



JEFFERSON COUNTY General Health District

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BOARD OF HEALTH MINUTES OF REGULAR MEETING July 19, 2022 8:15 a.m.

The regular monthly meeting of the Board of Health was held on Tuesday, July 19, 2022 at 8:15 a.m. in the 2nd floor community room of the Towers Building located at 500 Market Street, Steubenville, Ohio.

Board Members Present:

Terry Bell
Anthony Mougianis
Jean-Philippe Rigaud, Vice-President
Patrick Macedonia, M.D.

Staff:

Andrew Henry, Health Commissioner
Michele Henry, Administrative Assistant
Marc Maragos, Director of Environmental
Stephanie Chester, RN, WIC Director
Carla Gampolo, Registered Sanitarian
Hannah Piko, Director of Nursing
Linda Agresta, Environmental Clerk
Rick Stead, PHEP
Dr. Jane Culp, Medical Director

Absent: Chief Clark J. Crago, President
Kelly Wilson, Excused (audit)

Prosecutor:

Guests:
See sign-in sheet

CALL TO ORDER

The meeting was called to order at 8:15 a.m. by Jean-Philippe Rigaud, Vice President. The Pledge of Allegiance was recited. Roll call was taken and all board members were in attendance with the exception of Clark Crago whose absence was excused.

APPROVAL OF MINUTES

<i>Action</i>	<i>Motion to accept the June 27, 2022 Minutes of the Regular Meeting.</i>	<i>Vote Detail (Roll Call)</i>
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Motion-2022-82	Mr. Bell moved and Mr. Mougianis seconded a motion to accept the June 27, 2022 Minutes of the Regular Meeting. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye
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June 2022 Revenue Report

<i>Action</i>	<i>Approval of June's Revenue Report</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-83	Dr. Macedonia moved and Mr. Bell seconded a motion to accept June 2022 revenue report. Motion passed unanimously.	1 st - Macedonia 2 nd - Bell Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud - Aye

Dr. Macedonia stated for the record he likes the new report format. JP Rigaud stated it is so easy to follow. Roll call taken all present were in agreement.

June 2022 Expense Report

<i>Action</i>	<i>Approval of June's Expense Report</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-84	Mr. Bell moved and Dr. Macedonia seconded a motion to accept June 2022 expense report. Motion passed unanimously.	1 st - Bell 2 nd –Macedonia Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud - Aye

Personnel

<i>Action</i>	<i>Motion to Accept the Hiring of Danielle Czuchran FT RN effective July 18, 2022, rate of pay \$26.22 per hr.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-85	Mr. Bell moved and Dr. Macedonia seconded a motion to accept the hiring of Danielle Czuchran FT RN effective July 18, 2022, rate of pay \$26.22 per hr.	1 st - Bell 2 nd - Macedonia Bell - Aye



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	Motion passed unanimously.	Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye
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Dr. Macedonia questioned the pay scale, are we paying both part-time and full-time employees the same rate? Health Commissioner Henry stated it is based on qualifications and experience, it doesn't specify the difference between a part-time or full-time employee.

<i>Action</i>	<i>Motion to Accept the Hiring of Kylie Smogonovich PT RN effective July 18, 2022, rate of pay \$26.22 per hr.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-86	Mr. Bell moved and Mr. Mougianis seconded a motion to accept the hiring of Kylie Smogonovich PT RN effective July 18, 2022, rate of pay \$26.22 per hr. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Travel Requests – none

Contracts

<i>Action</i>	<i>Motion to Approve the Tower Building County Commissioners Lease with two corrections.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-87	Mr. Bell moved and Mr. Mougianis seconded a motion to approve the Tower Building County Commissioners Lease with two corrections. 1) change the word changed to charged item 1.09 2) employees to park across the street in parking lot item 3.06 Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Health Commissioner Henry presented the new Solid Waste contract with updated verbiage. It states if the boards expenditures exceed the \$80,000.00 within the terms of this agreement, the solid waste and the board of health shall negotiate an additional amount of fiscal assistance that the solid waste will pay to the board of health to help defray such expenses incurred by the board.



