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NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

BOARD OF HEALTH REGULAR MEETING

April 21, 2020
8:36 a.m.

A regular meeting of the Board of Health was held on Tuesday, April 21, 2020, at 8:36 a.m.

Board Members Present:

Terry Bell
Chief Clark J. Crago
Patrick Macedonia, M.D.
George VanWeelden, D.O.

Staff:

Nicole Balakos, Health Commissioner
Kelly Wilson, Fiscal, Grants & PI Officer
Jodi Norris, Director, Finance & Admin (remote)
Dr. Mark Kissinger, Medical Director

Absent:

Frank L. Petrola, M.D.

Prosecutor:

Emanuela Agresta (via remote)

Guests:

Andrew Grimm, Herald Star
Jim Mavromatis (via remote)

CALL TO ORDER

Mr. Bell called the meeting to order at 8:36 a.m.

PUBLIC PARTICIPATION

Mr. Bell stated that there was no public participation scheduled for today's meeting.

APPROVAL OF MINUTES

There were seven prior meetings that were being presented for approval. Discussion and changes ensued on each as follows:

1. **February 18, 2020** – Dr. Macedonia pointed out that on page 8 it refers to the motion to rescind to write a letter to the Attorney General. In the roll call, it shows Dr. Macedonia as Aye and should be Nay.



2. February 20, 2020 – no changes

<i>Action</i>	<i>Accept February 18th Minutes of Regular Meeting and Accept February 20th Minutes of Special Meeting</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-40	Dr. Macedonia moved and Mr. Bell seconded a motion to accept the February 18, 2020 Minutes of the Regular meeting with corrections as noted by Dr. Macedonia; and to accept the February 20, 2020 Minutes of the Special Meeting as presented. Motion passed unanimously.	1 st - Macedonia 2 nd – Bell Bell - Aye Crago – Abstain Macedonia - Aye Petrola – Absent VanWeelden – Abstain

3. **March 4, 2020 #1**—Dr. Macedonia was concerned with the labeling of the meeting as Special Emergency Meeting. It was advertised as Emergency Meeting so it must say Emergency meeting. The labeling will be changed. In addition, Dr. Macedonia expressed a concern that the meeting was a one sided conversation and the minutes imply that Dr. Culp may not have been a very cooperative person. This could impact Dr. Culp’s ability to secure employment in the future. Dr. Macedonia wants to add a note that there was no opportunity for Dr. Culp to respond to the criticisms.
4. **March 4, 2020 #2**—The same updates will be made on meeting #2 as reflected in meeting #1 changes.
5. **March 4, 2020 #3**—The labeling of the meeting will be changed from Special Emergency to Emergency.

<i>Action</i>	<i>Accept March 4th Minutes of Emergency Meeting #1, #2 and #3 with denoted changes.</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-41	Dr. Macedonia moved and Mr. Bell seconded a motion to accept the Minutes of all of the Special Meetings (#1, #2 and #3) held on March 4, 2020, with changes as denoted. Motion passed unanimously.	1 st - Macedonia 2 nd – Bell Bell - Aye Crago – Abstain Macedonia - Aye Petrola – Absent VanWeelden – Abstain

6. **March 31, 2020 #1**—Dr. Macedonia stated that there was no purpose denoted for the meeting. There was some discussion about the purpose being to approve the Consent Agenda; however, some items were removed from the original Agenda during the meeting since they did not pertain to the purpose of the meeting which was all Covid-19 related. The Agenda was revised as discussed in the meeting and the minutes were also revised so reflect the purpose of the meeting to be the Consent Agenda as it relates to Covid-19.



- 7. **March 31, 2020 #2**—Dr. Macedonia noted that the description of the meeting in the first paragraph needed to be updated from Special Emergency to Emergency. Additionally, the purpose of the meeting needed to be denoted. The purpose of the meeting was to approve the 2021 budget.

