

**The Lorain District Municipal Board of Health held their regular meeting on  
Wednesday – January 17, 2007 at 4:30p.m.**

**PLEDGE OF ALLEGIANCE.**

Mayor Foltin called the meeting to order at 4:30 PM.

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

Mayor Foltin-P; Mr. Killinger-P; Mr. Love-P; Mr. Buccilli-P; Mr. Fligner-P;  
Robert G. Cool, Jr.-P.

**MINUTES:** *Mr. Buccilli made a motion which was seconded by Mr. Fligner to accept the November 2006 minutes. 5 Ayes, 0 Nays; motion carried.*

**CORRESPONDENCE:**

**Notice of Award from the Ohio Department of Health – Cardiovascular Health Grant, \$76,500.00; for period January 1, 2007 – December 31, 2007.** Mr. Tomaszewski explained that this award is a continuation grant. Receive and file.

**Letter from Karen Gegner, Public Health Nurse, resignation for the purpose of retirement.** *Mr. Buccilli made a motion, which was seconded by Mr. Love to accept this resignation and authorize the Health Commissioner to send a letter of thanks for years of service. 5 Ayes, 0 Nays; motion carried.*

**FINANCIAL REPORT:**

**Year to date Financial Reports – December 2006.** *Mr. Killinger made a motion which was seconded by Mr. Love to accept the financial report. 5 Ayes, 0 Nays; motion carried.*

**Bills:** The following bills were presented for payment:

**January 2007 Board Meeting**

VENDOR	DESCRIPTION	AMOUNT	GRANT (if appl)
Staples	Office Supplies for Tobacco Grant	\$ 405.57	TOBACCO
Staples	Office Supplies for CVH Grant	\$ 254.59	CVH
Widmer Time Record Co., Inc.	Widmer Model T-3-LED time stamp & ribbons	\$ 641.46	PHI
Federal Express	Overnight Shipping Charges	\$ 213.75	
Johnson Controls	Prior Yr Res For Enc Cont Energy Conservation Project	\$ 121.45	
Ohio Edison	Electric Service	\$ 2,333.68	
First Merit Bank	Visa/MC Fees	\$ 69.45	
		<b>\$ 4,039.95</b>	

*Mr. Killinger made a motion, which was seconded by Mr. Fligner to forward the presented bills for payment. Roll Call 5 Ayes, 0 Nays; motion carried.*

**ACTIVITY / COMMITTEE REPORTS:**

**November 2006 Activity Report.** *Mr. Killinger made a motion which was seconded by Mr. Love to accept the financial report. 5 Ayes, 0 Nays; motion carried.*

**OLD BUSINESS:**

**Resolution No. 892 establishing license fees for the Ohio Retail Food Program & Minutes from the Licensing Council– Third/Final Reading.** Mr. Tomaszewski explained that the Licensing Council met and recommended these fees. *Mr. Buccilli made a motion, which was seconded by Mr. Killinger to pass Resolution No. 892. 5 Ayes, 0 Nays; motion carried.*

**REGULATION NO. 892**

A regulation to repeal Regulation 870 and establish new local fees for food service operations/establishments to comply with the Ohio Revised Code, Chapter 3717, effective February 17, 2007.

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

Section 1: That Section 1 of Regulation 892 read as follows:

<u>Retail Food Operations (&lt;25,000 sq. ft.)</u>	<u>Local License Fee:</u>
Risk I	\$166.00
Risk II	\$187.00
Risk III	\$359.00
Risk IV	\$456.00

<u>Retail Food Operations (&gt;25,000 sq. ft.)</u>	
Risk I	\$241.00
Risk II	\$253.00
Risk III	\$902.00
Risk IV	\$950.00

Non-commercial Food Service Operations based on categories as follows: Churches, schools, governmental, non-profit youth group and organizations which are described in Subsection 501 (c) (3) and are tax exempt under Subsection 501 (a) of the Internal Revenue Code of 1986, 100 STAT., 2085 26 USCA 1.

<25,000 Risk I	\$83.25
<25,000 Risk II	\$93.00
<25,000 Risk III	\$179.00
<25,000 Risk IV	\$228.00
>25,000 Risk I	\$120.00
>25,000 Risk II	\$126.00
>25,000 Risk III	\$451.00
>25,000 Risk IV	\$475.00

Mobile Food Service:

Per Unit \$114.00

Vending Machine:

Per Location \$26.50

Temporary Food Service:

Per event NOT to exceed  
five (5) days. \$60.00

Temporary Food Establishment:

Per day NOT to exceed five (5) days. \$ 10.00

Plan Review Fee:

A fee of twenty-five percent (25%) of the local license fee will be charged for plan review on all new Food Service Operations.

Section 2: Fees are local Health Department fees and do not include any state portion of license fee.

Section 3: That existing Sections of Regulation 870 are hereby repealed.

Section 4: That all formal actions relative to the adoption of this Regulation were taken in an open meeting of the Lorain District Municipal Board of Health and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

Section 5: That all other Ordinances, Regulations, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.

Section 6: That this regulation shall take effect and be in force on and after February 17, 2007.

