

WAYNE COUNTY BOARD OF HEALTH MEETING MINUTES

March 9, 2017

Members Present: Susan Buchwalter, PhD; Robert Lindsay, DO; Carl E. Forrer; Jerry Herman; Ella Kick, PhD ; Jack Miller; Dennis Tafoya; Brent Brown; Marjorie Shamp (alternate)

Staff Present: Nicholas V. Cascarelli, Ed.D., Health Commissioner; Vaughn Anderson; Beth Amstutz-Archer; Danielle Sharpe; Steve Rich

Guest(s) Present: Jonathon Hamers, Prosecutor's Office; Bobby Warren, The Daily Record.

TOPIC	INFORMATION	BOARD ACTION
Call to Order	The meeting was called to order at 8:04 a.m. by Susan Buchwalter as a quorum was met.	No action needed.
Nomination and Election of 2017 Board Officers	<p>Dennis Tafoya and Jerry Herman were reappointed for another 5-year term each. Dr. Buchwalter was reappointed by the City of Wooster for a 3-year term and Rick Hanlon was reappointed by the City of Rittman for a 3-year term.</p> <p>A. Motion to appoint Dr. Susan Buchwalter as Chair of the BOH</p> <p>B. Motion to appoint Brent Brown as Vice Chair of the BOH Brent Brown declined the motion and asked the members of the Board to vote no.</p> <p>C. Motion to appoint Jerry Herman as Vice President of the BOH Jerry will also serve as Chair of the Operations Committee.</p> <p>D. Dr. Buchwalter will consult with Nick and Vaughn to elect a Chair for the Environmental Sub-Committee meeting.</p> <p>All reappointments are effective immediately.</p>	<p>A. Motion: Forrer 2nd: Lindsay All in favor.</p> <p>B. Motion: Kick 2nd: Herman NONE in favor. Motion declined</p> <p>C. Motion: Brown 2nd: Kick All in favor.</p> <p>D. No action needed by the Board.</p>

Health Commissioner Update
Nicholas Cascarelli, Ed.D.

Health Commissioner Report March 2017

No action needed.

- 2016 Annual Report/District Health Advisory Council
 - Thank you to all the staff who contributed. I would like to single out Donna Merriman for really helping format the Annual Report.
 - Vaughn and Susan did an excellent job at the District Health Advisory Council meeting delineating all the services the municipalities receive.

- Workforce Development
 - Directors/Supervisors have included an inventory of required and desired trainings for staff.
 - We distributed a survey to staff asking what they believe their training needs are.
 - Majority of staff feel their orientation was sufficient.
 - Majority of staff feel their training needs or career development are discussed during their evaluation
 - Greatest identified training needs are for policy development/program planning and communications skills
 - Greatest barriers to training are lack of funding and lack of incentive
 - Tara, Cortney and I will be putting the finishing touches on the WD plan.

- Performance Management –
 - Received indicators from departments. Will be drafting the

	<p>complete document.</p> <ul style="list-style-type: none"> ○ Applied for and will receive technical assistance from the state regarding performance management. We will send a team of 3 or 4 to attend the team training. We will also receive 8 additional hours of technical assistance. <ul style="list-style-type: none"> ● Community Health Improvement Planning <ul style="list-style-type: none"> ○ Convened the steering committee. We are drafting the goals and objectives of the plan. ○ They will center around Mental Health, Substance Use, Obesity, Infectious disease, Oral Health. There will also be a focus on Health Equity (Poverty), Access to Care and the Whole Lifespan with all of these goals. 	
<p>Environmental Health Agenda</p>	<p>Environmental Health Director Vaughn Anderson presented the following Environmental Health agenda items:</p> <p>A. 2nd Dwelling Medical Variance Renew</p> <p>Emma R Miller, 1442 S. Carr Rd., Orrville, Ohio, 44667. East Union TWP. Compliance Inspection Passed 2/22/2017 Curtis and Rebecca Oller, 12371 Oller Rd., Creston, Ohio, 44287. Canaan TWP. Compliance Inspection Passed 2/23/2017</p> <p>B. Septic Variance</p> <p>Marty Hershberger. 17538 Harrison Rd. Fredericksburg Rd., Fredericksburg, OH, 44627, Paint TWP. Variance is for OAC 3701-29-15(G) and Resolution 04-09-2015 which states "The Wayne County Board of Health establishes a vertical separation distance to the seasonal water table of twelve inches required in-situ soil with infiltrative/distance (minimum-six inches)." Due to Rover Pipeline soil area was limited in finding a suitable leach area. This is an existing lot. In order to have system</p>	<p>A. No action needed</p> <p>B. Herman/Tafoya All</p>

