

The Board of the Logan County Health District met in regular session on Wednesday, October 6, 2010. President Spath called the meeting to order at 1:00 p.m. followed by the pledge to the flag. Members present on roll call were Mr. Spath, Mr. Henschen, Mr. Hines, Mrs. Price, Dr. Varian and Mr. Alloway. Staff members present were Health Commissioner Dr. Boyd C. Hoddinott, Administrator Lisa G. Downing, Director of Nursing Kay Schroer, Environmental Health Director Craig D. Kauffman, and Plumbing Inspection John Clary. Guest David Leiter was in attendance, along with reporters Ashleigh Klinger of *WPKO/WBLL Radio* and Mandy Hochstedler of the *Bellefontaine Examiner*.

#### **IN THE MATTER OF MINUTES**

It was moved by Mrs. Price and seconded by Mr. Henschen that the Board approve the minutes of September 8, 2010, regular meeting as mailed. Ayes: Mr. Alloway, Mr. Hines, Mr. Henschen, Mrs. Price. Nays: none. Abstain: Dr. Varian. Motion carried.

#### **IN THE MATTER OF MONTHLY BILLS**

It was moved by Mr. Hines and seconded by Dr. Varian that the Board approve the monthly bill vouchers and order the bills paid. Ayes: Mr. Henschen, Mrs. Price, Mr. Alloway, Dr. Varian, Mr. Hines. Nays: none. Motion carried.

#### **IN THE MATTER OF PUBLIC FORUM**

No one was present for the public forum.

#### **IN THE MATTER OF UNLICENSED RECREATIONAL VEHICLE PARK**

*William Irvin, Elida, Ohio; Julianne Irvin, Lima, OH; Willie Pitts, Greenfield, Indiana*

The above named individuals own seven (7) properties on Powhatan and Shawnee Paths, Lakeview, constituting a recreational vehicle park without approval from the Ohio Department of Health. The property contains seven (7) contiguous property parcels with eight (8) RV sites. Each site has individual electric, water and sewer, appear to cross property lines of the seven (7) parcels. Ohio Revised Code (ORC) 3729.01(S) states: "Recreational vehicle park" means any tract of land used for parking five or more self-contained recreational vehicles and includes any roadway, building, structure, vehicle, or enclosure used or intended for use as part of the park facilities and any tract of land that is subdivided for lease or other contract of the individual lots for the express or implied purpose of placing self-contained recreational vehicles for recreation, vacation, or business purposes." Further, ORC 3729.05(A)(3) states: "No recreational vehicle park, recreation camp, combined park-camp, or temporary park-camp shall be maintained or operated in this state without a license." None of the owners were present, and the Board debated the issue of circumvention of the law by virtue of ownership and title. Rather than placing themselves in the position of interpreting law, Environmental Health Director Craig D. Kauffman was directed to refer all complaints on the matter to the Logan County Prosecutor. The Board declined to take action at this time due to lack of grounds.

#### **IN THE MATTER OF NUISANCE VIOLATIONS**

Mr. Kauffman presented the following nuisance violations for Board action following citizen complaints and lack of response to sanitarian orders.

##### ***Kenneth Davis, 3190 Main Street, East Liberty***

Mr. Davis has sewage running from the house to the sidewalk at this address. No response was received to a sanitarian citation issued by Timothy Smith on August 20, 2010, and Mr. Kauffman recommended an order to repair the system and cease discharge within three (3) days.

##### ***David Harper, 10628 Township Road 52, Lewistown***

Mr. Harper has construction debris and solid waste on this property and evidence of open burning. No improvement was noted following a mailed citation. Mr. Kauffman recommended an order to cease burning immediately and to remove all debris and solid waste within 30 days.

##### ***James Matthews, 11392 Kickapoo Path, Lakeview***

Mr. Matthews has bags of garbage, broken household items and furniture, construction debris including old siding and lumber, overflowing garbage containers, and other miscellaneous solid waste outside this residence. No improvement was noted after a mailed citation. Mr. Kauffman recommended an order to remove all solid waste within seven (7) days.