<i>Action</i>	<i>Accept March 31st Minutes of Emergency Meeting (#1 and #2) with denoted changes</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-42	Dr. Macedonia moved and Dr. VanWeelden seconded a motion to accept the March 31, 2020 Minutes of the Emergency Meetings (#1 and #2) meeting with changes as denoted. Motion passed unanimously.	1 st - Macedonia 2 nd – VanWeelden Bell - Aye Crago – Abstain Macedonia - Aye Petrola – Absent VanWeelden – Aye

February 2020 Expenses

<i>Action</i>	<i>Approval of February’s Expenses</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-43	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to accept February’s expenses. Motion passed unanimously.	1 st - VanWeelden 2 nd - Macedonia Bell - Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

March 2020 Expenses

<i>Action</i>	<i>Approval of March’s Expenses</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-44	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to accept March’s expenses. Motion passed unanimously.	1 st - VanWeelden 2 nd - Macedonia Bell - Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

February and March 2020 Financial Report



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<i>Action</i>	<i>Approval of February and March Financial Reports</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-45	Dr. Macedonia moved and Dr. VanWeelden seconded a motion to accept the financial reports for both February and March. Motion passed unanimously.	1 st - Macedonia 2 nd - VanWeelden Bell - Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

Fund Balance Carryover

<i>Action</i>	<i>Approval of March’s Expenses</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-46	Chief Crago moved and Dr. VanWeelden seconded a motion to accept the 2019 Fund Balance Carryover. Motion passed unanimously.	1 st - Crago 2 nd - VanWeelden Bell - Aye Crago – Aye Macedonia - Aye Petrola – Absent VanWeelden – Aye

Consent Agenda

Dr. Macedonia requested that Item A. Personnel 3.) Dr. Mark Kissinger and 4.) Sam Ivkovich both be moved from the Consent Agenda to Executive Session.

Dr. Macedonia inquired why the copier was purchased versus leased. Jodi Norris responded that the deal given to the health department from Borden’s was very good. A customer had ordered the copier and did not take delivery so they were trying to get it sold and out of their stock. Kelly Wilson reminded everyone that the copier was purchased with Covid-19 grant funds.

<i>Action</i>	<i>Accept Consent Agenda with change</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-47	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to move Item A. Personnel 3.) Dr. Mark Kissinger and 4.) Sam Ivkovich to Executive Session. After removal of those items, all other items listed under the Consent Agenda are approved. Motion passed unanimously.	1 st - VanWeelden 2 nd – Macedonia Bell – Aye Crago – Aye Macedonia - Aye Petrola – Absent VanWeelden – Aye



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GENERAL HEALTH DISTRICT

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Health Commissioner's Report

Health Commissioner Balakos delivered the Health Commissioner's report to the Board. A copy of the report is attached hereto and made part of the official minutes.

Medical Director's Report

Dr. Kissinger presented the Medical Director's Report. Dr. Kissinger has been focusing on education working with some of the healthcare entities (hospitals, nursing homes) in regard to Covid-19. He has been participating on the phone conferences three times a week with the Jefferson County Task Force. Dr. Kissinger has also been having consultations with Nurses Piko and Slivka. Dr. Kissinger reported that he was able to bring together Trinity and Franciscan in a collaboration for Covid-19 testing. Franciscan heard that we could not do Covid-19 testing here and they were able to order research and found that quality Covid-19 testing could be done. Franciscan worked with the hospital to get 12 done every three to four hours. Trinity is now able to do 36-48 tests per day. Dr. Kissinger credited both Trinity and Franciscan and stated that his role was just bringing the parties together for the collaboration. Dr. Macedonia thanked Dr. Kissinger for his work on putting this collaboration together.

Nursing Report

Health Commissioner Balakos presented the Nursing Report on behalf of Nurse Hannah Piko. A copy of the report is attached hereto and made part of the official minutes.

WIC Report

Stephanie Chester prepared the WIC Report for both February and March and copies can be found in the Board's packet. Some staff members are not attending Board meetings for in-person reports during Covid-19.

Environmental

Marc Maragos prepared the Environmental report for both February and March and copies can be found in the Board's packet. Some staff members are not attending Board meetings for in-person reports during Covid-19.