installed per code 2" OF IN SITU SOIL IS REQUIRED AND A VERTICAL ISOLATION DISTANCE OF 12" FROM PERCHED WATER TABLE IS REQUIRED per resolution. Perched water table is at 12" in the area of soil test holes. Rover pipeline eliminated other potentially suitable soil areas. Owner request 6" depth of leach lines to perched water table. This means they are requesting to be within 6" of perched water table instead of 12". The replacement system is allowed to go within 6". Due to existing lot, rover pipeline, non-electric home and only requesting a 6" variance staff recommends approval. OAC does allow 6" if Board set the vertical for initial septic at 6".

C. Well Variance

Zollinger Sand and Gravel Company. 11899 Easton Rd., Rittman, Ohio, 44270. Variance is for property 11687 Wadsworth Rd., Rittman, OH 44270, Chippewa TWP. Variance is for OAC 3701-28-07 Location, operation, and maintenance of private water systems (J) A water source shall be located according to the following minimum isolation (22) Landfills: operating and closed (b) Construction and demolition debris facility ...five hundred feet and 3701-28-12 Construction and surface design of cisterns, hauled water storage tanks, and roof washers (C) The capacity of cisterns and hauled water storage tanks shall be... No new hauled water storage tank of less than one thousand gallons capacity per dwelling unit shall be installed...". After speaking with the Ohio Department of Health they have stated the hauled water tank is included in the 500ft isolation distance and therefore needs to be 500ft from existing or future expansion of the C and DD. Although I may disagree that is how the rule is stated. I feel that is NOT the intent of the isolation rule for a hauled water storage tank. It is simply a tank in the ground that is filled with potable water from an approved source. Not a well drilled into the ground. However, after further discussion again with the Ohio Department of Health a variance is ALLOWED but they do not recommend a variance for a DRILLED well. Therefore, staff at the Wayne County Health Department would support a variance to the rule to install a hauled water storage tank within the 500ft isolation radius. The OEPA has not stated any objection to the installation of a small septic system or hauled water storage tank as long as it is not near a current or future fill area and for the septic suitable soils can be found. Staff recommends approval for a minimum of 500 gallon hauled water storage tank and be within 500ft of the C and DD landfill but more than 50ft.

C. Tafoya/Miller
All

D. Zollinger C and DD Landfill Leachate Increase

Meeting on December 29, 2016 discussed a past proposal and current proposal for change in leachate recirculation. The current proposal was to increase to 50,000 gallons/day. Staff and OEPA are open to discussion. However, a few items needed hammered out like how to measure flow and if problems/odors do arise due to leachate recirculation, they are typically very hard to stop once the problems arise. Conditions might be considered to be added to the license to prohibit recirculation during periods of heavy or prolonged precipitation, cease during outbreaks, and keep a log of volume recirculated and if odors arise on and off site. EH Sub-Comm agreed to allow staff to continue discussion with Zollinger and present final request to EH Sub-Comm for Board approval. Staff has worked with Zollinger and a new proposal has been submitted. In summary, the operator is not requesting a change to the recirculation methods or the allowable recirculation quantity as initially requested. The operator requests that item h. of the license terms and conditions be revised to state "Leachate recirculation shall not exceed an average of 27,000 gallons per six day work week or 162,000 per week." Staff and OEPA and EH Sub-Comm agreed but with minor changes to 153,600 gal/wk and 51,200 gal/day and adding "m" with wording changed dated 2-24-2017. Leachate volume shall be recorded so Health department can verify. If the quantity of leachate recirculated reaches the maximum allowable volume for the six day period and additional leachate removal is required to comply with the maximum allowable leachate levels in the landfill, then the leachate will be hauled to the waste water treatment plant for disposal. Leachate recirculation can begin again at the start of the next week (Monday) and continue until the maximum allowable is reached then begin hauling to the treatment plant any excess leachate. Item K of the license terms and conditions address the procedure if an odor complaint is received by the licensing authority. Item K paraphrased says the facility will cease recirculation activities upon notification from the Health Department or Ohio EPA that an odor complaint has been received from the surrounding residents. The health department will visit the facility on the first business day and reinstate recirculation upon demonstration from the owner that the odors have been abated. The language stated in Item K is sufficiently restrictive to protect the public health and not create a nuisance. Staff recommends approval with the information included in new license conditions 2-24-2017.

