



Public Health
Prevent. Promote. Protect.

JEFFERSON COUNTY

740.283.8530

www.jchealth.com

GENERAL HEALTH DISTRICT

NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

BOARD OF HEALTH REGULAR MEETING

May 19, 2020

8:15 a.m.

A regular meeting of the Board of Health was held on Tuesday, May 19, 2020, at 8:15 a.m.

Board Members Present:

Terry Bell
Chief Clark J. Crago
Patrick Macedonia, M.D.
Frank L. Petrola, M.D. (remote)

Staff:

Nicole Balakos, Health Commissioner
Kelly Wilson, Fiscal, Grants & PI Officer
Jodi Norris, Director, Finance & Admin
Dr. Mark Kissinger, Medical Director (remote)
Tamika Jones, Accreditation Coordinator
Marc Maragos, Environmental Director
Carla Gampolo, Registered Sanitarian
Jane Klug, Administrative Assistant
Hannah Piko, Director of Nursing
Stephanie Chester, WIC Director
Michael Ceraolo, Sanitarian in Training

Absent:

George VanWeelden, D.O.

Prosecutor:

Emanuela Agresta

Guests:

See sign in sheet

CALL TO ORDER

Mr. Bell called the meeting to order at 8:15 a.m.

PUBLIC PARTICIPATION

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



Public Health
Prevent. Promote. Protect.

NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

APPROVAL OF MINUTES

The April 21, 2020 Minutes of the Annual Reorganization Meeting and the April 21, 2020 Minutes of the Regular Meeting of the Board of Health were presented for approval.

<i>Action</i>	<i>Accept April 21, 2020 Minutes of Annual Reorganization Meeting and Accept April 21, 2020 Minutes of Regular Meeting</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-58	Dr. Macedonia moved and Mr. Chief Crago seconded a motion to accept the April 21, 2020 Minutes of the Annual Reorganization Meeting with no corrections; and to accept the April 21, 2020 Minutes of the Regular Meeting as presented. Motion passed unanimously.	1 st - Macedonia 2 nd – Crago Bell - Aye Crago – Aye Macedonia - Aye Petrola – Aye VanWeelden – Absent

April 2020 Expenses

Dr. Macedonia stated that he'd like to voice his concern again about the layout of the expense report and that it is difficult to understand. He said that he cannot make out clearly where the dollars are being spent. He stated that he doesn't know how the Board can, in good conscious, continue approving the reports not knowing what we are spending money for. One area in particular was the wire transfers that are listed. Where are they coming from? Mr. Bell agreed with Dr. Macedonia. Jodi Norris, Director of Finance and Admin pointed out that these are the reports that come straight out of our system Budlite. She also explained that we can give them some other type of report, but that it is manual, but they need to let us know what they'd like to see. Dr. Macedonia stated that in the future he'd like to see the detail. What is coming in and what is going out. Jodi stated that she will work on putting something together and present it to the Board to see if it's in line with what they are looking for.

<i>Action</i>	<i>Approval of April's Expenses</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-59	Dr. Macedonia moved and Chief Crago seconded a motion to accept April's expenses. Motion passed unanimously.	1 st - Macedonia 2 nd - Crago Bell - Aye Crago – Aye Macedonia - Aye Petrola – Aye VanWeelden – Absent

April 2020 Financial Report

Dr. Macedonia wanted to be on record that the same concerns from above under the expenses are also being voiced for the financials.



<i>Action</i>	<i>Approval of April's Financial Reports</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-60	Dr. Macedonia moved and Chief Crago seconded a motion to accept the financial report for the month of April. Motion passed unanimously.	1 st - Macedonia 2 nd - Crago Bell - Aye Crago – Aye Macedonia - Aye Petrola – Aye VanWeelden – Absent

Consent Agenda

Dr. Macedonia pointed out that Correspondence had been left of this month's and last month's Agenda. Kelly apologized for the error and stated she will ensure it is listed on future Agenda's.

Dr. Macedonia then reported that he had sent a letter to the EPA, Todd Anderson in Legal, on May 7, 2020, inquiring about the jurisdiction that the JCGHD has in regard to Apex. Dr. Macedonia asked if we had another contact at the EPA. The Health Commissioner stated that Joe Goicochea is our contact person.

The Health Commissioner reported that the County Commissioners submitted a letter dated May 8, 2020, requesting periodic updates on Covid-19 cases. They want to see local stats to compare with what they are seeing on the news in various areas. She also explained that Dr. Graham is a part of the Task Force and receives reports and notes from each meeting. Dr. Macedonia pointed out that they could go on to coronavirus.ohio.gov every day to see the information as well.

