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**BOARD OF HEALTH  
MINUTES OF REGULAR MEETING  
November 17, 2020  
8:15 a.m.**

The regular monthly meeting of the Board of Health was held on Tuesday, November 17, 2020 at 8:15 a.m. in the 2<sup>nd</sup> floor community room of the Towers Building located at 500 Market Street, Steubenville, Ohio.

**Board Members Present:**

Terry Bell  
Chief Clark J. Crago  
Patrick Macedonia, M.D.  
Jean-Philippe Rigaud

**Staff:**

Kelly Wilson, Fiscal, Grants & PI Officer  
Jodi Norris, Director of Fiscal and Admin.  
Stephanie Chester, WIC Director  
Marc Maragos, Director, Environmental  
Hannah Piko, Director of Nursing  
Carla Gampolo, Registered Sanitarian  
Rick Stead, PHEP Coordinator  
Michael Ceraolo, Sanitarian-in-Training  
Linda Agresta, Environmental Clerk

**Absent:**

**Prosecutor:**

**Guests:**  
See sign-in sheet

**CALL TO ORDER**

Mr. Bell called the meeting to order at 8:15 a.m. Mr. Bell asked everyone to stand to please observe a moment of silence to acknowledge the passing of Dr. Petrola. The Pledge of Allegiance was recited.

**PUBLIC PARTICIPATION**

Mr. Tom Gentile came before the Board. Mr. Gentile pointed out that he was here personally, not in his role as county commissioner. He said that being a public official, he sees a lot of things and hears a lot of things. He has six weeks left in his role as county commissioner. In the twelve years that he has been here, he's seen a lot of things, both positive and negative. He mentioned

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the stigma of 87 counties and then there's Jefferson. He said that they work their tails off to overcome that stigma. In the twelve years that he has been here, he has never quite seen anything happen the way he did when he was here and saw how Nicole got terminated. He said he knows all of the people on the board are good people and that he knows all of them. For years, public officials sat on the health board in clear violation of the Ohio Revised Code. When working to try to straighten things out, it was handled very diplomatically. As public officials, there is no training, as with board members. Over a year ago, the ex-health commissioner signed a contract. She did not realize the contract was not valid since she had not sat off of the board for 365 days. He didn't know, neither did the other two county commissioners, until it was researched. There is 40+ years' experience there with the commissioners with public boards. There was a representative there from the prosecutor's office that was involved in the transaction. Nobody tried to do anything wrong. The board signed the contract and is also at fault for signing the contract. He doesn't have a problem with the action that needed to be taken. He has an enormous problem with the way it went down. It went down as if someone was being scolded and as if they did some horrible crime. As board members and public officials, there are times when things are done and we do not realize. The commissioner's office tries to follow the ORC with every step. He kept his mouth shut so he could thoroughly research what went down. He has talked to a lot of attorneys and other people. He thought that there was something more than just the contract. He knows the board signed and offered the contract. There are two parts. It's not just a one-sided deal. It amazes him in this small community where we try to help each other out that the termination went down the way it did in an incredibly vicious, embarrassing way. She was escorted out of the building and it amazes him. It could have been handled with more tact and respect. She was doing a very good job.

Father Matthew Moore, priest of Holy Trinity Greek Orthodox Church, was the next speaker. He is also a citizen of Steubenville. He's speaking as a citizen and as a pastor with concern for his whole community. He expressed his strong disappointment in the Board's leadership to slow the spread of Covid-19 in the county. The increase of cases witnessed since late September is alarming and he believes it is due to a lack of leadership. Our daily case count reflects the events that took place four to six weeks prior. So today, we are seeing cases of actions that happened four to six weeks ago and if that's the case, it's difficult not to correlate it with firing Mrs. Balakos, who has provided the county with compassionate and comprehensive leadership and continual education regarding the spread of Covid-19. The first and starkest thing is that after her termination, the Task Force stopped meeting. Mask notice signs disappeared and continual reminders of the spread of Covid-19 and how it can be prevented went away as fast as she did. On social media highly inaccurate and toxic opinions are allowed to stay unchecked on the Facebook page. The Board must educate the citizens that Covid aggravates other conditions, making it a particularly dangerous illness. If he dies because he has diabetes, he didn't die because of his diabetes, he dies because Covid aggravated that illness. To allow people to continue remarking that Covid is not very dangerous or that the virus will just go away after the elections is irresponsible.

