

**The Lorain District Municipal Board of Health their Regular Meeting on Wednesday –  
April 21, 2010 at 4:30p.m.**

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:** P=denotes presence at meeting; A=denotes absence from meeting:

Mayor Anthony Krasienko-P; Mr. Robert G. Cool, Jr.-P; Mr. Donald Killinger-P; Mr. Don Love-P; Mr. Ben Fligner-A, Ms. Mary J. Santiago-P.

**MINUTES:** *Mr. Love made a motion seconded by Mr. Killinger to accept the regular meeting minutes for March 2010. 4 Ayes, 0 Nays; motion carried. Mr. Killinger made a motion which was seconded by Mr. Love to accept the March 30, 2010 Special Call meeting. 4 Ayes, 0 Nays; motion carried. Ms. Santiago made a motion which was seconded by Mr. Love to accept the April 7, 2010 Special Call meeting. 4 Ayes, 0 Nays; motion carried.*

**ADD ITEMS TO AGENDA:** Mr. Killinger made a motion seconded by Ms. Santiago to add items to the agenda under Correspondence and New Business. 4 Ayes, 0 Nays; motion carried.

**PUBLIC HEALTH NUISANCE REPORTS/HEARINGS:**

**904 7<sup>th</sup> Court – Appeal Filing:** Mr. Budway, Assistant Law Director, commented that the Law Director’s office is taking care of this filing.

**901/907 South Central Drive – public hearing:** *Mr. Love made a motion seconded by Ms. Santiago to refer all necessary information to the Lorain City Law Director to begin legal proceedings in Lorain County Common Pleas Court. 4 Ayes 0 Nays; motion carried.*

**909/915 South Central Drive – public hearing:** *Ms. Santiago made a motion seconded by Mr. Love to refer all necessary information to the Lorain City Law Director to begin legal proceedings in Lorain County Common Pleas Court. 4 Ayes 0 Nays; motion carried.*

**917/919 South Central Drive – public hearing:** *Mr. Love made a motion seconded by Mr. Killinger to refer all necessary information to the Lorain City Law Director to begin legal proceedings in Lorain County Common Pleas Court. 4 Ayes 0 Nays; motion carried.*

**921/927 South Central Drive – public hearing:** *Mr. Killinger made a motion seconded by Mr. Love to refer all necessary information to the Lorain City Law Director to begin legal proceedings in Lorain County Common Pleas Court. 4 Ayes 0 Nays; motion carried.*

**2243 Oakdale Avenue – public health nuisance:** *Ms. Santiago made a motion seconded by Mr. Love to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**803 West 9<sup>th</sup> Street – public health nuisance:** *Mr. Killinger made a motion seconded by Ms. Santiago to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**2418 East 29<sup>th</sup> Street – public health nuisance:** *Mr. Love made a motion seconded by Ms. Santiago to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**1649 East 31<sup>st</sup> Street – public health nuisance:** *Mr. Killinger made a motion seconded by Ms. Santiago to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**1631 New Mexico Avenue – public health nuisance:** *Mr. Killinger made a motion seconded by Mr. Love to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**1527 New Jersey Avenue – public health nuisance:** *Ms. Santiago made a motion seconded by Mr. Killinger to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**410 Indiana Avenue – public health nuisance:** *Ms. Santiago made a motion seconded by Mr. Love to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**1325 West Erie Avenue – public health nuisance:** *Mr. Love made a motion seconded by Mr. Killinger to declare this property a Public Health Nuisance, issue a 30-day abatement citation and set a hearing at the Lorain City Health Department for 4:30pm on May 19, 2010. 4 Ayes, 0 Nays; motion carried.*

**CHANGE IN AGENDA ORDER:**

*Mr. Killinger made a motion seconded by Mr. Love to move the added agenda item from New Business “Letter from Auditor regarding benefits for laid off employees” to this point in the agenda. 4 Ayes, 0 Nays; motion carried.*

**ADDED: Letter from Auditor regarding benefits for laid off employees.** There was much discussion on this item. *Mr. Killinger motion seconded by Mr. Love to certify the expenditure of earned benefit time to those employees currently on lay off status. Roll Call 3 Ayes, 1 Nay (Mr. Cool); motion carried.*

**CORRESPONDENCE:**

**Letter from Tony Krasienko, Mayor, re-appointing Don Killinger to the Lorain District Municipal Board of Health, term expiring March 24, 2015.** Receive and file.