The hire date for Dr. Kissinger was missing on the Agenda. Dr. Kissinger's hire date is March 5, 2020.

Dr. Macedonia noted some concerns on the policies that were presented for approval.

Facemask Policy – please replace Jefferson County residents with the public we serve. Changing this encompasses all people we serve, not just Jefferson county residents. In addition, under Item # 4 be responsible for procuring any supplemental replacement parts. Replacement parts for what? We don't have the N95 filter type mask so there would be no replacements parts. That needs to be removed.

Workforce Development Policy – clarify on page 4 current workforce demographic—gender male and female—there are zeroes listed. Tamika Jones responded this was an error and would be corrected. Additionally, Dr. Macedonia questioned if we have five nurses. The Health Commissioner responded that we do because of WIC.



NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

Public Health
 Prevent. Promote. Protect.

Page 7 CEU’s required by discipline—under Physicians—this is required for state licensing but not to be on the Board. The 100 hours is outside the requirement to be on the Board. Board of Health members have to have 2 contact hours. This is not required for physicians serving on the Board. Their CEU’s can come from the hours in their practice.

Dr. Macedonia also questioned why some policies are being marked approved but are just now being presented to the Board for approval. Tamika explained that the approved date is the date it was approved by the Health Commissioner. The Board agreed that it should be a date “recommended” by the health commissioner and then approved/adopted by the Board. Tamika Jones will make the changes as suggested.

<i>Action</i>	<i>Accept Consent Agenda with Changes</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-61	Dr. Macedonia moved and Mr. Bell seconded a motion to approve the Health Commissioner’s Consent Agenda with the changes to the policies presented for approval noted. Motion passed unanimously.	1 st - Macedonia 2 nd – Bell Bell – Aye Crago – Aye Macedonia - Aye Petrola – Aye VanWeelden – Absent

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.

Dr. Macedonia inquired about how restaurants were handling parties within the same family. The Health Commissioner stated that they do not have to be 6 feet apart, up to a party of 10. If they arrive together, then can be seated together. Dr. Macedonia stated that the directive states that it has to be in the same family unit. He said there is confusion. The health commissioner stated that in reality you are with your “work family” about as much as you are with your real family. Dr. Macedonia stated that he doesn’t want to be so strict that we disallow these types of things. The Health Commissioner stated that as long as they are arriving together, it was ok. If you are meeting people at a location, that is frowned upon.

Dr. Macedonia asked who is enforcing the orders. Health Commissioner Balakos responded that the Health Department and law enforcement is responsible for enforcing the Governor and Dr. Acton’s orders (any and all). Dr. Macedonia asked how strict are we going to be? The Health Commissioner talked about the letter of the law, spirit or intent, or to hell with the law. We are trying to follow the intent or spirit of the law. We are issuing warnings and trying to educate at this point. Dr. Macedonia doesn’t want to be the iron fist. The Health Commissioner reported that the Health Department is supposed to report to the state any citations. We get complaints from the public about people drinking at the bar or standing around, gyms that may be open, etc. She said that the environmental team is going out and giving them a verbal warning and trying to



educate them. Dr. Macedonia also wanted to know if owners can require customers to wear masks. The answer to that is yes. The Health Commissioner wanted the Board to know that we are taking a laxer approach than other counties in Ohio. Mr. Bell stated that we should be giving them the benefit of the doubt first. The Health Commissioner mentioned that the State is going to be having some enforcement folks available to go around to various businesses for enforcement. The State is talking about some counties sharing an enforcement officer. For example, Belmont may share with Jefferson, or Jefferson with Columbiana. Some people are pushing the limit. She reported that playgrounds are still not open and that the basketball hoops have not been put back up yet.

Medical Director's Report

Dr. Kissinger presented the Medical Director's Report. Dr. Kissinger reported that as one can expect, the last month was filled with Covid-19. There has been a lot of communications going back and forth dealing with campgrounds, schools, etc. The clinic plans to reopen on Wednesday, May 20 for its first physical. As we work to get past all of this, there are concerns that the virus will return in the Fall. We have to plan for all possibilities. He also reported that Franciscan is planning to be full time on campus this fall. They have a couple plans in place should things change. There has been a lot of work communicating and collaborating with various local entities.

Nursing Report

Director of Nursing, Hannah Piko, presented the Nursing Report to the Board. A copy of the report is attached hereto and made part of the official minutes.

Dr. Macedonia expressed his continued concern about the chlamydia numbers. He understands that we've been sidetracked dealing with Covid-19. He inquired about any plans or thoughts we had on conducting outreach. Nurse Piko reported that although Covid-19 continues to take up a large amount of the day, the nursing department will work to re-shift their focus on educating the community. Dr. Macedonia also stated that he'd like to see hospitalizations for Covid-19 on the report for the Board, just like we do for influenza.