Following review of individual case documents and recommendations, it was moved by Dr. Varian and seconded by Mr. Henschen that pursuant to Ohio Revised Code 3707.01 the conditions at each of these premises be declared a public nuisance and a hazard to the health and safety of the citizens of the health district; and that *Kenneth Davis, David Harper, and James Matthews* each be ordered to abate their individual nuisances by the means recommended and maintain their premises in a sanitary manner in the future; and that the Health Commissioner be directed to issue individual orders on behalf of the Board. Ayes: Mr. Alloway, Mr. Hines, Mrs. Price, Mr. Henschen, Dr. Varian. Nays: none. Motion carried.

**IN THE MATTER OF FOOD SERVICE LICENSING COMPLIANCE EXTENSION –  
WEST LIBERTY BALL ASSOCIATION**

Chris Moell, representing the West Liberty Ball Association, requested extension of the Board agreement of April 7, 2010, allowing use of a holding tank for waste water disposal at Dodge Park, West Columbus Avenue, West Liberty. It was moved by Dr. Varian and seconded by Mr. Hines that the Board allow the extension on condition that a permitted triple sink installed by a state licensed plumber is in place prior to operation in 2011; and further, that a plan be submitted for progression to legal sewage discharge. Ayes: Mrs. Price, Mr. Henschen, Mr. Alloway, Mr. Hines, Dr. Varian. Nays: none. Motion carried.

**IN THE MATTER OF REQUESTS FOR VARIANCE**

The Environmental Health Director presented the following additional requests for variance from established codes.

***Linda Voss, 9483 Foundry Street, East Liberty***

Ms. Voss requested variance from Ohio Administrative Code 3701-29 to place a sewage system 30 feet down slope from the well at this address. The existing septic tank is 35 feet from the well, and Mr. Kauffman recommended approval.

***Rollin Furnas, 7433 Wellbaum Road, Brookville***

Mr. Furnas requested variance from Ohio Administrative Code 3701-28 to place a well three (3) feet from the property line and 22 feet from the public roadway at his 11584 Channel View Drive property in Lakeview. The code requires 10 feet and 25 feet, respectively, and sanitarian Kim Casady recommended approval as the best location option on the property.

***Barbara Rausch, 9302 SR 368, Huntsville***

Ms. Rausch requested variance from Ohio Administrative Code 3701-28 to place a well on her property seven (7) feet from an existing well to be sealed and 14 feet from the public roadway. The code requires 10 feet and 25 feet respectively. Sanitarian Kim Casady recommended approval as the best option on the property due to underground utility locations.

Following review of all requests, it was moved by Mr. Hines and seconded by Mr. Henschen that the Board approve the individual variances, with the wells to become invalid with the availability of central water supply. Ayes: Mrs. Price, Mr. Alloway, Dr. Varian, Mr. Henschen, Mr. Hines. Nays: none. Motion carried.

**IN THE MATTER OF NURSING REPORT**

Director of Nursing Kay Schroer reported that nine (9) flu shot clinics have been conducted at various locations throughout the county, including a Saturday mass clinic, and that flu vaccine will continue to be offered at the health district on Tuesday afternoons throughout the flu season. She expressed thanks to all the county villages who were so receptive, and to the media for their assistance with public service advertising. She also discussed the pros and cons of *VaxCare Flu Stations*, and explained their role insofar as vaccine procurement and billing. The following nursing statistics for August, 2010, were then reviewed.