**Letter from Tony Krasienko, Mayor, re-appointing Rick Grubic to the Licensing Council representing Swimming Pools & Spas regulated business; term expiring March 24, 2014.** Receive and file.

**Letter from Tony Krasienko, Mayor, re-appointing Ben Fligner to the Licensing Council representing Retail Food Establishment regulated business; term expiring March 24, 2014.** Receive and file.

**Election of President Pro Tem and establish date, time and location of regular monthly Board of Health meetings.** *Mr. Love made a motion seconded by Mr. Killinger to elect Mr. Robert Cool as President Pro Tem. 3 Ayes, 0 Nays; motion carried. Ms. Santiago made a motion seconded by Mr. Love establishing the date, time and location of the regular Board of Health meetings as the: Third Wednesday of each month at 4:30 PM in the Conference Room of*

*the Lorain City Health Department, 1144 West Erie Avenue, Lorain, Ohio. 4 Ayes, 0 Nays; motion carried.*

**FINANCIAL REPORT:**

**Year to Date Financial Report – March, 2010.** *Mr. Killinger made a motion seconded by Mr. Love to accept the Financial Report as presented. 4 Ayes, 0 Nays; motion carried.*

**Certification of March, 2010 Board of Health expenditures.** *Mr. Love made a motion seconded by Ms. Santiago to certify expenditures as reasonable, necessary and lawful expenses incurred by the health district. Roll Call 4 Ayes, 0 Nays; motion carried.*

**ACTIVITY / COMMITTEE REPORTS:**

**February 2010 Activity Reports.** *Ms. Santiago made a motion which was seconded by Mr. Killinger to accept the February 2010 Activity Report as presented. 4 Ayes, 0 Nays; motion carried.*

**OLD BUSINESS:**

**Resolution No. 975 establishing/certifying 2010 Health Department budget appropriations – third reading.** *Mr. Love made a motion seconded by Ms. Santiago to amend the budget. 4 Ayes, 0 Nays; motion carried. Ms. Santiago made a motion seconded by Mr. Love to pass Resolution No. 975. Roll Call 4 Ayes, 0 Nays; motion carried.*

**RESOLUTION NO. 975**

A Resolution establishing the 2010 budget appropriations for the Lorain District Municipal Board of Health, and certifying the necessary expenses incurred by the Lorain District Municipal Board of Health to Lorain City Council to authorize the appropriations. Effective January 1, 2010.

WHEREAS, Section 3707.28 of the Ohio Revised Code requires the legislative authority of the municipal corporation to pass the necessary appropriation ordinances to pay the expenses incurred by the Board of Health; and

WHEREAS, The Lorain District Municipal Board of Health, through a "Budget Work Group", has met to review the necessary and reasonable expenses to be incurred by the Board for 2010.

NOW, THEREFORE, BE IT RESOLVED BY the District Municipal Board of Health, City of Lorain, State of Ohio:

Section 1. That the categorical appropriations, listed below, are hereby certified as necessary and reasonable expenses to be incurred by the Lorain District Municipal Board of Health for 2010:

ACCOUNT – Department	Projected Revenues	General Fund	Total Budget
2060-B100 – Administration	\$139,854	\$240,374	<b>\$380,228</b>
2060-B120 – Environmental	\$394,578	(\$144,625)	<b>\$249,953</b>
2060-B140 – Public Nursing	\$349,107	\$126,959	<b>\$476,066</b>
2060-B160 – Infrastructure Grant	\$202,750	(\$72,709)	<b>\$130,041</b>
<b>TOTALS</b>	<b>\$1,086,289</b>	<b>\$150,000</b>	<b>\$1,236,289</b>

**TOTAL HEALTH DEPARTMENT BUDGET = \$1,236,289**

Section 2. That in preparing the 2010 Budget, Lorain City Council passes the necessary appropriation ordinances to pay the above detailed expenses set forth by the Lorain District Municipal Board of Health.

Section 3. That all other ordinances, resolutions, regulations, or sections or parts thereof herein before enacted which are in conflict with this Resolution are hereby expressly repealed.

Section 4. That this resolution shall take effect and be in force on and after January 1, 2010.