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Dr. Macedonia asked Andrew if the detailed reports have always been this way, as he didn't realize they wanted such detail. Andrew stated yes they have. They are not that time consuming, but it's pretty detailed in each specific activity that we do under the solid waste program. This is required by the ORC and it is really strict on what we can get paid for.

<i>Action</i>	<i>Motion to Approve the Solid Waste Contract.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-88	Dr. Macedonia moved and Mr. Bell seconded a motion to approve the Solid Waste Contract. Motion passed unanimously.	1 st - Macedonia 2 nd - Bell Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Health Commissioner Henry stated we have a similar contract set up with the McCullough House. This is essentially a different version of that same scope. The juvenile court would be much less of a commitment for us. They have a full-time nurse and a back-up nurse, but they ran into a situation where their on-call nurse was sick and the back-up nurse was on vacation. This left them with no one to cover the detention center for the weekend, we helped them out with that. Basically, they will call us and we have a certain amount of time to respond. It's not an immediate get here now type set up. We felt it was something we could do to help them out in times of need. We did draft an MOU to be able to get paid for that time.

Dr. Macedonia is concerned about the scope of practice they are asking our nurses to do. He feels it is a little beyond their scope in terms of medical assessment. He is unsure that is the same as a nursing assessment. Hannah explained it as being more of a covid screening to be able to put them in the general population. Dr. Macedonia is concerned about the wording and is unsure if they would fall under Dr. Culp as the Medical Director. Health Commissioner Henry stated they have their own Medical Director. We need to be clear under whose direction she/he would come under, our medical director or theirs. The Juvenile Court gave the name of a superior to reach out to if there were any issues and that person would reach out to their medical director.

<i>Action</i>	<i>Motion to Approve the Juvenile Court MOU with two corrections.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-89	Mr. Bell moved and Mr. Mougianis seconded a motion to approve the Tower Building County Commissioners Lease with two corrections. 1) change medical assessment to nursing assessment 2) Add verbiage that the Juvenile Court Medical Director must be available at all times.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye



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	Motion passed unanimously.	
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Adoption of Forms/Policies - None

Purchase Orders over \$5000 - None

Health Commissioner's Report

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

Dr. Macedonia mentioned for clarity, that some of the hospital covid cases are people being tested to have procedures and they just happen to test positive.

Medical Director's Report

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

Mr. Rigaud asked about the traffic in the Toronto Office. Dr. Culp stated the past two weeks has been low. She feels this will increase once people know we are there and we will continue to be there. She would like to get to the point where we can keep vaccines onsite. Right now we take the vaccines we need for the appointments for that day, and are unable to take walk-ins.

Dr. Macedonia asked Dr. Culp and Hannah about the service relationship with the university, he asked if this was something we could supplement. Dr. Culp stated she would be reaching out to the student health individuals at the university to establish a relationship. Dr. Culp stated they may have a need for services that they don't provide on campus. She would like to be able to help them if we could. She would like an open line of communication.

Nursing Report

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

Dr. Macedonia asked about Chlamydia, Gonorrhea and Hepatitis C. Hannah and Dr. Culp have been discussing the education and treatment of those people needing treatment. We need to make sure that they complete all their treatments or they will continue to be a source of spread. The most difficult part is getting all the partners treated. Maybe they don't want to come to the health department to get the medication, they don't know or weren't informed. This is an area where we aren't reaching everyone that we should. We have the medication to treat them, it's just getting them here for treatment.



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Hannah stated we did receive some Hepatitis C testing kits from Canton. She thinks that testing early may help. Dr. Macedonia asked if Health Commissioner Andrew Henry could tie this into his drug committee. Andrew Henry said that he had already made himself a note.

WIC Report

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

Health Commissioner Henry stated that WIC does a good job at helping their clients especially when they come in for card loads. WIC has had a three-year waiver of not seeing clients in person. Stephanie Chester, WIC Director stated some clients prefer tele visits as they don't have to pack all the kids up and get them in the car etc.