D. Troutman/Herman
All

E. Rabies Enforcement

Alice Bunting, 3205 E. Lincoln Way, Wooster, Ohio 44691, Wooster TWP. Failure to vaccinate dog and have vet exam involved in a bite incident on 11/14/2016. Ample time frame and multiple opportunities to get dog examined and vaccinated have been given. Unclaimed certified letter resulted in hand delivery by Colleen Dundon on 2/7/2017. Other letters and conversations with owner occurred on 11/10/16, 11/29/16, 11/30/16, 12/14/2016 and 12/28/16. Dog Warden was involved and dog was not licensed at time of bite. This is a repeat occurrence for owner and dog. Due to his blatant disregard for public health staff feels the issue needs escalated enforcement. Other service agencies are entering property and are exposed to an unvaccinated dog. Violation of Regulation 177 and OAC 3701-3-29 Biting animal to be confined; veterinarian to report and ORC 3707.48 Prohibition against violation of orders or regulations of board and subject to penalties under 3707.99. Staff recommends refer to Board and send Board orders to vaccinate. Update by Vaughn Anderson. Efforts are being made by Vaughn and staff to assist the owner in getting the dog vaccinated by calling various community services and local Vets.

Motion for BOH order to vaccinate the dog, Carl Forrer abstained from voting.

F. Unlicensed FSO/RFE Operations

License applications mailed by 1/31/17 with 3/1/17 deadline. Phone calls also made. Mailed delinquent letter 3/3/2017 with late fee and notice of BOH pending action. Per ODA and ODH must immediately refer to Prosecutor. Operating without a license.

Vaughn updated the Board on the still delinquent 2017 FSO/RFE license renewals including: The Bonneville Bar, Fiore's Italian Restaurant, Wooster Soccer Complex Concession Stand, Brookdale Wooster Clare Bridge, Gary's Drive Thru, and Bert's Convenience Store & Pizza. Motion to refer all delinquent businesses to the Prosecutor's office.

E. Kick/Lindsay
Carl Forrer abstained from voting.
All else in favor.

F. Troutman/Forrer
All

G. Solid Waste Nuisance

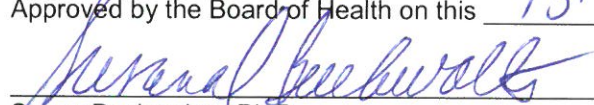
Mary Giffin and Dan Giffin. 7188 Eby Rd., Smithville, Ohio, 44677. Green TWP. Complaint #20160090. Mary is property owner but son is handling cleanup. Complaint verified by Bob Hempel on 4/29/2016. Violation of Regulation 98. Orders to abate delivered 5/2/2016. 5/27/2016 re-inspection showed some progress. Extended 30 days. 6/23/2016 Dan called Vaughn. A verbal compliance plan was agreed. He is to have to have the solid waste violation corrected no later than 7/31/2016. Final staff extension. 8/12/2016 re-inspection and no progress. Hand delivered NOV with referral letter to come to EH Sub-com meeting. Dan also called and I explained the issue and procedure. Pictures were included. EH Sub-Comm meeting on 8/23/2016. Carl Forrer abstained from any discussion on this matter. Dan was at the meeting. Vaughn stated he has spoken to Dan Giffin. Most of the waste appears to be from prior tenant and Dan is cleaning up. Vaughn wants a final date so it doesn't drag on. Dan says he is trying but his mom's health has delayed clean up. Also, he has found so many tires it is becoming difficult. Vaughn gave him some contractors that can help. Vaughn recommended issue be referred to the 10/13/16 Board meeting for enforcement. Thus allowing him some extra time to clean up since he is making an effort. This is a final extension. Dan stated he understood and will have cleaned up including the "sewage barrel" under trailer. A progress inspection will occur on or before 9/8/2016 with a final deadline to abate before 10/13/2016. Rick Hanlon made a motion to refer case to Board of health on 10/13/2016 and if not abated declare a public health nuisance. Dr. Lindsay seconded and with all members in attendance agreeing. Letter hand delivered to both addresses by staff on 8/31 and 9/12. Compliance inspection will be completed on 10/12/2016 before BOH meeting. If not abated EH Sub-Comm recommends declare a public health nuisance. Board Declared PHN 10/13/2016. Vaughn hand delivered letter 10/17/2016 and spoke to son Dan Giffen who stated he got letter also 10/24/2017. He said it should be finished by BOH meeting. Compliance inspection to be done 10/12/2016 for update. If not abated refer to prosecutor since second occurrence. Vaughn mailed letter giving owner an extension to have all solid waste cleaned up and recycling items stored in a manner to not create a public health nuisance. Inspection will be completed on 12/7/2016 with update at BOH meeting. If not abated refer to prosecutor. Due to progress staff recommended one final extension. Board agreed. Inspection update to be given at meeting. If not abated, refer to prosecutor. Carl Forrer abstained. Prosecutor letter mailed January 20. Waiting for proof of service. No contact from owner(s). They have until March Board meeting. Tabled. Vaughn had prosecutor letter

