

WAYNE COUNTY BOARD OF HEALTH MEETING MINUTES

November 9, 2017

Members Present: Susan Buchwalter, PhD; Robert Lindsay, DO; Carl E. Forrer; Jerry Herman; Ella Kick, PhD; Robert Troutman, Jack Miller, Anne Wiseman, Rick Hanlon

Staff Present: Nicholas V. Cascarelli Ed.D., Health Commissioner; Tara McCulloch, Director of Finance and Human Resources; Susan Varnes, Director of Patient Care; Vaughn Anderson, Director of Environmental Health; Steve Rich, Beth Amstutz-Archer

Guest(s) Present: Nathan Shaker, Prosecutor's Office; Bobby Warren, The Daily Record; John C. Oberhultzer, Attorney for Jonnie Bond; Jonnie Bond, Ari Jolovitz,

TOPIC	INFORMATION	BOARD ACTION
Call to Order	The meeting was called to order at 8:05a.m. by Susan Buchwalter as a quorum was met.	No action needed.
Health Commissioner Update	<p>Health Commissioner, Nicholas Cascarelli, Ed.D. presented his Health Commissioner Report for November 2017.</p> <ul style="list-style-type: none"> • CHIP was released Tuesday November 7th. News release went out to media contacts that cover Wayne County. A copy of the full plan is on our homepage. • Nick will be giving a presentation on the CHIP to Aultman Orrville's Medical Staff Meeting on November 11th • Updated Standard Communication plan to include language on communicating with people that have access and functional needs • We completed the first round of a second QI project. Nick previously shared with the Board the first QI project from our plan which was the Timesheet Team. Included in your packet is the storyboard for the second team. • Received notice on funding from NACCHO in conjunction with CDC for municipalities to purchase or update a water fluoridation system. 	No action needed.

	<p>Notified all the cities and villages of the funding opportunity and offered our assistance in preparing the grant.</p> <ul style="list-style-type: none"> • Will be working with Community Action on their piece of the Maternal and Child Health grant this grant year. They need to do a quality improvement project related to transporting women and children for medical appointments. Nick has offered technical assistance to them in agreeing to facilitate the process. Our involvement also demonstrates work we need to do as a health department with facilitating access to care. <p>The Health Department received a donation from Titus Steiner, in the amount of \$550.00. We were instructed to use for donation at our discretion. Nick mailed a thank-you card to the Steiner family.</p>	
<p>Second Reading Proposed Regulation 183</p>	<p>Second reading of proposed Regulation 183.</p> <p>A. Motion to go into Public Hearing.</p> <p>Public hearing held, no public was present for discussion. No public gave comment prior to hearing reported Vaughn.</p> <p>B. Motion to close Public Hearing</p> <p>C. Board of Health to accept Regulation 183 and send forward for a 3rd reading.</p>	<p>A. Forrer/Herman</p> <p>Yeas: Wiseman, Forrer, Kick, Hanlon, Miller, Lindsay, Herman, Troutman</p> <p>B. Forrer/Kick</p> <p>Yeas: Wiseman, Forrer, Kick, Hanlon, Miller, Lindsay, Herman, Troutman</p> <p>C. Forrer/Lindsay</p> <p>Yeas: Wiseman, Forrer, Kick, Lindsay, Herman Abstained from voting: Hanlon, Miller, Troutman</p>

Environmental Health Agenda

Septic Variance

- Rich Osborne. 14305 Mt. Eaton Rd., Rittman, Ohio, 44270. Chippewa TWP. Existing lot approved 2008 but septic plan needed redrawn because new code requirements. Owner complied. However, during new installation an error occurred. Contractor immediately called Bob Hempel and stated during leach lines installation gradient error occurred. Leach lines were installed at approximately 5-6% upslope (they need to be level). Survey equipment wasn't reset properly by a worker. Since you can't make leach lines "higher" in the already disturbed soil the best solution to avoid relocating entire system in a not so desired location the best option staff considered was lowering the end of leach lines 5-6" to correct gradient. This puts the bottom of the trench within 6-8" of perched water table (not ground water). Our local code allows 6" to the perched water table on a replacement but 12" on primary. At the end of installation inspection, the lines were at most 8" to the perched water table (Bob and contractor worked out a way to eliminate 2" of loss). Owner asking not to relocate system. Limited area already due to drainage easement, well, and a pond. A high maintenance mound is reserve system. Staff agrees and as a compensation for corrective factor contractor added approximately 20ft on to each leach line for more square feet of treatment. Staff recommends approval of variance. Please note the contractor is in good standing. Owner requesting only 4" variance of OAC 3701-29-15 (G) and (H) distance to limiting layer.