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Something else he noticed after Mrs. Balakos's departure is that public social distancing and masking guidelines have gone away. Patrons of businesses have stopped obeying them. Families and friends resumed their social activities. He has a friend from a deeply Republican southern state who was here recently for his brother's funeral and was blown away at the lack of compliance in this city. He thought that his state of Georgia was bad. All of these behaviors have contributed to the spread. Father stated that the health department says it is contact tracing but the data doesn't reflect that the department is being otherwise thorough in its task. It appears as though the department has discharged its responsibility to contact trace. It's one thing to say that people need to self-monitor but he thinks it's a dereliction of duty for the Board not to continue to follow up with patients so residents of the county can have a clear picture of the situation. Declaring someone to be recovered after 14 days is a misleading statement. The Board states that the spread is from private events but it is complicated to effectively contact trace if we are not making anyone wear masks. This is failed leadership. You cannot say that you have no authority to enforce distancing and masking measures. A restaurateur can speak on the health department's legal authority to shut down operations for code violations. The health department also regulates other matters such as building codes. It doesn't seem like the Board lacks the ability to enforce masking regulations, rather than they lack the desire and the will to enforce it. Tossing up your hands in the air and claiming impotence in the face of rising cases is irresponsible and immoral. It's made worse by their unwillingness to maintain a thorough educational program for residents about their duty to one another. Perhaps the board thinks they are mistakenly thinking they are infringing upon the residents' rights, but he quotes a Bob Dylan lyric from the song *Ballad in Plain D*, "are birds free from the chains of the skyway". We are never totally free, total freedom is anarchy not a republican or not a republic. We experience true freedom when we realize that although we are individuals, we are duty bound as patriots to see that we are one another protected and lifted up when the welfare of our community is firmly in our mind. If citizens can't comprehend this, unfortunately the government and organizations must step in to remind them of their duty as citizens. The Board may have achieved their end of removing Nicole Balakos, but the lack of leadership in the vacuum, he believes, shows the motives of this Board. By their inaction, they may have avoided the tyranny of government and now that the state has had to enact strict measures, they have even avoided the blame of doing the right thing. They've implemented a far worse tyranny. A tyranny of selfishness and egotism. He urged the Board to cease with the unprofessionalism and as stewards of the county to take on their responsibilities and lead the people. Enforce the mask mandate and support those who oversee the enforcement. Call out ignorance as they see it and be swift to educate the people. Lastly, bring the Covid Task Force together again and listen to their recommendations. These are people who are in the community who are serving the community. For example, Mr. Tony Mougianis, who is directly affected and working with Covid cases, disinfecting schools and homes. He thanked the Board for allowing him to address them.



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Mr. Bell then addressed the audience and stated that Mr. Mayo had been before the Board several times and had always followed the process to get on the agenda. Yesterday he requested to be on today’s agenda. That did not meet the 72 hour prior to the meeting requirement. Mr. Bell stated that Mr. Mayo was sent an e-mail seven days ago regarding being put on every agenda from here on out. In the e-mail it does say 72 hours in advance is required to be placed on the agenda. Other boards in the county do the same thing. For example, the county commissioners require the request by noon on Tuesday. The 72 hours is in the by-laws. With that said, Mr. Bell told Mr. Mayo that he is not permitted to speak today. Mr. Mayo stated that he is on the agenda for today. Mr. Bell said that he had his name put on so he could address the situation. Mr. Mayo stated he never received the email and that he asked at the last meeting to be put on the agenda. He stated that he was not notified of the Special meeting that was held. He said he called yesterday and was told he had to ask prior to every meeting. He said we have his phone number and no one said Mr. Mayo you won’t be permitted to speak. A lot of back and forth occurred about the subject and he said he was going to speak. Mr. Bell said that he preferred he sits down.

