Prior to the meeting the CCBH received the following:

1. Agenda for July 23, 2013 CCBH Meeting
2. CCBH Meeting Minutes from May 28, 2013
3. Environmental Health Services Report for May & June 2013
5. Dental Services Report for May & June 2013
6. CHHA Financial Report for 1st Quarter 2013
7. STTAC Community Survey Results Summary
8. Proposed Environmental Health Services Fee Schedule

The following items were distributed at the meeting:

10. NYSDOH – 10 Year CIAA Report

CALL TO ORDER

Vice President Mary Ann Baker called the meeting to order at approximately 7:30 PM in Dr. Lambert’s absence.

1. APPROVAL OF MINUTES FOR MAY 28, 2013 MEETING

RESOLUTION: A motion was made by Dr. Curran and seconded by Dr. Howard that the minutes of the May 28, 2013 Board of Health meeting be approved and accepted as presented. Motion approved.

AYES: Thomas Curran, DDS                    Richard Madl
       Mary Ann Baker, RN                    William G. Howard, MD
       James Gensel, PE

NAYES: None

ABSENT: Robert Lambert, MD
        Paul Shore, DDS
        Ken Sobel, MD
2. FINANCIAL REPORT

Harry Shepard was not able to attend this meeting. A written report was included in the CCBH mailing in advance of the meeting. Mr. Page stated that there was nothing unusual to report. However, the County Executive sent a memo to all County Department Heads citing dire budget issues and instituting an immediate county-wide hiring freeze as well as restrictions on travel. Further budget reductions will be expected in the near future as cost-saving initiatives are being considered and planned for. There were no questions for Mr. Page.

3. SERVICES REPORTS

A. ENVIRONMENTAL HEALTH SERVICES REPORTS – Thomas Kump mentioned that there were two reports distributed in the CCBH mailing for Environmental Health Services covering May and June 2013. He had nothing to add to what was included in those reports. A question was raised as to the various dollar amounts for the penalties associated with enforcement actions. Mr. Kump explained that a first time offense is generally assigned an entry-level penalty of $100, but that each case is decided on the merits of the action and discretion is used. Repeat offenses will result in higher penalties being assessed. Another question was regarding how a child could have such a high blood lead level (26.4 ug/dl). Mr. Kump explained that if a child was residing in a home with lead hazards for a period of time and was never tested up until that point, the levels could be that high on a first test. Ms. Klossner added that some preliminary tests are falsely high through screening tests but confirmation tests sometimes come back at a lower level. There were no further questions for Mr. Kump.

B. CHHA & CLINICS REPORTS – Melissa Klossner reported that the first quarter financial statistics for the CHHA looked quite favorable compared to the same period in 2012. When all factors including indirect costs are evaluated, the loss in 2013 for the first quarter was only $29,000 compared to a loss of $118,000 in 2012. They have been experiencing a larger number of admissions. One nurse recently resigned due to a relocation, but approval has been given to fill that vacancy. The new wireless data uploads seem to be testing out quite well in most areas of the county. This will provide a large increase in efficiency for the CHHA. Clinic activity has slowed down. There has been a reconfiguration of the STD clinic resulting in a cutback in clinic hours. Ms. Klossner reported that she is wrapping up the immunization grant proposal and it should be completed shortly. There were no further questions for Ms. Klossner.

C. DENTAL SERVICES REPORT – Mr. Page mentioned that there were reports for May and June 2013 included in the CCBH mailing in advance of the meeting. There are going to be some clinic schedule changes coming up by September 2013. The mixed schedule offering 10-hour workdays did not prove to be cost effective so they will be going back to an 8-hour workday in the clinic. A dentist that had been working part time in the clinic will be leaving to work full time in the VA clinic. Dr.
Curran voiced concerns about both the loss of the part time dentist as well as the increase in the no-show rate. Mr. Page reported that recent news from the Elmira City School District is pointing toward a delay if not a cancellation of the dental sealant program this school year. He also explained that there has been a reception desk re-organization which essentially eliminated the Health Department receptionist. An automated phone system will be handling the majority of the calls coming into the Department, but a person will be available to handle calls that are not already redirected through the automated system. Receptionist duties are being re-organized so that all visitors to the Health Department will be able to continue receiving the services that are available in a more efficient manner. There were no further questions for Mr. Page.

