

Clermont County General Health District
Board of Health Meeting

The monthly meeting of the Clermont County Board of Health was held on November 10, 2010. James Hansbauer, President, called the meeting to order at 7:30 p.m. Mr. Hansbauer led the Board members and guests in the Pledge of Allegiance.

Roll Call:	James Hansbauer, present	Dr. William Miller, present
	Dr. Janet Rickabaugh, present	Andrew Crum, present
	Larry Cadwallader, present	

Others present included: Marty Lambert, Health Commissioner; Robert Wildey, Director of Water and Waste; Rob Perry, Director of Environmental Health; Dr. James Kaya; Medical Director, Melissa Jones, Administrative Assistant; and others as listed on Attachments #1 & #2.

Black Water Holding Tank Requests and Extension – (#'s 1&2) Ms. Lambert noted that paperwork for homeowner #1 requesting renewal for their blackwater holding tank variance was in order. Ms. Lambert stated that the Health District is still in the legal process on the blackwater holding tank variance for the homeowner at 6555 Goshen Road. Ms. Lambert related to the Board that Health District staff have witnessed evidence that the homeowner is pumping the contents of the septic tank to the surface of the ground and for this reason Ms. Lambert will be requesting that this property be declared a public health nuisance. Once the Board declares this property a public health nuisance Ms. Lambert will be contacting the appropriate department officials to request that water and electric services be discontinued to this address.

Dr. Rickabaugh made a motion to grant a 1 month extension for the blackwater holding tank renewal #1.

1. Stubbe – 3517 Nordyke Road, Pierce Township (15V09)
2. Payne – 6555 Goshen Road, Goshen Township (6V10)

The motion was seconded by Mr. Cadwallader. The vote was all aye, motion carried. Homeowner #1 will receive a letter indicating the terms and conditions of their variance renewals.

Request to Vary from Connection to Public Sewers – Ms. Lambert presented the variance submitted by the owner of the property located at 4694 Shephard Road, Union Township. The homeowner requested approval to vary from the requirement that the property be connected to available public sewers.

Ms. Lambert reported that the last Basic System Assessment on the property passed inspection. Ms. Lambert further stated that the homeowner, Mr. Siler, provided documentation to Robert Wildey showing his financial hardship. (Attachment #3)

Following a discussion of the variance request and accompanying documentation, Mr. Crum made a motion to approve the variance request for the property located at 4694 Shephard Road, Union Township (26V10), granting an extension to the requirement the property be connected to the available public sewer for two years. The connection deadline is extended until November 12, 2012.

Approval was also contingent on the homeowner's agreement to all terms and conditions stipulated by the Health Department. The motion was seconded by Dr. Miller. The vote was all aye, motion carried.

Isolation Distance Request – Ms. Lambert presented the variance request for the property located at 5263 Belfast Owenville Road, Stonelick Twp. (27V10). The owner requested approval to vary from the 10 ft. isolation distance requirement for a room addition. The proposed room addition will be approximately 6 ft. from the existing septic tank. (Attachment #4)

Following a review of the variance request and accompanying documentation, Mr. Cadwallader made a motion to approve the isolation distance variance request for the property located at 5263 Belfast Owenville Road, Stonelick Twp. (27V10), contingent on the homeowner's agreement to all terms and conditions stipulated by the Health District. The motion was seconded by Dr. Rickabaugh. The vote was all aye, motion carried.

Two Systems on One Parcel – Ms. Lambert presented the variance submitted for the property located at 5161 Romohr Road, Union Twp. (25V10). The homeowner requested approval for two residences, each with its own septic system, to be located on the same parcel. The current homeowner noted this was an existing situation which was identified when the original owner made application for a loan review septic inspection for the purpose of selling the property. (Attachment #5)

Following a review of the variance request and accompanying documentation, Dr. Rickabaugh made a motion to approve the variance request for 5161 Romohr Road, Union Twp. (25V10) allowing the existing situation of two residences, each with a separate household sewage treatment system, to be located on one parcel. The motion was seconded by Mr. Crum. The vote was all aye, motion carried.

Mr. Nathan Broman addressed the Board and stated that during the process of purchasing the above property he dealt with numerous Health District staff and wanted to convey to the Board the pleasant experience that he had with everyone that he dealt with. He stated that all Health District staff have been very friendly and knowledgeable.

High Weed Abatements for Tax Liens – Ms. Lambert requested the Board certify the invoices from the Engineer's Office for abatement of high weeds complaints on the following properties. The abatement was invoiced at \$97.52, the minimum charge itemized by the Engineer's Office.

1. 3435 Dale Lane, Pierce Twp.
2. 3502 Virginia Drive, Batavia Twp.