Walk-In Septic Variance

- Marcus and Deborah Conley. 3216 Blachleyville Rd., Wooster, Ohio 44691. Plain TWP. Existing lot, replacement septic installation, request for a variance of OAC 3701-29-06 (G) (3) (b) to have leach lines within 50' of a stream. Only other option is to go off-lot. Due to it being a replacement system and no other option is available except to go off-lot staff recommends approval. Carl had a question about how far from stream. Vaughn reported 25' about and that the soil would treat the effluent before reaching creek. Carl stated that is still better than going directly into stream.

- Wiseman/Herman
All

- Lindsay/Troutman
All

Well Violation

- Aden Troyer DBA Hickory Lane Welding. 11607-11657 Salt Creek Rd., Fredericksburg, Ohio, 44627. Salt Creek TWP. Permit #2017037. Owner notified 6/30/17 of several violations concerning the new and existing well for the property referenced above. The existing well violation(s) were corrected by a well contractor. However, the new well remains in violation and as owner of the well the owner remains responsible. Through an investigation it has been determined that the owner and not a registered contractor performed work on the new well after a driller drilled it. This work includes but not limited to removing about 5 feet of the original 5 inch PVC casing and replacing it with about 5 feet of 6 inch PVC casing using a rubber adapter with hose clamps; installing the pit-less adapter; installing the pump; and installing the well cap. Upon review and discussion with the Ohio Department of Health, the new well is in violation of the Private Water Systems Ohio Administrative Code (OAC) Chapter 3701-28-10 (Q) (1) for improper well cap, -09 (D) for improper coupling device to connect the casing and -18 (A) for performing the work unregistered as an owner. Violation letter attached. Ample time and an extension have been given. NOV letters sent certified and/or hand delivered on 6/30/17, 8/21/17, 9/11/17 and 10/10/2017. Phone conversations explaining the violation(s) have also occurred with owner. Staff recommends to Eh-Sub Com the issue be referred to Board of Health and issue Board Orders to correct the violations by hiring a registered water contractor. Owner is aware but wants to do some work himself. Both Vaughn and Daniel have explained this is NOT allowed. Daniel Hackett inspected on 11/08/2017 and confirmed the violations have been corrected. Issue is closed.

- Violation has been corrected per Vaughn.

Solid Waste Nuisance

- Jonnie Bond. 1245 Jentes Rd., Wooster, Ohio, 44691. Wayne TWP. Complaint #20170151. Repeat Enforcement for individual but different property. We have cleaned up 2 of her properties in the past that she owned or otherwise controlled. Violation of Regulation 98 and open dumping of trash and solid waste OAC 3745-27-05 + 60 and ORC 3734.03. Orders to correct violations mailed, hand delivered or discussed with owner and/or her attorney 8/29/17, 8/30/17, 9/27/17, 9/28/17, 10/4/17 and 10/5/17. Re-inspections showed limited to no progress on 10/5/2017. Pictures and complaint summary included. One extension was requested by her attorney and granted. Due to no further progress and repeat offender staff recommends refer to BOH and declare public health nuisance ORC 3707.01. No progress observed 10/23/2017. Jonnie and her attorney came to EH-Sub com to explain why issue has not been addressed. They stated money still tied up in litigation. No plan or time schedule to cleanup property was proposed by them. See EH-Sub com minutes for more detailed discussion. Staff recommended EH Sub com refer to BOH and declare public health nuisance. Owner did not call for inspection to verify property cleaned up.