Mr. Mayo then went on to say he’s a survivor of Covid-19 and believes he got it from the lack of enforcement for the mask requirement. No one at First Friday was wearing a mask and no one at the gun bash was wearing a mask. There were over 2,000 people there. Politicians needed to be there because they were running for office and no one in there was wearing masks. He said it wasn’t his own mortality he was worried about, but he has a 10-year-old son and what went through his mind was what would happen to his son. He remembers prior meetings he had attended and where First Friday was talked about. He remembers Dr. Macedonia saying that it is not our job. We can’t tell Franciscan or First Friday what to do. But, they have to come to the board to get permission to have their events. Mr. Bell then interrupted and told Mr. Mayo he was out of time. Mr. Mayo said it had not been five minutes. Mr. Bell said he was looking right at it and five minutes had passed. Mr. Bell said that he was sorry. Mr. Mayo argued. Mr. Bell asked Mr. Mayo to sit. Mr. Bell then said he would ask the deputy sheriff to escort him out of the meeting. Mr. Mayo said he wasn’t leaving. Mr. Mayo said he is not threatening anyone and he is simply taking the time he is allowed to speak. Mr. Mayo said Mr. Bell wasted three minutes explaining to him why he wasn’t allowed to speak and had started his timer then. Mr. Mayo said again he was not going to leave. Dr. Macedonia then called for a recess. While in recess, Mr. Mayo went on, but notes were not taken. When recess was called Kelly Wilson and Jodi Norris exited the room.

**CALL FOR RECESS**

<i>Action</i>	<i>Motion for Recess</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-153	Dr. Macedonia made a motion for a recess and Chief Crago seconded the motion.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Crago Bell - Aye





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	Motion approved unanimously.	Crago – Aye Macedonia - Aye Rigaud - Aye
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<i>Action</i>	<i>Motion to return from Recess back in to Regular session</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-154	Dr. Macedonia made a motion to return from recess and back in to Regular Session and Mr. Rigaud seconded the motion.  Motion approved unanimously.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

**APPROVAL OF MINUTES**

<i>Action</i>	<i>Accept October 20, 2020 Minutes of Regular Meeting</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-155	Chief Crago moved and Mr. Rigaud seconded a motion to accept the October 20, 2020 Minutes of the Regular Meeting.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

<i>Action</i>	<i>Accept November 4, 2020 Minutes of Special Meeting</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-156	Mr. Rigaud moved and Chief Crago seconded a motion to accept the November 4, 2020 Minutes of the Special Meeting.  Motion passed unanimously.	1 <sup>st</sup> - Rigaud 2 <sup>nd</sup> – Crago Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

<i>Action</i>	<i>Accept November 12, 2020 Minutes of Special Meeting</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-157	Chief Crago moved and Mr. Rigaud seconded a motion to accept the November 12, 2020 Minutes of the Special Meeting.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye



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**October 2020 Expenses**

<i><b>Action</b></i>	<i><b>Approval of October's Expenses</b></i>	<i><b>Vote Detail (Roll Call)</b></i>
Motion – 2020-158	Chief Crago moved and Mr. Rigaud seconded a motion to accept October 2020 expenses.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> - Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

**October 2020 Financial Statements (Revenue)**

<i><b>Action</b></i>	<i><b>Approval of October's Financial Statements (Revenue)</b></i>	<i><b>Vote Detail (Roll Call)</b></i>
Motion – 2020-159	Mr. Rigaud moved and Dr. Macedonia seconded a motion to accept October 2020 revenue report.  Motion passed unanimously.	1 <sup>st</sup> - Rigaud 2 <sup>nd</sup> - Macedonia Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

**Consent Agenda**

Dr. Macedonia wanted to note that the Board only approves the hiring of the individual, and does not approve salaries of new employees. There is an approved salary schedule for positions.