JP Rigaud asked if they expect an uptick in farmers signing up to participate in the WIC program for farmer's markets. Ms. Chester stated she hopes that will be the case.

Environmental

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

Terry Bell asked if the complaints received for June and July were from new callers or from the same people. Marc Maragos stated we had different people that called to complain. June had 8 different residents that called in and in July so far there are 6 different residents. Dr. Macedonia stated he has received calls about the odors and two people are concerned because we aren't doing anything. Marc Maragos stated they have been receiving calls at the office as well. The residents are saying they are still getting the odors out there and that calling the hotline doesn't seem to help. We continue to go above and beyond the odor management plan that the EPA and Apex had agreed to. We continue to go out there every week for odor patrols and focused inspections.

Dr. Macedonia asked what constitutes the next level of involvement from the Health Department. Marc Maragos said while out there if there is an odor detected, there would be a notice of violation issued against the facility. Terry Bell asked if a violation is issued, does the EPA get a copy? The answer is yes and Terry then asked if you have to wait until the EPA gets physically involved. Marc responded if there is anything the EPA can assist with then yes and since we are in charge of the solid waste program it comes down to us.

When the odor patrols are performed, there doesn't seem to be any odors detected. Barometric pressure and the wind does play a part in the odors. The hardest part is tracking the odors down. We do check the wind direction prior to going onsite after a complaint and mostly the odors can't be verified.



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David Cieply, Interstate Waste Services representative was invited to speak concerning the increase of odor complaints at Apex.

Mr. Cieply introduced himself to the room. He has been with Interstate Waste Services for two years. This is his first time attending a Board of Health Meeting. He has been hearing the comments from the public regarding the potential odors that are coming from the landfill and is quite aware of the uptick in the number of complaints. There's a multitude of items that he has to address: 1) operations, has something changed operationally in the past year, because we track the odors religiously if there are or aren't any. What changed if anything, (excluding the weather), nothing has happened negatively that would cause an impact. 2) volumes, nothing has changed dramatically, we are capped off in what we can take volume wise 3) types of waste, we know what is coming in and monitor what comes in from New Jersey so nothing dramatically has changed. We do get intermittent sludge.

Mr. Cieply has been in the landfill business for 37 years and what we do operationally at Apex far exceeds what any other landfills do. He did auditing for other different landfills. He is extremely vigilant with the team onsite and if there is an odor detected and reported, he is on the phone with their own odor management plan. They have odor patrol people onsite 24/7 and as soon as there is an odor complaint, they better be out of their seat and right to the facility that is claiming to have an odor and validate it or not. They are there a lot quicker than other people can be as they are onsite. He has operation members and his management team himself included that are constantly checking for odors. If they detect anything, they address what may have changed in the working phase or anywhere else. He wants to be and is transparent to anyone. They are doing everything they can operationally do with best management practices. Landfills do omit odors from time to time and that is unacceptable to Mr. Cieply. If the odor is by the working phase that's one thing because that is where you are dumping, but if the odor goes anywhere else that's where it's all hands on deck. We have invested half a million dollars in a vapor gasification system that extracts vapor gases and intercepts odors prior them to leaving the site. We don't have them near the rail where the waste is coming in, but we are looking to expand further this year to potentially intercept anything that may emanate from the cans on the rail. Mr. Cieply stated that he takes this personally and he wants to make sure that the public knows that he will not ignore any potential threats.

Mr. Cieply touched briefly on the subject of Crossridge Landfill and said they are performing strictly a feasibility study. It seems the odor complaints have increased since they started the study and promoting the rail infrastructure upgrade which will give them the capacity to store more cans. Once again he is not saying they are odor free, but he has gone and visited some of the complaints himself. He is passionate about this, and he takes it personal when people put out accusations about the odors. Mr. Bell asked Mr. Cieply if some of the material that is being brought there from Crossridge, might be part of the issue because it has been there so long? Mr. Cieply stated the majority of the material has little to no odor. The cans are unloaded and are



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buried at the tow of the slope and bridged over with other trash that is not emanating odors so you can reduce any potential threat that might be there.

