTRATIVE AGENCY”**

Be It Enacted by the City Council of the City of Le Mars, Iowa:

**SECTION 1. SECTION MODIFIED.** Section 26.02 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.02 TITLE.** The title or name of said administrative agency shall be Floyd Valley Healthcare.

**SECTION 2. SECTION MODIFIED.** Section 26.03 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.03 AGENCY ACTION THROUGH BOARD OF TRUSTEES.** Floyd Valley Healthcare shall act through a hospital board of trustees which is also hereby formally established.

**SECTION 3. SECTION MODIFIED.** Section 26.04 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.04 BOARD MEMBERSHIP, ELECTION QUALIFICATION, COMPENSATION AND TERM.** The board of Trustees of the Floyd Valley Healthcare shall have five (5) members, elected for staggered terms of four (4) years. The members of the Board shall be not less than eighteen (18) years of age and shall be residents of the City. Said members shall serve without compensation.

**SECTION 4. SECTION MODIFIED.** Section 26.05 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.05 POWERS AND DUTIES OF BOARD OF TRUSTEES.** The Hospital Board of Trustees shall be vested with authority to provide for the management, control and government of the Floyd Valley Healthcare and related health care facilities owned by the City, and shall have such other powers and duties as set forth under Chapter 392 and elsewhere in the *Code of Iowa*, subject only to the following specific circumstances as to which approval of the Council is required:

1. The acquisition, purchase, lease, sale or other devise or conveyance of real property interests.
2. Exterior structural alterations or additions to City hospital or health care buildings and facilities placed under the management, control and government of the Hospital Board of Trustees pursuant to this chapter or otherwise, and the construction of new hospital or health care buildings or facilities not to be located within existing buildings under the management, control and government of the Hospital Board of Trustees.
3. Operations of Floyd Valley Healthcare beyond the corporate limits of the City.
4. Major expenditures involving ten percent (10%) or more of the gross annual revenues of the Floyd Valley Healthcare for the most recent preceding year of operation.
5. Changing the composition of the Hospital Board of Trustees, qualifications or manner of election of members.

**SECTION 5. SECTION MODIFIED.** Section 26.07 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.07 AUDIT; PRESENTATION TO COUNCIL.** Annually, the Hospital Board of Trustees shall provide for a complete and independent financial audit of Floyd Valley Healthcare. The formal report of said audit shall be presented to the Council within thirty (30) days from the time such report is made available to the Hospital Board of Trustees.

**SECTION 6. SECTION MODIFIED.** Section 26.08 of the Code of Ordinances of the City of Le Mars, Iowa, is repealed and the following adopted in lieu thereof:

**26.08 EFFECT; PRIOR ACTIONS APPROVED.** This chapter shall formalize the establishment of Floyd Valley Healthcare and its Board of Trustees which have heretofore existed, and all actions of the said Board of Trustees prior to the effective date of this chapter are hereby approved, the same as if taken pursuant to this chapter.

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED AND APPROVED this 1<sup>st</sup> day of December, 2015.

ATTEST:

\_\_\_\_\_  
Dick Kirchoff, Mayor

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Beverly Langel, City Clerk

CLERK'S CERTIFICATE

STATE OF IOWA            )  
                                  \* ss:  
PLYMOUTH COUNTY        )

I, Beverly Langel, City Clerk of the City of Le Mars, Iowa certify that the foregoing Ordinance was passed by a duly constituted quorum of the City Council of the City of Le Mars, Iowa, meeting in regular session on the 1<sup>st</sup> day of December, 2015 and that said Ordinance was published in the official City newspaper, the Le Mars Daily Sentinel, in its issue date this \_\_\_\_\_ day of December, 2015.

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Beverly Langel, City Clerk

First Reading: November 3, 2015  
Second Reading: November 17, 2015  
Third Reading: December 1, 2015