Dr. Macedonia spoke about the system being down at Apex and that this was not the first time it had been down. Dr. Macedonia reported that he was out there around 12-1 p.m. near Red Dog Road and the smell was very prevalent. Dr. Macedonia made it clear that he was not against landfills, but he was against on how the landfill is being run. He believes the Board has taken the complaints lightly and that the Health Department has more authority. He noted that others in Ohio do it very well and so why can't we? Dr. VanWeelden stated that the Board has tried and that the Health Department was overruled by the EPA. Mr. Bell stated that Apex sends money to the EPA based on tonnage and tipping fees, over four to four and a half million dollars a year. How far will the EPA be willing to go, even when Apex is at fault, with that kind of money coming to them? Dr. VanWeelden pointed out that the Board had met with EPA as well. Health



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Commissioner stated that it seems to present problems mostly when the gas plant goes down. The garbage smell is under control. Dr. Macedonia questioned again how others are doing it right. Dr. VanWeelden suggested that Dr. Macedonia look into the rules to see what can be done. Dr. Macedonia stated that he would do that.

Accreditation

Tamika Jones, Accreditation Coordinator, delivered the Accreditation report to the Board. A copy of the report is attached hereto and made part of the official minutes. Mrs. Jones reported that training for accreditation had been pushed back 90 days. However, a pilot program has been introduced to deliver the training virtually and that training is in May. As soon as the training is completed, the 90-day clock starts ticking. Mrs. Jones sent an e-mail to our PHAB liaison to see where that puts us with accreditation if we choose not to do the virtual training.

Dr. Macedonia inquired about what will happen if we do not become accredited and whether it is mandated in the Ohio Revised Code. Health Commissioner Balakos responded that the ORC says “may” not “shall” and we are proceeding as though it is mandated. State subsidy will be affected if a department does not become accredited. There are 88 counties with 113 health departments. Without accreditation, we risk being disbanded because we will not be able to provide the required services. We would be merged with another county’s health department.

PHEP

Sam Ivkovich prepared the PHEP report for the months of February and March and copies can be found in the Board’s packet. Mr. Ivkovich’s last day with the JCGHD was April 17. Dr. Macedonia asked where the PPE for extended care facilities is coming from. Health Commissioner Balakos stated that they request it through the EMA and then the EMA distributes it. The Health Commissioner also reminded the Board that the Jefferson County Commissioners granted \$30,000 in funding to the EMA.

Accept Program Reports

<i>Action</i>	<i>Accept Program Reports as Presented</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-48	Dr. VanWeelden moved and Mr. Bell seconded a motion to accept the program reports as presented. Motion passed unanimously.	1 st - VanWeelden 2 nd – Mr. Bell Bell - Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

Old Business



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Health Commissioner Balakos performed the third reading of the environmental fees (attached hereto).

<i>Action</i>	<i>Accept Third Reading of Environmental Fees</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-49	Dr. VanWeelden moved and Chief Crago seconded a motion to approve the fees as read by Health Commissioner Balakos. Motion passed unanimously.	1 st - VanWeelden 2 nd - Crago Bell – Aye Crago – Aye Macedonia - Aye Petrola – Absent VanWeelden - Aye

The subject of disinterment at the cemetery in Mount Pleasant was discussed again. Nothing is being done at this time because of Covid-19. Once they are permitted to get back to work, the work will go forward to relocate the caskets from the mausoleum to the cemetery. The biggest health concern was the lead dust and mold in the caskets.

The next subject under old business was the revocation of Resolution 02-2020. The Health Commissioner asked for Board action to rescind the resolution because the wrong revised code was mentioned in the resolution. Most other counties in Ohio have declared a health state of emergency; however, the commissioners felt that it was not necessary and that it was overkill. Mr. Bell asked that if we risk losing FEMA money by not declaring a health state of emergency. Health Commissioner Balakos stated that she did not know about that. The EMA would be the ones to ask that question to.