<i><b>Action</b></i>	<i><b>Approval of Kelly Wilson as Accreditation Coordinator</b></i>	<i><b>Vote Detail (Roll Call)</b></i>
Motion – 2020-160	Dr. Macedonia moved and Chief Crago seconded a motion to approve Kelly Wilson as Accreditation Coordinator.  Motion passed unanimously.	1 <sup>st</sup> - Rigaud 2 <sup>nd</sup> - Macedonia Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

**Medical Director's Report**

Dr. Kissinger reported that cases are increasing and we are currently seeing 25-50 new positives each day. Hospitalizations are up, but this is not unique to our county. Unfortunately, we have seen several more deaths. Dr. Kissinger believes that since the Governor came out with the mask

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mandate that this should help. Studies have shown that the transmission is about 50% lessened with the wearing of a mask. Dr. Kissinger commended the nursing department for doing a great job. They are doing the best they can for contact tracing. There are not enough hours in the day and many counties in the state have given up on contact tracing at this point. Dr. Macedonia wanted to agree with Dr. Kissinger about contact tracing. Dr. Macedonia said that some comments had been made by a speaker earlier about contact tracing. Again, many counties have given up on contact tracing. Dr. Macedonia wanted to commend the nursing department and everyone else for the job that is being done. Dr. Kissinger reported that the vaccine trials are coming to an end. One showed 90% efficacy and they had hoped to see at least 60%. The second trial showed 94.5% efficacy so there is some hope. Unfortunately, it will be a while before the entire population can be vaccinated.

**Nursing Report**

Nurse Piko delivered the Nursing Report to the Board. A copy of the report is attached hereto and made part of the official minutes.

**WIC Report**

Stephanie Chester presented the WIC report for the month of September. The numbers are going up. Contactless appointments are helping with that. WIC has a 46% breast feeding rate. Nearly half of the moms are breastfeeding. They are working to keep these moms breastfeeding. She has done several in-person lactation consultations within the last week. WIC participated in a reverse Trunk or Treat with Family Recovery. 700 bags were distributed with WIC information, a mask, and health snacks. She is working on Christmas breakfast ideas. Last year they did a breakfast with Santa that was very well received; however, that is not an option this year. They are working with WIC clients to encourage them to use their WIC foods to do Christmas breakfast at home. They will give out a little treat bag with masks included.

**Environmental**

Marc Maragos presented the Environmental report. Several reports are attached to these minutes and are being made part of the official minutes. Dr. Macedonia asked Mr. Maragos if they would please put Apex somewhere on the Odor Patrol Report. Currently it does not indicate who the report is for.

**Accreditation**

Kelly Wilson presented the information from the report from Tamika Jones, Accreditation Coordinator. Kelly reported that one thing Tamika was recommending that she, as the new accreditation coordinator, first go through all of the trainings for accreditation coordinator. Kelly said that she will start going through those trainings in late November and December. In



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addition, Kelly and Jodi Norris were on a phone call with the state about having the Board consider applying for an extension for accreditation with the hiring of a new health commissioner, as well as having a new accreditation coordinator. Many health departments in the state, as well as ODH have applied for an extension due to Covid-19 and they were granted extensions. Jodi added that about 90% of health departments have requested and been granted extensions ranging from 3 months to 12 months.

Kelly reported that when Tamika spoke with our PHAB accreditation contact, she said that if we would get to March or April, she could automatically approve a 90-day extension at that point in time. If we wait for March or April, we could ask for the 90 days. However, since other health departments across the state are doing it now, maybe we should do it now while they are being flexible during the Covid-19 pandemic.