G. Item has been abated
No action needed.

	<p>hand delivered to 71880Eby Rd 2/9/2017. At time of hand delivery no progress observed. Dan (son) did call to discuss 2/13/2017. Compliance inspection to be completed prior to BOH meeting with update.</p> <p>Vaughn updated the Board that he visited the property on the morning of March 8, 2017. He presented pictures. The property has been effectively cleaned up and the item is abated. Prosecutor update, if Vaugh says it is done, then it is done.</p>	
Environmental Health Sub-Committee	Minutes from February 28, 2017 we declared approved as mailed.	No action needed.
Board of Health Minutes	Minutes from February 9, 2017 were accepted with a correction to the wording under Ethics Committee.	No action needed.
Operations Sub-Committee	<p>Ella Kick, PhD updated the Board on the Operations Sub Committee minutes.</p> <p>The Board approved an updated Table of Organization, moving The Accreditation Coordinator from under the Health Commissioner to under the Director of Administration.</p> <p>The Board approved the minutes from February 24, 2017, with a correction to the wording under the Ethics Committee section.</p>	<p>Motion: Kick 2nd: Troutman All in favor.</p> <p>Motion: Forrer 2Nd: Herman All in favor.</p>
Financial Requests	<p>The Board approved the payment of bills in the amount of \$2,371.21 to be generated on March 9, 2017 (preauthorized) and bills in the amount of \$54,327.06 to be generated for payment on March 16, 2017.</p> <p>The Board approved interagency transaction/payments in the amount of \$975.93.</p> <p>The Board approved Expenditure Reimbursements in the amount of \$4,358.46.</p>	Kick/Herman All
Out-of-Town Travel Reimbursements	The Board approved out-of-town travel.	Kick/Lindsay All

Water Pollution Control Loan Fund	The Board approved a payment in the amount of \$680.00.00 to be paid to Greg's Septic Assessment.	Troutman/Kick All
Amended Certificate Increase/Amended Appropriations- General Fund- Water Pollution Control Fund	The Board approved the financial request to increase revenue/amend appropriations to account for Water Pollution Control Fund receipts and payments.	Kick/Lindsay All
Receipts & Expenses	The Board reviewed the Revenue and Expense reports for February 2017.	No action needed.
Patient Care Update	Director of Patient Care, Susan Varnes was not present at the meeting. The Health Commissioner presented the monthly Patient Care statistical report.	No action needed.
Administrative Board Items	There we no Administrative Board Items to discuss.	No action needed.
Old Business	No old business was discussed.	No action needed.
New Business Amended Contract for MCH Grant	Nick presented an amended contract for, MCH Grant- Genna Kim; The board approved the amended contract.	Kick/Forrer All
Public Speaks	No one from the public spoke.	No action needed.
Future Meetings	March 28, 2017 Environmental Health Sub-Committee March 24, 2017 Operations Sub-Committee April 13, 2017 Board of Health Meeting	No action needed.
Adjournment	The meeting was adjourned as there was no more business.	No action needed.

Approved by the Board of Health on this 13th day of April, 2017.



Susan Buchwalter, Ph.D.
President, Board of Health



Nicholas Cascarelli, Ed.D.
Health Commissioner