<i>Action</i>	<i>Rescind Resolution 02-2020 Declaring a Health State of Emergency in Jefferson County Due to Covid-19</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-50	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to rescind Resolution 02-2020 made at the March 31 Emergency Board Meeting #1. Motion passed.	1 st - VanWeelden 2 nd – Macedonia Bell - Aye Crago - Aye Macedonia – Aye Petrola – Absent VanWeelden – Aye

New Business

Health Commissioner Balakos told that the Board that with plans proceeding for a May 1 reopening of Ohio, she suspects that there will be a great deal of latitude given to local counties. The Health Commissioner is asking the Board for some direction on how to respond. Dr. Macedonia asked who will enforce the rules. The Health Commissioner responded that it is the responsibility of the health departments to enforce rules on a county by county basis. It will be



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the responsibility of the staff to inspect businesses/enforce rules. The Health Commissioner stated that she expects the Ohio Department of Health to lay out preliminary ground rules during one of their conference calls at the beginning of next week. The health commissioner suggested that the Board have a special meeting prior to the May 1 opening to go over a draft of the guidelines for reopening Jefferson County. A meeting on April 29 should allow her the time to have participated in the ODH conference call and have a draft of something to present to the Board for their approval and authorization on enforcement in Jefferson County.

<i>Action</i>	<i>Authorize Health Commissioner to set Special Meeting to discuss Process/Procedures for Opening Up Jefferson County</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-51	Chief Crago moved and Dr. VanWeelden seconded a motion to permit Health Commissioner Balakos to set up Special Meeting for April 29 at 7 p.m. to discuss the processes and procedures the County will utilize for reopening in accordance with the Governor’s orders. Motion passed unanimously.	1 st - Crago 2 nd – VanWeelden Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

<i>Action</i>	<i>Enter Executive Session</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-52	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to go in to Executive Session to discuss personnel matters. Motion passed unanimously.	1 st - VanWeelden 2 nd - Macedonia Bell – Aye Crago – Aye Macedonia – Aye Petrola – absent VanWeelden – Aye
<i>Action</i>	<i>Exit Executive Session</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-53	Dr. VanWeelden moved and Dr. Macedonia seconded a motion to come out of Executive Session. Motion passed unanimously.	1 st - VanWeelden 2 nd – Macedonia Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye



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<i>Action</i>	<i>Enter in to Regular Session</i>	<i>Vote Detail (Roll call)</i>
Motion – 2020-54	Dr. VanWeelden moved and Chief Crago seconded a motion to enter back in to Regular Meeting session. Motion passed unanimously.	1 st - VanWeelden 2 nd – Crago Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

<i>Action</i>	<i>Accept Resignation of Sam Ivkovich</i>	<i>Vote Detail (Roll call)</i>
Motion – 2020-55	Dr. VanWeelden moved and Mr. Bell seconded a motion to accept the resignation of Sam Ivkovich. Motion passed unanimously.	1 st - VanWeelden 2 nd – Bell Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

<i>Action</i>	<i>Table Hiring of Dr. Kissinger Pending Receipt of Job Description</i>	<i>Vote Detail (Roll call)</i>
Motion – 2020-56	Dr. VanWeelden moved and Mr. Bell seconded a motion to table the hiring of Dr. Kissinger pending the receipt of his job description. The JCGHD will continue to pay Dr. Kissinger. Motion passed unanimously.	1 st - VanWeelden 2 nd – Bell Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye

<i>Action</i>	<i>Adjournment</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-57	Dr. VanWeelden moved and Chief Crago seconded a motion to adjourn at 11:25 a.m. Motion passed unanimously.	1 st - VanWeelden 2 nd – Crago Bell – Aye Crago – Aye Macedonia - Aye Petrola – absent VanWeelden – Aye



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The next meeting of the Board of Health is scheduled for Tuesday, May 19, 2020 at 8:15 a.m. in the Trumbull Towers Building, 2nd Floor.

There being no further business before the Board, the meeting was adjourned at 10:45 a.m.

ATTESTED:

Mr Terry Bell
Mr. Terry Bell, Board President

Nicole Balakos
Nicole Balakos, Health Commissioner