<i>Action</i>	<i>Motion to request an extension to PHAB for accreditation</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-161	Dr. Macedonia moved and Mr. Rigaud seconded a motion to request a one-year extension for the purpose of accreditation.  Motion passed unanimously.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

**PHEP**

A copy of the report is attached hereto and made part of the official minutes.

**Correspondence**

Mr. Bell reported that we received complaints from a resident about Le Chateau in Smithfield, Ohio. It is being reported they are not wearing masks nor social distancing.

**Old Business**

Homemade Buffet

Mr. Maragos reported that he has been in contact with them on the phone and that they knew they were to appear before the Board today. This is the second Board meeting that they have not shown up to make their case. Mr. Maragos asked the Board how they wanted to handle the matter. Does the Board want to extend the suspension or permanently revoke the license? Chief Crago stated that they were given their last chance as per Board action last month. Mr. Maragos said they stated they didn't appear at the last meeting because the mall had changed the locks on their doors. Mall management stated that the Homemade Buffet is not in good financial shape.





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Dr. Macedonia wanted it noted for the record that they did submit a corrective action plan in the timeframe requested.

<i><b>Action</b></i>	<i><b>Motion to permanently revoke food service operation license for Homemade Buffet</b></i>	<i><b>Vote Detail (Roll Call)</b></i>
Motion-2020-162	Chief Crago moved and Mr. Rigaud seconded a motion to permanently revoke the food service operation license for Homemade Buffet effectively immediately. A letter will be sent to notify Homemade Buffet of the Board action.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

Update on Search/Hiring Process for Health Commissioner

Mr. Rigaud gave an update on the search/hiring process for a new health commissioner. He reported that three candidates have been interviewed: Dr. Alpa Patel, Mr. Roger Davis, Jr. and Andrew Henry. The Board has asked two of the candidates to provide references, a timeline of when they could assume the role, as well as salary history/requirements.

Health Commissioner Job Description

Dr. Macedonia suggested a couple of changes. The first bullet point on page three states that “Convenes administrative hearings with individuals and business entities subject to enforcement action in order to resolve complaints and avoid escalated enforcement action, i.e. Board of Health orders or court action.” He wants this changed to something like working in conjunction with the Board of Health. In regard to hiring, it states on page three that “reviews hiring/firing recommendations from managers and makes hiring recommendations to the Board of Health”. Dr. Macedonia asked that it be added, “Firing recommendations may be subject to the Board of Health’s approval.” The reason Dr. Macedonia wants this added is because we need to protect our employees. If we get a new health commissioner and for whatever reason they don’t want a certain employee, for example, because of the color of their hair, he feels the Board should have a say so.

<i><b>Action</b></i>	<i><b>Motion to approve new job description for Health Commissioner</b></i>	<i><b>Vote Detail (Roll Call)</b></i>
Motion-2020-163	Dr. Macedonia moved and Mr. Rigaud seconded a motion to approve the new job description for the Health Commissioner.  Motion passed unanimously.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye



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	Rigaud - Aye
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Update on Board Presentation from Crossridge

Mr. Bell first stated that he knows that the Board had voted at a previous meeting to entertain a presentation from Crossridge; however, after much soul-searching and thinking, he is not in favor of another presentation from Crossridge. They have been in front of the Board several times and they had held one large public meeting, so his position is no presentation from Crossridge. Mr. Rigaud said that right now the Board’s priority needs to be getting a new health commissioner on board. In addition, he feels it is imperative that the new health commissioner be a part of any such presentation. Until everything is in place, he is not ready to set up a meeting with them at this time. The meeting will be delayed to a future date.

**New Business**

2021 Food Service Fee 1<sup>st</sup> Reading

Mr. Bell read the Food Service Fees for 2021. The fees have decreased from 2020. See attached.