Home Health: 48 patients; 18 admissions; 259 RN visits; 49 HHA visits; 82 PT visits; 27 OT visits; 1 ST visit

Public Health: 1 lead case management; 5 blood pressure clinics/64 clients; 24 blood sugar checks; 1 TB clinic/25 skin tests; 10 BCMH visits/30 contacts; 8 newborn home visits; 10 head lice checks

Communicable Disease: 25 confirmed- Chlamydia (12); Gonorrhea (3); Hepatitis C (5); Campylobacter (1); Giardia (1); E-Coli (1); Aseptic/Viral Meningitis (1); Dengue Fever (1)

Immunization Program: 143 child clients/255 injections; 24 adult clients/35 injections

Women, Infants and Children: 62 new clients; 154 recertifications; 1149 total participants

School Health (Riverside): 5 school visits

#### **IN THE MATTER OF FINANCIAL REPORT REVIEW**

Administrator Lisa G. Downing presented the health district financial reports for the month of August, with expenditures at 51% of estimates and revenue approximately 7% above anticipated 2/3 of the way through the fiscal year. It was moved by Mr. Henschen and seconded by Dr. Varian that the Board authorize President Spath to approve review of the reports. Ayes: Mr. Hines, Mr. Alloway, Mrs. Price, Dr. Varian, Mr. Henschen. Nays: none. Motion carried.

#### **IN THE MATTER OF ROUTINE BOOKKEEPING**

It was moved by Mr. Henschen and seconded by Dr. Varian that the Board confirm the following bookkeeping transactions necessary to meet routine operating expenses completed by the Administrator during the month of August. Ayes: Mr. Alloway, Mr. Hines, Mrs. Price, Dr. Varian, Mr. Henschen. Nays: none. Motion carried.

#### Transfer of Appropriated Funds

##### *Water Well Fund 050*

- \$ 251.00 From 050-400-01060 Equipment To 050-400-01030 Laboratory Fees

##### *Sewage Treatment Fund 054*

- \$ 184.12 From 054-400-01020 Salaries To 054-400-01050 Refunds
- \$ 40.88 From 054-400-01100 PERS To 054-400-01050 Refunds

##### *Public Health Infrastructure Fund 055*

- \$ 114,000.00 From 055-450-01020 Salaries To 055-450-01050 Reimburse State
- \$ 24,536.60 From 055-450-01025 Supplies To 055-450-01050 Reimburse State
- \$ 16,000.00 From 055-450-01030 Equipment To 055-450-01050 Reimburse State
- \$ 19,000.00 From 055-450-01100 OPERS To 055-450-01050 Reimburse State
- \$ 4,000.00 From 055-450-01110 Workers Compensation To 055-450-01050 Reimburse State
- \$ 2,000.00 From 055-450-01115 Medicare To 055-450-01050 Reimburse State

##### *Women, Infants, Children Fund 061*

- \$ 700.00 From 061-010-01000 Other Expenses To 061-010-01025 Supplies
- \$ 500.00 From 061-010-01060 Repairs/Service To 061-010-01025 Supplies
- \$ 1382.00 From 061-010-01100 Workers Compensation To 061-010-01025 Supplies
- \$ 1000.00 From 061-010-01170 Reimburse Advances To 061-010-01025 Supplies
- \$ 7400.00 From 061-010-01170 Reimburse Advances To 061-010-01160 Health/Life Insurance

##### *District Health Fund 063*

- \$500.00 From 063-450-01031 SW Equipment To 063-450-01026 Solid Waste Supplies

#### Temporary Cash Advance

- \$15,000.00
  - 063-450-01170 Advances Out District Health
  - 055-800-00007 Advances In Public Health Infrastructure

#### **IN THE MATTER OF FUNDING ACCEPTANCE – FY11 WIC GRANT**

It was moved by Mr. Alloway and seconded by Mrs. Price that the Board accept the FY11 Women, Infants and Children (WIC) Grant Notice of Award in the amount of \$259,435.00 for the project grant year of October 1, 2010, to September 30, 2011. Ayes: Mr. Hines, Mr. Henschen, Dr. Varian, Mr. Alloway, Mrs. Price. Nays: none. Motion carried.