Mr. Bell asked about the storage on the rails in Mingo facility. Mr. Cieply stated they get those cans out and emptied to get the cans returned to New Jersey as soon as possible. This is the reason they are requesting the expanded rails.

Mr. Bell asked once Crossridge is clean, what is next with Interstate Waste? Mr. Cieply stated they entered into an exclusivity agreement in February thru November, in that process of the agreement that gives us ample time to assess the property without interruption. We committed to help to resolve some of the current conditions to a degree, but not entirely. We are taking two loads a day equal to 10,000 gallons a day out of their leech aide storage facility. We are removing 150,000 tons a month of recycled materials that was improperly disposed of down by the train. We are doing all this through the exclusivity agreement. We will perform four borings at select locations for potential risks for ground water contamination that existed or any other plumes that might be there that would restrict us from any consideration of landfilling it in the future. They will take all the results from all the borings back to the consultants. They will then evaluate based on the perimeters and some of the analysis obtained to see if it makes sense to build to fill with C & D material in that area. All is taken into consideration from the feasibility study as well as what is already there and what potentially will have to be done to do a capping event on the old MSW site.

Carla Gampolo spoke about the inspection logs of odor complaints. She and Emma Gray review the logs when they perform their quarterly and weekly focused inspections. What the public needs to know is that information is public record, if they have a question all they have to do is call us. If we don't have the answer that exact minute, we have no problem going out to the landfill or contacting the landfill and they will email us the reports. We will then report back to the individual requesting it. JP Rigaud asked for a report at the next meeting on the progress we have made concerning education for the residents in the area of APEX.

Accreditation

Health Commissioner Henry and Fiscal Director Kelly Wilson attended an Accreditation training in Columbus last week. They obtained a lot of information and the steps we will be taking with PHAB. Once the CHA is approved we will be working on the CHIP and Strategic Plan etc. Accreditation will be a major focus in the upcoming months as our archive status will be ending very soon.

PHEP

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



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Correspondence

Health Commissioner Henry wanted everyone to know that he is still receiving letters from Michael Vukelic arguing our stance on his situation. He sent another letter last week stating this will probably be his last letter to us. Mr. Henry just wanted to make sure that the board was aware of that. He will let the board know next month if he continues to send communications.

Committee Reports

Administration – Mr. Rigaud and Health Commissioner Henry will be attending the County Commissioners meeting on Thursday, July 21, 2022 to request some movement on security concerns we have here.

Old Business

The Community Health Assessment, a link was sent in the board meeting packet for the CHA. In May, we brought the priorities we wanted to address for the community and the board gave their approval which in turn helped us to finalize the CHA. The board must adopt the CHA in conjunction with Trinity Health System. A very strong partnership has been established. The state is looking for a unified effort between the local health departments and health systems in their regions. Trinity’s Board of Directors approved it in April and Health Commissioner Henry is asking the board to do the same.

Dr. Macedonia wants to commend all who were involved, this is an excellent assessment.

<i>Action</i>	<i>Motion to Approve the 2022 CHA</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-90	Mr. Bell moved and Mr. Mougianis seconded a motion to approve the 2022 CHA. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

This is a follow-up from the last meeting where we shared the unlicensed food operation policy fee. Reminder, the first offense will be to shut down immediately, 2nd time will be a \$100.00 fine and the third time it will be referred to the county prosecutor’s office as this is a misdemeanor. Health Commissioner Henry did request approval from Attorney Shawn Blake prior adopting the policy.



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<i>Action</i>	<i>Motion to Approve the 2nd Reading of the Unlicensed Food Service Operation Fine</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-91	Mr. Bell moved and Mr. Mougianis seconded a motion to approve the 2 nd reading of the unlicensed food service operation fine. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Campground Corrective Action Plan:

Health Commissioner Henry just wanted to update the board that the action plan was submitted to the Ohio Department of Health for the findings they found in the Campground Survey.