<i>Action</i>	<i>Motion to approve 2021 Food Service Fees – 1<sup>st</sup> reading</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-164	Chief Crago moved and Mr. Rigaud seconded a motion to approve the 2021 Food Service fees.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

Jefferson Belmont Solid Waste Contract

Dr. Macedonia asked for this item to be placed on the agenda because a few months ago we were notified that we owed them money. Dr. Macedonia would like to receive an invoice from them so we can pay it before the end of the year. Jodi Norris spoke up and said that there had been a lot of conversation between the former health commissioner, as well as the EPA and Solid Waste Commissioner and that they were negotiating the items that should have been included versus what should not have, as well as the process. A specified report with the level of detail they were now asking for had never been asked for in the past. It was not well defined and as such, they provided us a template to use going forward (2020). There was discussion on how they would handle 2019 since there was no such template in place then. Jodi had not received any direction from anyone since regarding what was going to happen with that. She said that the solid waste commission had said that they were okay with the health department hiring an

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additional fiscal person to help manage the detail that they were requesting. After the termination of the health commissioner, Mr. Bell asked Jodi to put this on hold.

Dr. Macedonia stated they agreed to sign the 2019 contract, understanding there were discrepancies. The number they were saying we owed them from 2019 was roughly \$43,000 (he wasn't sure of exact number). They agreed to sign the contract if we would agree to pay them. The contract was signed in August. Jodi said that negotiations were still going on and that wasn't her understanding that we would just pay it. However, if the Board just wants to pay this amount and have it over with for 2019, she will reach out to them for an invoice.

*Ohio RADxUp Initiative*

Dr. Macedonia said that this is quite detailed, but his suggestion is to wait until a later time to address this, when the new health commissioner is on board. Early conversations were held with the former health commissioner and none of the other staff were included, as reported by Jodi Norris. It was forwarded on to the Board to see if it was something they wanted us to follow up on. Dr. Macedonia thinks it is something that we eventually want to follow up on. We will delay this until a new health commissioner is hired.

*Steubenville Christmas Parade*

Kelly Wilson reported it was placed on the agenda because applications were being accepted for participants in the Steubenville Christmas Parade. Kelly reported that there was still an order in effect through the state prohibiting parades. Kelly said she believes the Board needs to make the decision. In addition, Kelly mentioned that she was contacted by an individual from Toronto who has the blessing of the Mayor to have a drive-thru Santa type event. There will be no sitting on Santa's lap. Cars would drive up Third Street and as they pull up, Santa would be at the end and the child would get out of the car and then have their picture taken with Santa and they would move along to the next car. All safety protocol would be adhered to. These events are not specifically prohibited by an order, and as such, as long as they can be done safely, it can be held. The health department will be providing masks and signs for mask wearing and social distancing.

Jodi Norris then mentioned that Wheeling and Weirton have both cancelled their Christmas parades. Dr. Macedonia said that he had done some research, not only in Ohio, but around the country. Many parades have readjusted and gone virtual. As much as he would like to see a parade in town happen, with us being red at this time, he proposes that we do not allow them to have the parade. There is no way to control a crowd at a parade.



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<i>Action</i>	<i>Motion to notify the City of Steubenville that as per the Director’s Orders dated March 17, 2020, and amended order dated May 29, 2020, the Board of Health does not permit the Steubenville Christmas Parade to go on as scheduled.</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-165	Dr. Macedonia moved and Mr. Rigaud seconded a motion to notify the City of Steubenville that as per the Director’s Orders dated March 17, 2020, and amended order dated May 29, 2020, the Board of Health does not permit the Steubenville Christmas Parade to go on as scheduled. A letter will be sent to the City, along with the Director’s orders.  Motion passed unanimously.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