Mr. Crum made a motion to approve certifying the charge by the Engineer's Office for abating the high weeds nuisance complaints on the above properties and to proceed with the process of placing the cost of abatement as a lien on the property's taxes. The motion was seconded by Mr. Cadwallader. The vote was all aye, motion carried. (Attachment #'s 6&7)

NEW BUSINESS:

1) Personnel Issues

Ms. Lambert requested the Board's approval to appoint 3 part-time breastfeeding peers contingent on successful completion of Health District pre-hire requirements.

Dr. Miller made a motion to grant the Health Commissioner approval to appoint 3 part-time breastfeeding peers contingent on successful completion of pre-hire requirements. The motion was seconded by Dr. Rickabaugh. The vote was all aye, motion carried.

2) 3rd Reading of Resolution Establishing Revised License Fees for Food Programs – Ms. Lambert conducted the 3rd and final reading of the resolution establishing a fee pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for food service operations and retail food establishments, temporary food service operations and temporary food establishments, mobile food operations and vending machine locations by title only. She noted the proposed resolution was posted on the Health District's website for public comment and no additional comments had been received.

3) Adoption of Resolution Establishing Revised License Fees for Food Programs – Mr. Crum made a motion to adopt Resolution 12-10 establishing revised fees pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for food service operations and retail food establishments, temporary food service operations and temporary food establishments, mobile food operations and vending machine locations. The motion was seconded by Dr. Rickabaugh. The vote was all aye, motion carried. (Attachment #8)

4) 3rd Reading of Resolution Establishing Revised License Fees for Manufactured Home Parks – Ms. Lambert conducted the 3rd and final reading of the resolution establishing a fee pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for Manufactured Home Parks by title only. She noted the proposed resolution was posted on the Health District's website for public comment and no additional comments had been received.

5) Adoption of Resolution Establishing Revised License Fees for Manufactured Home Parks – Dr. Miller made a motion to adopt Resolution 13-10 establishing revised fees pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for Manufactured Home Parks. The motion was seconded by Mr. Crum. The vote was all aye, motion carried. (Attachment #9)

6) 3rd Reading of Resolution Establishing Revised Fee for Food Service and Retail Food Establishment Plan Review Fees – Ms. Lambert conducted the 3rd and final reading of the resolution establishing a fee pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for Food Service and Retail Food Establishment Plan Review fees by title only. She noted the proposed resolution was posted on the Health District’s website for public comment and no comments had been received.

7) Adoption of Resolution Establishing Revised Fee For Food Service and Retail Food Establishment Plan Review Fees – Dr. Rickabaugh made a motion to adopt Resolution 14-10 establishing revised fees pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised fees for Food Service and Retail Food Establishment Plan Review fees . The motion was seconded by Mr. Crum. The vote was all aye, motion carried. (Attachment #10)

8) 3rd Reading of Resolution Establishing Revised License Fees for Swimming Pools, Spas and Special Use Pools, Recreational Vehicle Parks, Recreation Camps and Combined Park Camps; Tattoo and Body Piercing Operations; Marinas; and Resident Camps – Ms. Lambert conducted the 3rd and final reading of the resolution establishing a fee pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for Swimming Pools, Spas and Special Use Pools, Recreational Vehicle Parks, Recreation Camps and Combined Park Camps; Tattoo and Body Piercing Operations; Marinas; and Resident Camps by title only. She noted the proposed resolution was posted on the Health District’s website for public comment and no additional comments had been received.

9) Adoption of Resolution Establishing Revised License Fees for Swimming Pools, Spas and Special Use Pools, Recreational Vehicle Parks, Recreation Camps and Combined Park Camps; Tattoo and Body Piercing Operations; Marinas; and Resident Camps – Dr. Rickabaugh made a motion to adopt Resolution 15-10 establishing revised fees pursuant to Ohio Revised Code Section 3709.09 and 3709.21 for the purpose of establishing revised license fees for Swimming Pools, Spas and Special Use Pools, Recreational Vehicle Parks, Recreation Camps and Combined Park Camps; Tattoo and Body Piercing Operations; Marinas; and Resident Camps. The motion was seconded by Mr. Crum. The vote was all aye, motion carried. (Attachment #11)

10) 2nd Reading of Resolution Establishing Vital Statistics Fees for Birth and Death Abstracts – Ms. Lambert conducted the 2nd reading of the Resolution establishing vital statistics fees for birth and death abstracts by title only.

