

CHAPTER 25**HOSPITAL BOARD**

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- 25.01 HOSPITAL ESTABLISHED.** Pursuant to an election held June 28, 1955, the Marengo Memorial Hospital was created under Chapter 37 of the Code of Iowa and authorized to operate as provided for by the laws of the State.
- 25.02 MEMBERSHIP.** The Board of Commissioners consists of not less than five (5) members and not more than eleven (11) members appointed by the City Council. The exact number of commissioners shall be set by separate resolution by the Marengo Council as requested by the Marengo Memorial Hospital. All the members of the board shall be bona fide citizens or residents of the Hospital's service area and shall be over the age of eighteen (18).
- 25.03 ORGANIZATION.** All appointments to the Board shall be for three (3) years except to fill vacancies. Appointments shall be made every year of one-third of the total number to stagger the terms. The position of any Commissioner shall be vacant if said Commissioner moves permanently from the Hospital's service area or if said Commissioner is absent from three (3) regular meetings of the Board within a year's time, except in the case of illness or other special circumstances approved in advance by the Board Chairperson. Vacancies in the Board shall be filled by appointment of the Council, and the new Commissioner shall fill out the unexpired term for which the appointment is made.
- 25.04 POWERS AND DUTIES.** The Board shall meet and elect from its members a Chairperson, a Secretary and such other officers as it deems necessary and shall have and exercise all of the powers and duties necessary for the management, control and government of the Hospital.
- 25.05 COMPENSATION AND EXPENSES.** No Commissioner shall receive any compensation for any services performed but may receive reimbursement for any cash expenses actually made for personal expenses incurred as a Commissioner, but an itemized statement of all expenses and moneys paid out shall be made under oath by each of the Commissioners and filed with the Secretary and allowed only by the affirmative vote of the full Board.
- 25.06 RULES.** The Board shall provide all needed rules for the economic conduct of the facilities under its jurisdiction.

- 25.07 ANNUAL REPORT.** The Board shall annually prepare a condensed statement of the total receipts and expenditures for the hospital or health care facility and cause the same to be published as required by law.
- 25.08 DISCRIMINATION.** No discrimination in the management of the hospital shall be made against practitioners of any school of medicine recognized by the laws of the State.
- 25.09 GIFTS.** As a part of the Board's authority, it may accept property by gift, devise, bequest or otherwise; and, if the Board deems it advisable, may, at public sale, sell or exchange any property so accepted upon a concurring vote of a majority of all members of the Board, and apply the proceeds thereof or property received in exchange therefor, to any legitimate hospital purpose.
- 25.10 DEPRECIATION FUND.** The Board may, in its discretion, establish a fund for depreciation as a separate fund. Said funds may be invested in United States Government Bonds and when so invested the accumulation of interest on the bonds so purchased shall be used for the purposes of the Depreciation Fund; an investment when so made shall remain in the United States Government Bonds until such time as, in the judgment of the Board, it is deemed advisable to use the funds for hospital purposes.
- 25.11 TAX EXEMPT STATUS.** The tax exempt status of the hospital is affirmed as follows:
1. The memorial hospital known as Marengo Memorial Hospital is organized exclusively for charitable, education, and scientific purposes, including, for such purposes the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986 or corresponding sections of any future federal tax code.
 2. No part of the net earnings of the Marengo Memorial Hospital shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the Hospital shall be authorized and empowered to distributions in furtherance of the purposes set forth in this ordinance. No substantial part of the activities of the Hospital shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Hospital shall not participate in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of this ordinance, the Hospital shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or corresponding section of any future federal tax code.
 3. Upon the dissolution of the Marengo Memorial Hospital, the assets shall be distributed to the City of Marengo for a public purpose.