Mask Order

Dr. Macedonia discussed the November 13<sup>th</sup> Order from the Ohio Department of Health – Director’s Order for Retail and Business Compliance for Facial Coverings throughout the State of Ohio. Dr. Macedonia proposed that the Board send a letter to every business owner in the county. Dr. Macedonia stated that he has talked to Tricia Maple at the Chamber of Commerce and that she is willing to provide us address labels. The letter would be signed by all board members. The letter would outline the importance of following the mandate, the reason for the mandate and we would include in the packet a copy of the Order. Dr. Macedonia said that we as a Board have been highly criticized because we are in the red. However, if you look at the state, there are more than 50 counties in the red. This isn’t unique to Jefferson. All of those counties have health commissioners and they are in the red also. This virus can’t be controlled, no matter who you are, Dr. Fauci or the President of the United States. He believes the mask order will allow us to make a difference. All board members should become educated on the mandate and they need to become advocates of the county health department to go out into the community and advocate for the mask order. The Board should be involved. The business will receive a written notice; the next step is a 24-hour shut down notice. We understand it is not enforceable. Throughout the state, there have already been challenges. There are a lot of effects when closing a business down. It hurts the employees and the economy. While he agrees health is number one, he would like to recommend we post weekly the number of complaints we get about a business in the Herald Star, on our web site and on the TV. This would name the business and how many complaints were received during a week’s time. This would encourage a business to do the right thing. Let the public decide if they want to go in to the establishment if they are not complying with the order. Dr. Macedonia believes it is time to take this very aggressive step for our county.





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Action	<i>Motion to 1) follow the Director’s Order for Retail and Business Compliance for Facial Coverings throughout the State of Ohio; 2) follow the Director’s Order in regard to notification of violations and 3) after the second non-compliance, the business name will be posted publicly via social media, newspaper, TV and our website. Step 3 will be reviewed by legal before implementation.</i>	Vote Detail (Roll Call)
Motion-2020-166	Dr. Macedonia moved and Mr. Rigaud seconded a motion to 1) follow the Director’s Order for Retail and Business Compliance for Facial Coverings throughout the State of Ohio; 2) follow the Director’s Order in regard to notification of violations and 3) after the second non-compliance, the business name will be posted publicly via social media, newspaper, TV and our website. Step 3 will be reviewed by legal before implementation.  Motion passed unanimously.	1 <sup>st</sup> - Macedonia 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

Mr. Tom Gentile who had been in attendance and spoke earlier under public participation spoke up. He addressed Mr. Bell and said he knows he won’t recognize him but that he has recognized Mr. Bell multiple times in commissioner’s meetings when he wasn’t on the agenda. He said now he is going to speak as a commissioner. He says the Board better have some legal review on what they are talking about doing. He is appalled that they are sitting there talking about all of these things they are going to do such as putting businesses names in the paper without some legal review of what could happen. If it is unfounded or not substantiated, the liability it will create for the board is unbelievable. He said it needs to have legal review. As a commissioner, he believes the commissioner’s insurance backs the Board up when there is an issue. Mr. Gentile does not believe they have their own insurance as a board. Dr. Macedonia said that they do have insurance. Mr. Gentile questioned who the insurance was through. Dr. Macedonia said that he didn’t know the name.

Dr. Macedonia told Mr. Gentile that the Board of Health does not answer to him and he doesn’t answer to us. The Board of Health is not connected to the county commissioners at all. Dr. Macedonia stated that he doesn’t want to get into a debate but if Mr. Gentile would think for one minute that he would have not reviewed this with an attorney, he is mistaken. This is all public record. He assures Mr. Gentile that this was run by an attorney. Mr. Gentile said that Dr. Macedonia did not mention that. Mr. Gentile believes the Board is stepping down a path that is a difficult path to go down. If the Board is going to call out businesses, and the Board doesn’t have substantiation or a legal review, the Board of Health will have problems. Dr. Macedonia stated

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that this is a mandate by the Governor. Dr. Macedonia assumes that the Governor did the same thing Mr. Gentile just asked. Mr. Gentile said that the Governor did not tell the Board to put business names in the paper. Dr. Macedonia reminded Mr. Gentile that everything is public record. This is not something you do behind the scenes. Dr. Macedonia said that he did not have a problem if the Board chooses to get legal review before following this procedure.