WIC Report

Stephanie Chester reported that phone interviews continue for WIC clients. No clients are being seen in the office. The recipient only has to come to the office to get their card loaded. There is a table set up in the hallway and the client calls and the load is performed. She also reported that we are seeing a jump in new cases, or those who have been off of WIC for over a year. Recertification and group education has gone down. She thinks it may have something to do with the increase to SNAP benefits as a result of Covid-19. People may also be scared to come out. Dr. Macedonia asked if folks can apply online for WIC. Stephanie responded that no, the state doesn't have an online process. She also noted that she is currently working on the WIC grant application for next year.



Environmental

Marc Maragos presented the Environmental report. Mr. McGuire was out sick today so Marc reported about garbage dumping that was occurring over hillsides and along roads (information was provided in Board packet). The new SIT, Michael Ceraolo, had gone out with Jack McGuire and they went through a lot of the garbage that had been dumped and found old mail with people's names and addresses on the mail. Some of the mail belonged to a resident from the area directly across the street from the dumping site. The other mail found did not belong to a nearby resident. The names found were not from the area where the trash was found. Is this something we can turn over for legal action or do we need to seek approval from the Board every month? Dr. Macedonia stated that per the Ohio Revised Code, Section 3709, the Board directs the next step. Dr. Macedonia said that there could be a problem with the name and address on the mail. That person may not be the one dumping the trash. How do you prove that person is the one who dumped it? Attorney Agresta stated that we can prosecute; however, some cases she has seen it to be a case of a renter who moves out and leaves the trash and then the landlord or someone he knows removes the trash and dumps it. However, she has also seen successful prosecution. Dr. Macedonia asked if we could possibly have a no dumping sign placed at the location. The Health Commissioner noted this as an action item and have someone work with the Solid Waste or Ohio Department of Transportation to see if this is feasible. Dr. Macedonia asked who is responsible for cleaning up now that we know that it is there? Marc Maragos stated that normally we would send a clean-up order. The concern is that the open dumping will turn the location into a dump site. Mr. Bell asked if the litter enforcement officer followed up on this. The Health Commissioner believes this hasn't been occurring and she didn't know if there are any crews.

Mr. Bell stated that the correctional facility used to take crews out to do this. Attorney Agresta said that she believes it is more effective for the violator to go before a judge. The JCGHD can file a report with the local police and it will hit the prosecutor's desk, and a summons will be issued. Attorney Agresta said that if you find a garbage bag with more items belonging to an identifiable person, that's more concrete than a couple pieces of paper with a random person on there. Carla Gampolo spoke up and said that Jack and Michael had found garbage bags with the mail intermingled in between things like baby diapers. Attorney Agresta said she believes in this scenario, it would be a more solid case.

<i>Action</i>	<i>Authorize Legal Action for Illegal Dumping</i>	<i>Vote Detail (Roll Call)</i>
Motion -- 2020-62	Chief Crago moved and Dr. Macedonia seconded a motion to proceed with legal action against person identified by pieces of mail with illegal dumping. Motion passed unanimously.	1 st - Chief Crago 2 nd - Dr. Macedonia Bell - Aye Crago - Aye Macedonia - Aye Petrola - Aye VanWeelden - Absent



Public Health
Prevent. Promote. Protect.

JEFFERSON COUNTY

www.jchealth.com

740.283.8530

GENERAL HEALTH DISTRICT

NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

Mr. Maragos also reported that he and his staff has been taking phone calls and receiving e-mails about the Stay Safe Order. As of May 18th, there had been 170 calls/emails. Tracking of complaints began on May 8th.

In regard to Apex, there were 41 odor complaints in April and as of this morning, 20 have been received for May. Mr. Maragos also stated that he had reached out to Apex to set up a tour for the Board. They are supposed to get back to him with some suggested dates. Apex has an odor management plan in place with the EPA. This corrective action plan is very specific per a negotiated settlement. The plan calls for the JCGHD to perform at least one odor patrol bi-weekly. Mr. Maragos stated that the JCGHD is performing one odor patrol (loop that is about a six-hour drive) per week and focused inspections. He reported that the new SIT, Michael, went to the landfill and looked at sump pumps to make sure they are in compliance (not exceeding 36 inches of head). Sumps measure the height of leachate that lays on the liner. The JCGHD will be picking something different each inspection. The inspections are unannounced and pictures are taken. We are being more stringent than the EPA requires. Mr. Maragos reported that the EPA has stopped inspections due to Covid-19. We did not apply for Covid-19 relief. Dr. Macedonia asked that Mr. Maragos prepare a monthly report of all inspections done, including what was found. Mr. Maragos stated that he will have that information prepared.