**IN THE MATTER OF MEMORANDUM OF UNDERSTANDING – MARY RUTAN HOSPITAL**

It was moved by Mr. Hines and seconded by Mrs. Price that the Board approve a Memorandum of Understanding with Mary Rutan Hospital and the Board of Pharmacy Affairs acknowledging that the hospital is providing healthcare services to low-income individuals who are neither entitled to benefits under Title XVIII of the Social Security Act nor eligible for assistance under the State plan of Title XIX under this Act; and authorize submission of certification by the health district in support of the hospital's application to participate in the 340B drug discount program of the Public Health Services Act. Ayes: Mr. Alloway, Mr. Henschen, Mrs. Price, Mr. Hines. Nays: none. Abstain: Dr. Varian. Motion carried.

**IN THE MATTER OF SERVICE CONTRACT RENEWALS**

At the request of the Administrator and concurrence of the Health Commissioner, it was moved by Dr. Varian and seconded by Mr. Hines that the Board authorize renewal of the following annual service contracts at the negotiated rates listed. Ayes: Mrs. Price, Mr. Alloway, Mr. Henschen, Mr. Hines, Dr. Varian. Nays: none. Motion carried.

- **Cynthia S. Pulfer, RN**, PRN registered nursing services not to exceed 19 hours weekly at the rate of \$18.80 per hour for the period October 3, 2010 to December 31, 2010; then \$19.18 per hour for the period January 1, 2011 to October 2, 2011
- **Marcella Burroughs**, janitorial services not to exceed two cleanings per week at the rate of \$70.00 per cleaning for the period October 2, 2010 to December 31, 2010; then \$71.40 per cleaning for the period January 1, 2011 to October 1, 2011
- **Bellefontaine Physical Therapy, LTD**, physical and occupational therapy services to clients of the Home Health Agency for the period October 1, 2010 to October 1, 2011, at the rate of \$72.00 per hour and \$10.00 travel compensation for each patient who refuses treatment or is not home for a scheduled visit
- **Sen & Associates, Inc.**, certified public accounting services for the Home Health Agency at a rate of \$500.00 per on-site half day (up to five hours); \$900.00 per on-site full day (five to nine hours); \$90.00 per hour for off site work; and preparation of the annual Medicare cost report at a flat rate of \$1700.00 for the period October 1, 2010 to September 30, 2011
- **Delaware County General Health District**, epidemiology services for the period August 10, 2010 to August 9, 2011, at the rate of \$32.00 hourly up to 16 hours per week with overtime per agreement

**IN THE MATTER OF 2011 OPERATING BUDGET**

Ms. Downing and Dr. Hoddinott reviewed the proposed 2011 final budget that was previously mailed to members for review. Revenue projections include continued funding of \$500,000.00 from inside millage confirmed by the County Budget Commission, and assumes \$23,000.00 in operating expenses that will be paid by the Board of Logan County Commissioners from the county general fund. Building loan principal and interest payments are included in the anticipated expenses, as well as a 2% cost of living adjustment for employees in January and a 2% pay rate increase in July. Noting that the budget is balanced with projected use of December 31, 2010, carryover from multiple funds of \$347,117.00, it was moved by Mr. Alloway and seconded by Dr. Varian that the Board approve submission of the 2011 operating budget in the amount of \$2,240,049.00 to the County Commissioners, and that Ms. Downing be authorized to make the required appropriations request of the County Auditor. Ayes: Mrs. Price, Mr. Hines, Mr. Henschen, Dr. Varian, Mr. Alloway. Nays: none. Motion carried.

**IN THE MATTER OF HEALTH COMMISSIONER COMMENTS**

Health Commissioner Dr. Boyd C. Hoddinott offered commentary on the Patient Protection and Affordable Care Act (PPACA), referencing the published article *Restoring Health to Health Reform* by Peter D. Jacobson, JD, MPH and Lawrence O. Gostin, JD. He also provided a brief history of the discussion regarding Federally Qualified Health Centers at the AOHC Fall Conference, and announced that the health district's Community Health Assessment is complete and a link to the survey results will be provided in the near future.

**IN THE MATTER OF ADJOURNMENT**

Confirming the next regular meeting for November 3, 2010, at 1:00 p.m., President Spath adjourned the meeting at 2:25 p.m. without opposition.