Dr. Macedonia said that here we go again. We have been criticized for not doing anything and now we try to do something and now we have to be concerned about a legal issue. When does this end? We are trying to make the county better and now we're being criticized for not doing the right thing. Dr. Macedonia stated, "sorry guys but he is a little offended by these comments." He believes we are following our jurisdiction. If you do not want to approve it, it is up to the Board. We have to stop being critical of each other and start doing the right thing. For once, he believes they are doing the right thing and now we're being criticized.

Mr. Rigaud said he hears Dr. Macedonia but that maybe we should ask Shawn Blake to review the plan. Mr. Rigaud said that he hears what the commissioner is saying and maybe we just take piece (step 3) of the plan that is bothersome and make sure we are okay to do this. Dr. Macedonia said that he agrees, but going to the state could take a long time to get a response. He agrees with going to our legal counsel if that will satisfy everyone's concerns. Mr. Rigaud said that he thinks this is wise. Jodi Norris spoke up and stated that being on phone calls with the Ohio Department of Health and other health departments, this is very similar to what other health departments are doing.

*Jefferson County Covid-19 Defense Team*

Dr. Macedonia talked about the recent guidance from the Governor that each county develops a Covid-19 Defense Team. Dr. Macedonia asked about the former Jefferson County Business and Livelihood Task Force that was in operation previously. He thought we could reactivate that Task Force to act as the Defense Team as required by the Governor.

The Governor's office will be setting up Zoom meetings with every county to discuss the defense team. They have not reached out to Jefferson County yet. The goal is to encourage collaboration among county officials, health departments, hospitals and other leaders in the community.



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<i>Action</i>	<i>Motion to activate the prior Task Force to be the new Covid Defense Team as required by Governor DeWine</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-167	Mr. Rigaud moved and Dr. Macedonia seconded a motion to active the Task Force to act as the new Covid Defense Team as required by Governor DeWine.  Motion passed unanimously.	1 <sup>st</sup> - Rigaud 2 <sup>nd</sup> – Macedonia Bell - Aye Crago – Aye Macedonia - Aye Rigaud – Aye

<i>Action</i>	<i>Motion to Enter Executive Session</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-168	Mr. Bell moved and Mr. Rigaud seconded a motion to enter Executive Session for the purpose of discussing personnel – continuation of the hiring process for a new health commissioner.  Motion passed unanimously.	1 <sup>st</sup> - Bell 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud - Aye

<i>Action</i>	<i>Motion to Exit Executive Session</i>	<i>Vote Detail (Roll Call)</i>
Motion-2020-169	At 10:46 a.m., Chief Crago moved and Mr. Rigaud seconded a motion to come out of Executive Session and return to Regular Session.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> – Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud – Aye

No action was taken in Executive Session. The hiring process for a new health commissioner will continue.

<i>Action</i>	<i>Motion to Adjourn</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2020-170	Chief Crago moved and Mr. Rigaud seconded a motion to adjourn.  Motion passed unanimously.	1 <sup>st</sup> - Crago 2 <sup>nd</sup> - Rigaud Bell - Aye Crago – Aye Macedonia - Aye Rigaud – Aye



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There being no further business before the Board, the meeting was adjourned at 10:48 a.m.

The next regular meeting of the Board of Health is scheduled for Tuesday, December 15, 2020 at 8:15 a.m. in the Trumbull Towers Building, 2<sup>nd</sup> Floor.

**ATTESTED:**

  
\_\_\_\_\_  
Mr. Terry Bell, Board President

  
\_\_\_\_\_  
Kelly Wilson, Fiscal, Grants & PI Officer