OLD BUSINESS

None

NEW BUSINESS

1. ENVIRONMENTAL HEALTH FEE SCHEDULE REVISIONS – Mr. Kump informed the CCBH that an overall adjustment to the fee schedule has not occurred for several years and that several fees are proposed to be nominally increased to keep pace with inflation. Some of the fee changes were more programmatic. For instance, the categories of Minor Catering and Major Catering that currently have their own unique fees will be moved into the Low Risk Food and High Risk Food categories respectively. The NYSDOH fee for Children’s Camps was increased from $100 to $200 for those facilities that are not exempt, so this schedule is being changed to reflect that increase. The sewage treatment program did just have fee increases about a year and a half ago, so those fees remained the same. Mr. Kump asked for the CCBH to accept and approve the proposed changes.

RESOLUTION: A motion was made by Dr. Howard and seconded by Dr. Curran that the proposed changes to the Environmental Health Services Fee Schedule be approved and accepted as presented to take effect September 1, 2013. Motion approved.

AYES: Thomas Curran, DDS
       Mary Ann Baker, RN
       James Gensel, PE
       Richard Madl
       William G. Howard, MD

NAYES: None

ABSENT: Robert Lambert, MD
        Paul Shore, DDS
        Ken Sobel, MD
2. ENVIRONMENTAL HEALTH HEARING– Mr. Shepard provided a written report of the findings of the Hearing held with Wheeler’s Family Restaurant due to alleged violations of the NYS Sanitary Code. Specifically, the violations were for failure to hold potentially hazardous foods at or below 45 degrees F and for failure to maintain cooling equipment such that it was capable of maintaining foods at or below 45 degrees F. The respondent argued that although they admit to using improper food handling practices with regard to cold holding, they disagreed that the equipment was not capable of maintaining the proper temperature. EHS staff agreed with the claim of the respondent after hearing the provided testimony. The only reason that the case was brought to a hearing was to provide an opportunity for the respondent to argue that only one of the two violations were true violations. With that, the recommendation provided in writing by the Hearing Officer Harry Shepard was that a penalty of $100 be assessed against Wheeler's Family Restaurant for the cold holding violation.

RESOLUTION: A motion was made by Dr. Curran and seconded by Mr. Gensel that the recommendation of a $100 fine against Wheeler's Family Restaurant for the cold-holding violation be approved and accepted as presented. Motion approved.

AYES: Thomas Curran, DDS
Mary Ann Baker, RN
James Gensel, PE

NAYES: None

ABSENT: Robert Lambert, MD
Ken Sobel, MD

3. COMMUNITY SURVEY ON SMOKING (STTAC) – Mr. Page noted that the Community Survey on Smoking has been finalized and is available for review by anyone that would like to see it. The entire report was not distributed in advance as the file size was too large. A cover page summary was provided which highlighted some of the major findings of the survey. A very interesting statistic from the survey was that among smokers, around 60% felt that smoking should be restricted near entrances to buildings. Mr. Page also provided a copy of a 10-year NYS Clean Indoor Air Act (CIAA) report from the Bureau of Tobacco Control. It included various statistics which illustrate the success of the CIAA. There has been tremendous compliance and acceptance of the law since its passage in 2003. From a health perspective, there has been a remarkable reduction in the number of myocardial infarctions in the last 10 years. He added that STTAC would be coming before the CCBH in the future with suggestions for further initiatives to consider. Mr. Page informed the CCBH that there will be a 10-year celebration of the CIAA on Wednesday, July 24th at 10:45 at Wegmans. Wegmans was one of the first major retailers in the area to take a bold move by discontinuing the sale of tobacco products.
There was no need for an Executive Session and there was no further business to conduct.

**ADJOURNMENT**

**RESOLUTION:** With no further business to conduct, a motion was made by Dr. Curran and seconded by Dr. Howard that the CCBH be adjourned until the next regular meeting of September 24, 2013. **Motion approved.**

**AYES:**
- Thomas Curran, DDS
- Mary Ann Baker, RN
- James Gensel, PE
- Richard Madl
- William G. Howard, MD

**NAYES:** None

**ABSENT:**
- Robert Lambert, MD
- Ken Sobel, MD
- Paul Shore, DDS

The meeting was adjourned at approximately 8:10 PM.

**Next meeting:** Regular Board of Health Meeting  
September 24, 2013 @ 7:30 PM  
Health Department Conference Room