11) 1st Reading of Resolution for Requesting Board of Health Hearings and Financial Hardship Variances – Ms. Lambert conducted the 1st reading of the Resolution for Board of Health Hearings and Financial Hardship Variances by title only. (Attachment #12)

12) ODH Public Health System and Performance Management Capacity Project Contract – Ms. Lambert requested approval to sign the Ohio Department of Health Public Health System and Performance Management Capacity Project Contract. Ms. Lambert stated that the Ohio Department of Health had reduced the Health District's state subsidy payment this year from \$50,563 to \$30,852 as a result of state budget cuts. In September at the Association of Ohio Health Commissioner's annual conference the Director of ODH promised to give additional money to local public health but this money had to be returned in the form of a contract. The Health District will be required to carry out and report on one activity that supports local public health. The Health District will be reporting on communicable disease prevention, investigation and response. (Attachment #13)

Dr. Rickabaugh made a motion to approve the Ohio Department of Health System and Performance Management Capacity Project Contract. The motion was seconded by Mr. Crum. The vote was all aye, motion carried.

13) Change of Board of Health Meeting Start Time – Ms. Lambert requested that the Board consider moving the start time of all Board meetings to 6:30 p.m. beginning with the December 2010 meeting. Ms. Lambert further stated that she didn't believe that the time change would have significant impact on the public that attended the meetings.

After further discussion Mr. Miller made a motion to move the start time of all Board of Health meetings to 6:30 p.m. beginning with the December 2010 meeting. Dr. Rickabaugh seconded the motion. The vote was all aye, motion carried.

14) Appropriations and Estimated Resources for 2011 – Ms. Lambert provided an overview of the proposed appropriations and revised estimated resources for 2011, highlighting the modifications of the original budget which were made as a result of changes in fees and grant funding that will occur in 2011. (Attachment #14)

Following a review of the proposed appropriations and estimated resources, Mr. Cadwallader made a motion to approve the Health District's appropriations and estimated resources for 2011 as presented. The motion was seconded by Dr. Miller. The vote was all aye, motion carried.

15) Septic Appeals Board Update – Ms. Lambert related to the Board that the County Probate Judge, County Health Commissioner and the Ohio Department of Health must each appoint someone to sit on the septic appeals board. Ms. Lambert asked the Board if they had any recommendations for a candidate. No recommendations were made. She then indicated she would be appointing former employee, Glen Vonderembse to serve as her candidate.

Dr. Rickabaugh asked Ms. Lambert if the candidate received a stipend for their participation on the appeals board. Ms. Lambert stated that it was a voluntary position.

16) Acceptable Operation & Maintenance Results Update – Ms. Lambert stated that to date the Health District has seen between 33% and 45% of the properties inspected qualify for the skipped next inspection. These numbers are a little higher than was expected when the program began. Ms. Lambert further stated that Health District staff is seeing improvement with homeowner's maintaining their household sewage treatment systems based on data collected over the past eight years. (Attachment #15)

17) Food Service Administrative Meeting Update – There were no food service administrative meetings since the October 13, 2010 Board of Health meeting. No updates were given.

Approval of Minutes – Mr. Hansbauer asked if there were any additions or corrections to the minutes of the October 13, 2010 Board of Health Meeting minutes. There were no additions or corrections.

Additional Appropriations – Ms. Lambert requested the Board approve Additional Appropriations in the TB and Safe Communities Funds. (Attachment #s 16&17)

Mr. Crum made a motion to approve the Additional Appropriations. The motion was seconded by Dr. Rickabaugh. The vote was all aye, motion carried.

Payment of Bills – Ms. Lambert presented the Health District's bills for consideration. Following the Board's review, Dr. Rickabaugh made a motion to pay the bills as presented. The motion was seconded by Mr. Cadwallader. The vote was all aye, motion carried. (Attachment #18)

OLD BUSINESS:

1) Public Health Nuisances/Code Violations – Ms. Lambert presented the addresses of 9 properties to be considered public health nuisances/code violations.

Following a review of the files, Dr. Miller made a motion to declare the properties listed on Attachment # 19 public health nuisances/code violations and if corrections are not made with the allotted time, to refer the cases to the Health District's legal counsel for appropriate action. The motion was seconded by Mr. Crum. The vote was all aye, motion carried. (Attachment # 19)

Other Information

1) Ms. Lambert stated that the Ford pickup truck had been delivered from 32 Ford.

2) Ms. Lambert informed the Board that the Environmental Health software purchase was still in negotiations.

3) Ms. Lambert informed the Board that the drug take back day was scheduled for November 13, 2010 from 10:00 a.m. to 2:00 p.m. in four locations throughout the county.

4) Ms. Lambert reminded the Board of the annual employee recognition and holiday party that will be held Thursday, December 2, 2010 at 5:30 p.m. It will be held at Pattison Park Lodge in Owensville.

ADJOURNMENT

Dr. Miller made a motion to adjourn the meeting at 8:15 p.m. The motion was seconded by Mr. Cadwallader . The vote was all aye, motion carried.

JAMES HANSBAUER, PRESIDENT

ANDREW CRUM, V-PRESIDENT

DR. WILLIAM MILLER

DR. JANET RICKABAUGH

LARRY CADWALLADER

Respectfully Submitted