Mr. Maragos reported that he received a message from the EPA regarding the Crossridge hearing. It was originally scheduled for January and has been continually pushed back and the new June 2 day now conflicts with schedules and it is now scheduled for July 30th for a status update hearing. Mr. Maragos received an e-mail this morning from the EPA that stated that the EPA has not received leachate disposal receipts for several years. The EPA sends monthly notice of violations (NOV) and a copy to the JCGHD. They have periodically checked with the Ohio Northeastern Water Association to obtain leachate disposal records from Phoenix for the last year. This is violation of the EPA order. Dr. Macedonia inquired if waste was being hauled out from Crossridge that Judge Miller had ordered. Attorney Agresta stated that they still have to comply with Judge Miller's orders. Mr. Maragos doesn't know if anything is being removed. Dr. Macedonia stated that if the EPA is not getting a report, we have to assume that they are not doing it and are in violation.

Mr. Bell stated that he had attended the most recent Solid Waste Authority meeting and that Mr. Scuggoza was in attendance but he did not even speak up during the public participation period. Most of the people on the Board did not even know who he was, nor did he speak up. Mr. Bell found that a little strange.



Dr. Macedonia then spoke up and asked that please no one misinterpret or misquote what he is about to say but that there was a sign that had popped up over the weekend about the landfill regarding what we are saying no to. He is not changing his opinion on landfills but believes the Board should do their due diligence and at least listen to what we are saying no to. Shouldn't we be informed? He said he is in no way endorsing a landfill, but we should gather all of the pertinent information and know what we are saying no to. There was a question whether or not we could have an informational meeting about the landfill. The Health Commissioner responded that yes, we could have an informational meeting and again, this would not be an endorsement of the landfill.

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. Due to Covid-19 the training for accreditation has been pushed back, but now we are moving forward to meet the required plans.

PHEP

Mr. McGuire prepared the PHEP report. A copy of the report is attached hereto and made part of the official minutes.

Old Business

No old business was discussed.

New Business

Mr. Bell spoke before the new business was discussed. He stated that the JCGHD can apply for any and all grants without Board approval. These grants are typically time sensitive. He does not want the department to lose an opportunity for any potential funding. Dr. Macedonia stated that while he agreed with Mr. Bell, the grant that we were recently working on he had a problem with. The application was for a vehicle and we need to worry about how it would be implemented and sustained. There would be a cost ongoing for the it. This was a grant that Kelly Wilson applied for through the PNC Charitable Trust. We requested funding for a fully outfitted clinical van on wheels. Wellness on Wheels was the name of the project. The grant was submitted on May 18th. It was agreed that any grants will be reviewed and that instances like this, an e-mail will be sent to Board members in the future when a grant opportunity arises such as this. Dr. Macedonia stated that the function of the grant should determine if it comes to the Board first. If there is a defined function, he was OK with it. The Health Commissioner believes we are all on the same page. Chief Crago reminded everyone that we don't have to accept the grant if we receive it. Mr. Bell reminded the Board that he had given Kelly the permission to apply for the grant since time was of the essence.



Kelly Wilson reported that the JCGHD applied for and received a grant from the River Valley Health Foundation out of Wheeling for \$5,000. The funding is to be used for supplies the JCGHD needs as a result of Covid-19 (i.e. masks, cleaning products, hand sanitizer, wipes, etc.). Ms. Wilson also reported that we were notified of the upcoming audit by the State for the years 2018 and 2019. The process of sending the required documents to the auditor’s office has started. Dr. Macedonia inquired about the types of documents required. The auditor’s office is requesting things such as all of the board minutes from 2018 and 2019, the financial statements for both 2018 and 2019, and listings of fund level division reports.

<i>Action</i>	<i>Adjournment</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-63	Dr. Macedonia moved and Chief Crago seconded a motion to adjourn at 9:50 a.m. Motion passed unanimously.	1 st - Dr. Macedonia 2 nd – Crago Bell – Aye Crago – Aye Macedonia - Aye Petrola – Aye VanWeelden – Absent



Public Health
Prevent. Promote. Protect.

JEFFERSON COUNTY www.jchealth.com
740.283.8530 **GENERAL HEALTH DISTRICT**

NICOLE BUSH BALAKOS, HEALTH COMMISSIONER

The next meeting of the Board of Health is scheduled for Tuesday, June 16, 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 9:50 a.m.

ATTESTED:

Mr Terry Bell
Mr. Terry Bell, Board President

Nicole Balakos
Nicole Balakos, Health Commissioner