Both Jonnie Bond and her attorney, John C. Oberhultzer were present at the meeting. Vaughn explained that the concerns/ complaints continue to come in from residents to the trustees, and the trustees are bringing those complaints to the Commissioners who are bringing them back to Vaughn at The Health Department. The attorney asked for another 30 days to allow time for the cleanup to be done because of probate issues for funds (parents passed away). Nathan Shaker, Prosecutor's office, explained that typically there is at least 30-60 days between when they file the complaint until the Health Department can begin the clean-up, essentially giving them the 30 days they have requested. Staff and EH Sub-Comm recommends property be declared a Public Health nuisance, if not cleaned up by next Board meeting, December 14, 2017, will be referred to the Prosecutor's Office.

- Original motion: to declare a Public Health Nuisance

Hanlon/Wiseman
All
- Amended motion: Carl Forrer made a motion to declare a Public Health Nuisance and refer to Prosecutor's Office today, 11/19/17.

Forrer/Hanlon

Yeas: Forrer
Nays: All else Opposed
Motion failed

Solid Waste Nuisance

- Billie Thacker and/or Bank of New York Mellon. 9001 Fraze Rd., Marshallville, Ohio, 44645. Complaint #20160169. Billie Thacker is property owner per Auditor. No contact has ever been made. Through a title search we located other potential property owners and tried to notify them. No contact was made. Finally, we contacted mortgage company. Although certified mail was received no contact has been made. Complaint verified by Ken Eng on 12/2/2016. Violation of Regulation 98 and open dumping of trash, tires and solid waste OAC 3745-27-05 + 60 and ORC 3734.03. Orders to abate mailed and hand delivered 12/2/2016, 1/17/17, 2/14/17 and 5/12/17. Re-inspections showed no progress. Extended compliance due difficulty in determining owner. Per treasurer documents mortgage foreclosure in progress. Pictures were included. Due to no progress or communication staff recommends refer to BOH and declare nuisance. At the 7/13/2017 BOH meeting Item tabled for prosecutor to research property foreclosure/bankruptcy issue. Vaughn relayed required information to prosecutor to research BOH ability to declare property a PHN and liability issues. 8/10/2017 BOH Declared PHN ORC 3707.01. 8/17/2017 staff posted Orders at property. No communication or contact received. Staff recommends scheduling hearing to cleanup property ORC 3707.02. Hearing scheduled 10/12/2017. Hearing citation letter delivered/posted on property 9/19/2017. Board had hearing and has agreed to cleanup property with contractor. Vaughn has contacted contractor and is scheduling cleanup. At time of this mailing, cleanup has not occurred but it is hoped to be completed prior to November BOH meeting. Vaughn will give update.

Abated, Vaughn shared pictures with the Board. Contractor cleaned up property 11/07/2017. Property to be assessed per ORC 3701.02


- Abated

<p>Operations Sub-Committee</p>	<p>Jerry Herman updated the Board on the items discussed at the Operations Sub-Committee Meeting October 27, 2017.</p> <p>Jerry thanked the staff for gathering information from the staff and people who use our facilities. It is a slow moving process, but he will have more information coming soon.</p> <ul style="list-style-type: none"> • It was recommended that the 2018 proposed Nursing Fee Schedule remain the same, with no changes for 2018. • Tara McCulloch, Director of Finance and Human Resources updated the Board on the 2018 Budget Discussion: Proposed Discretionary Lump Sum Payment to be paid with payroll December 22, 2017. • Tara discussed the 2018 Proposed Wage Scale. The proposed wage scale does not result in any wage adjustments. • Staff Holiday Party is scheduled for December 8, 2017. Nick asked for permission to close at 11:00am until the end of the day. <p>The minutes were approved as mailed.</p>	<ul style="list-style-type: none"> • No action needed • Kick/Troutman All • Wiseman/Lindsay All • Kick/Forrer All
<p>Financial Requests</p>	<p>A. The Board approved the payment of bills in the amount of \$1,961.47 to be generated on November 9, 2017 (preauthorized) and bills in the amount of \$48,023.59 to be generated for payment on November 16, 2017.</p> <p>The Board approved Interagency Transactions in the amount of \$2,288.61 and Expenditure Reimbursements in the amount of \$6,124.70.</p> <p>B. The Board approved Travel and related expenses.</p> <p>C. The Board approved Transfer of Appropriations.</p>	<p>A. Kick/Troutman All</p> <p>B. Wiseman/Forrer All</p> <p>C. Troutman/Lindsay All</p>