New Business

2020 & 2021 Audit:

Health Commissioner Henry informed the board that the auditors are here performing the 2020 and 2021 financial audits. Mr. Henry stated we anticipate some potential issues with the 2020 year as we had a lot of changes going on at that time. To be honest, there will be findings for 2020 which is unfortunately out of our control as it predates the administrative staff here.

Pitney Bowes Postage Machine:

Health Commissioner Henry spoke of the work the administrative staff has been doing, they've been working very hard on cost saving measures for the department. On that note, we will be entering into a contract with Pitney Bowes for a new postage machine. The new machine will be a cost savings to the department. We have been paying on a contract 10 years past the end date. We are currently paying \$541.95 per quarter and we will now be paying \$205.59 a quarter which is a savings of \$336.36 a quarter or \$1,345.44 a year on a brand new machine. The storms and power outages over the past weekend actually fried the postage machine we currently have.

Public Participation – None

Executive Session –

We need to have a discussion for an employee who has prior public service which affects benefits of one of our employees.



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<i>Action</i>	<i>Motion to Enter into Executive Session.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-92	Mr. Bell moved and Mr. Mougianis seconded a motion to enter into executive session and asked Health Commissioner Henry to remain. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

<i>Action</i>	<i>Motion to Return to Regular Session</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-93	Mr. Bell moved and Mr. Mougianis seconded a motion to return to regular session. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Section 7.02 Pg. 44 Letter I of the Jefferson County General Health District Hand Book reads, in accordance with ORC 9.44, any service with the state of Ohio or its political subdivisions counts toward the number of years of service in determining the amount of vacation to which an employee is entitled. Time spent on previous authorized leaves of absence (including military leave) also counts.

ORC 124.38 states the previously accumulated sick leave of an employee who has been separated from the public service shall be placed to the employee’s credit upon the employee’s re-employment in the public service, provided that the re-employment takes place within 10 years of the date on which the employee was terminated from public service. This ten-year period shall be tolled for any period during which the employee holds elective public office, whether by election or by appointment.

Dr. Macedonia stated based on the information provided in the ORC 9.44 Kelly Wilson is entitled to 80 hours of paid vacation time based on this section. I move that she be paid that amount of money to comply with the ORC 9.44 for 2021 and to obtain two additional weeks of vacation for 2022 and moving forward. In addition, 834.37 hours of sick time will need to be added into her sick balance with JCGHD.



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<i>Action</i>	<i>Motion to Approve Kelly Wilson to be Paid 80 Hours of Vacation Time for 2021 and to Accrue Vacation Time Moving Forward Based on Prior Years of Public Service Per ORC 9.44. In Addition, 834.37 Hours of Sick Time is to be Added to her Sick Time Balance at JCGHD.</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-94	Mr. Bell moved and Mr. Mougianis seconded a motion to approve Kelly Wilson to be paid 80 hours of vacation time for 2021 and to accrue vacation time moving forward based on prior years of public service per ORC 9.44. In addition, 834.37 hours of sick time is to be added to her sick time balance at JCGHD. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

Roll call was taken and all in attendance were in agreement.

<i>Action</i>	<i>Motion to adjourn</i>	<i>Vote Detail (Roll Call)</i>
Motion – 2022-95	Mr. Bell moved and Mr. Mougianis seconded a motion to adjourn. Motion passed unanimously.	1 st - Bell 2 nd - Mougianis Bell - Aye Crago – Absent Macedonia – Aye Mougianis - Aye Rigaud – Aye

There being no further business before the Board, the meeting was adjourned at 9:48 a.m.

The next regular meeting of the Board of Health is scheduled for Tuesday, August 16, 2022 at 8:15 a.m. in the Trumbull Towers Building, 2nd Floor.

ATTESTED:


Chief Clark Crago, Board President


Andrew Henry, Health Commissioner