Date: February 24, 2010, Reading #1

Date: March 17, 2010, Reading #2

Date: April 21, 2010, Reading #3

APPROVED: Tony Krasienko (signed)  
Tony Krasienko, Mayor  
President

ATTEST: Terrence J. Tomaszewski (signed)  
Terrence J. Tomaszewski, Secretary

**Mr. Killinger stepped out of the meeting.**

**NEW BUSINESS:**

**Request from Craig Chapple, Medical Director; and Terrence Tomaszewski, Health Commissioner, to attend the Public Health Combined Conference, May 10-12, 2010 in Columbus/Worthington, Ohio and be reimbursed.** *Mr. Love made a motion seconded by Ms. Santiago to authorize this travel and reimbursement. Roll Call 3 Ayes, 0 Nays; motion carried.*

**Annual Report for Local Health Departments – Lorain County Solid Waste District.** *Ms. Santiago made a motion seconded by Mr. Love to accept this report. 3 Ayes, 0 Nays; motion carried.*

**2009 Cost Report.** *Ms. Santiago made a motion seconded by Mr. Love to accept this report. 3 Ayes, 0 Nays; motion carried.*

**Mr. Killinger re-entered the meeting.**

**Resolution No. 981 authoring intergovernmental agreement with the Public Entities Pool.** *Mr. Killinger made a motion which was seconded by Ms. Santiago to suspend the rules for Resolution No. 981. 4 Ayes, 0 Nays; motion carried. Mr. Killinger made a motion which was seconded by Ms. Love to pass Resolution No. 981. 4 Ayes, 0 Nays; motion carried.*

**RESOLUTION NO. 981**

A Resolution authorizing the Health Commissioner of the Lorain City Health Department of the City of Lorain, Ohio, to enter into an Intergovernmental Contract for the Administration of the Public Entities (Self-Insurance) Pool of Ohio for the Lorain Municipal Health District, and declaring an emergency.

- Section 1. A resolution authorizing the Health Commissioner of the Lorain City Health Department of the City of Lorain, Ohio, to enter into an Intergovernmental Contract for the Administration of Public Entities Pool of Ohio for the Lorain City Health Department.
- Section 3. That insurance/services provided by such intergovernmental agreement shall be that detailed in attached proposal (Attachment A).
- Section 4. That said agreement with the Public Entities Pool of Ohio shall be for a one (1) year period; 05/01/10 through 05/01/11. The annual payment of Two Thousand eight hundred twenty-five and 52/100 (\$2,825.52); shall be payable by 05/01/10.
- Section 5. That this resolution is hereby declared to be an emergency with the nature of the emergency being the need to provide adequate liability coverage for the Lorain Municipal Health District.
- Section 6. That all other Ordinances, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.
- Section 7. That this resolution shall take effect and be in force on and after May 1, 2010.

PASSED: April 21, 2010

APPROVED: Tony Krasienko (signed)  
Tony Krasienko – President

ATTEST: Terrence J. Tomaszewski (signed)  
Terrence J. Tomaszewski – Secretary

**ADDED: Memorandum from Michelle Crossan, Record Controller, regarding employee vacation time accrual.** *Mr. Killinger made a motion seconded by Ms. Santiago to authorize the submission of Employee Data Change forms to Auditor. 4 Ayes, 0 Nays; motion carried.*

**INFORMATION:**

**2009 Annual Report for the City of Avon Lake.** Receive and file.

**Approval of Credentialing/Re-credentialing for participation in the Care Source network.** Receive and file.

**Public Health Emergency Preparedness Grant – Midyear report.** Receive and file.

**HIV Prevention Grant Quarterly report ending March 31, 2010.** Receive and file.

**Supervisor Update/Action Plan – Reduced workforce.** The division supervisors presented their action plans in response to staff reductions. *Mr. Cool made a motion seconded by Mr. Killinger to accept the supervisors' proposals. 4 Ayes, 0 Nays; motion carried.*

**CONCERNS FROM PUBLIC:**

*Ms. Santiago made a motion which was seconded by Mr. Love to adjourn the meeting. 4 Ayes, 0 Nays; Meeting adjourned at 7:44pm.*

APPROVED: \_\_\_\_\_  
Mr. Bob Cool – President Pro Tem

ATTEST: \_\_\_\_\_  
Terrence J. Tomaszewski, Secretary