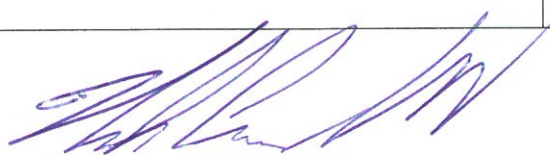
Receipts & Expenses	Revenue and Expense reports for October 2017 were reviewed.	No action needed.
Patient Care Update	<p>Director of Patient Care, Susan Varnes the Patient Care update for September, 2017.</p> <p>Susan noted the revenue for the BCMH program, with changes coming to the BCMH program, she is pleased.</p> <p>Walk-In clinic numbers continue to decrease, due to Minute Clinics, and the new "Now Clinic" at Wooster Hospital now offers travel vaccines.</p> <p>Positive changes for our STD Clinics, with the addition of walk-in hours and the capability to accept credit card payments, numbers are up.</p> <p>Discussion was held why WIC numbers are down. Susan explained that nationwide the birth rates are down and the economy is doing well, both which lead to a smaller case load. Wayne County is looking into a walk-in based clinic opposed to the current scheduled clinic, as some larger counties have tried and had success. After the first of the year, we will look into beginning the transition slowly.</p>	No action needed.
Administrative Board Items:	There were no Administrative Board items to discuss.	No action needed.
Old Business	There was no Old Business to discuss.	No action needed.
New Business	<p>A. FY2018 MCH Contracts for: A Whole Community, Community Action Wayne Medina, and Mental Health and Recovery Board.</p> <p>B. 2018 Medical Director Contract and 2018 Associate Medical Director Contract.</p> <p>C. Legacy Lots (parcels created prior to 2007). Ohio Department of Health to designate a staff member to grant administrative variances under special conditions for sewage treatment systems. The variance designation is an administrative approval by the Board of Health without the need for applications, fees</p>	<p>A. Kick/Troutman All</p> <p>B. Troutman/Lindsay All</p> <p>C. Forrer/Wiseman All</p>

	<p>and waiting for Board meeting with a vote. Variances that fall under specified special conditions do not need to go through the variance approval process, but are approved by policy. Vaughn checked with State and it is a variance. Therefore, not an option to "Administratively Approve" without a variance. However, in order to expedite the process and promote on0lot septic's staff recommends having fees waived for these legacy lots and approve the variance "per policy" like a medical variance. Still required Board approval for records. State agreed.</p> <p>Staff recommends Administrative Variance to approve septic by staff.</p>	
Public Speaks	No one from the public spoke.	No action needed.
<p>Future Meetings</p> <p>Executive Session</p>	<p>November 28, 2017 Environmental Health Sub-Committee November 17, 2017 Operations Sub-Committee December 14, 2017 Board of Health Meeting</p> <p>Entered into Executive Session to discuss Personnel at 9:17am.</p> <p>Executive Session adjourned at 9:45am.</p>	<p>No action needed.</p> <p>Forrer/Wiseman</p> <p>Yea: Wiseman, Forrer, Kick, Hanlon, Miller, Lindsay, Troutman</p> <p>Kick/Forrer</p> <p>Yea: Wiseman, Forrer, Kick, Hanlon, Miller, Lindsay, Troutman</p>
Adjournment	The meeting was adjourned at 9:45 am.	No action needed.

Approved by the Board of Health on this 14th day of December, 2017.



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



Nicholas Cascarelli, Ed.D.
Health Commissioner