**Date: November 15, 2006, Reading # 1**

**Date: December 20, 2006, Reading # 2**

**Date: January 17, 2007, Reading # 3**

APPROVED: Craig Foltin (signed)  
Craig Foltin, Mayor  
President

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

**Resolution No. 897 Budget Appropriations – 2007 – First Reading.** Mr. Tomaszewski commented on the changes he made to the budget and highlighted those items for each board

member. *Mr. Cool made a motion, which was seconded by Mr. Killinger to forward Resolution No. 897 to a Second Reading. 5 Ayes, 0 Nays; motion carried.*

**Request and Resolution No. 894 to increase handling/shipping and overnight administrative fees; Second Reading.** *Mr. Killinger made a motion, which was seconded by Mr. Buccilli to suspend the rules for Resolution No. 894. 5 Ayes, 0 Nays; motion carried. Mr. Killinger made a motion, which was seconded by Mr. Buccilli to pass Resolution No. 894. 5 Ayes, 0 Nays; motion carried.*

### **RESOLUTION NO. 894**

A Resolution amending Section 2 of Resolution No. 790; establishing administrative fees for services provided by the Lorain City Health Department and declaring an emergency.

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

Section 1. That Section 1.of Resolution No. 790 is hereby amended to read as follows:

That the Lorain District Municipal Board of Health hereby establishes the following administrative fees for services provided by the Lorain City Health Department:

Handling / Shipping of Vital Statistics Request	<del>\$50</del> - <b>\$1.00</b>
Check Return – NSF	\$20.00
Overnight / Next Day shipping	<del>\$20.00</del> - <b>\$25.00</b>

Section 2. That all other regulations, resolutions, sections or parts of sections or resolutions in conflict herewith are expressly repealed.

Section 3. That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to establish fees for services provided through the Lorain City Health Department.

Section 4. That this resolution shall take effect and be in force on and after December 1, 2006.

PASSED: January 17, 2007

APPROVED: Craig Foltin (signed)  
Craig Foltin, President

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

**Local Public Health System Performance Assessment Report.** Mr. Tomaszewski commented on his appreciation of the efforts of the Board and Staff with this report. Receive and file.

**Governance Public Health System Performance Assessment Report.** Receive and file. *Mr. Killinger made a motion, which was seconded by Mr. Cool to authorize the Health Commissioner to contact LCCC – Joint Center for Policy Research for a proposal and timeline to implement a strategic plan for the department. 4 Ayes, 1 Abstain, 0 Nays; Mr. Fligner abstained due to his appointment to the LCCC Board; motion carried.*

**NEW BUSINESS:**

**Resolution No. 895 authorizing agreement with Joint Center for Policy Research/LCCC for Lorain County Community Initiative for Tobacco Use Prevention & Control.** *Mr. Cool made a motion, which was seconded by Mr. Killinger to amend this resolution to correct the effective dates of Resolution No. 895 to be January 1, 2007 – December 31, 2007. 5 Ayes, 0 Nays; motion carried. Mr. Cool made a motion which was seconded by Mr. Fligner to suspend the rules for Resolution No. 895. 5 Ayes, 0 Nays; motion carried. Mr. Cool made a motion which was seconded by Mr. Fligner to pass Resolution No. 895 as amended. 5 Ayes, 0 Nays; motion carried.*

**RESOLUTION NO. 895**

A Resolution authorizing the Health Commissioner of the District Municipal Board of Health of the City of Lorain, Ohio, to enter into an agreement with the Joint Center for Policy Research of Lorain County Community College, to undertake specific research in conjunction with the Lorain County Community Initiative for Tobacco Use Prevention and Control, within Lorain County and declaring an emergency.

WHEREAS, the Lorain County Community Initiative for Tobacco Use Prevention and Control has received a grant from the Ohio Tobacco Use Prevention and Control Foundation to build a strategy for reducing tobacco use/abuse, and

WHEREAS, the Lorain City Health Department has been designated as the lead agency and will serve as administrative agent for the Lorain County Community Initiative, and

WHEREAS, the Joint Center for Policy Research of Lorain County Community College through its staff, is experienced and qualified to conduct specific research as indicated in the approved grant application related to tobacco use, prevention and control;

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

Section 1.

A resolution authorizing the Health Commissioner of the District Municipal Board of Health of the City of Lorain, Ohio, to enter into an agreement with The Joint Center for Policy Research of Lorain County Community College, to promote the increase of useful knowledge relating to evaluation and strategic coalition development of the Lorain County Community Initiative for Tobacco Use, Prevention, and Control.

- Section 2. That all other Ordinances, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.
- Section 3. That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to obtain the services of The Joint Center for Policy Research, as per the Ohio Tobacco Use Prevention and Control Foundation grant within the Lorain Municipal Health District.
- Section 4. That this resolution shall take effect and be in force on and after January 1, 2007.

PASSED: January 17, 2006

APPROVED: Craig Foltin (signed)  
Craig Foltin, President

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

**Resolution No. 896 authorizing agreement with Lorain County General Health District for CVH grant physical activity component.** Mr. Tomaszewski indicated that this contract is a decrease from previous contract. *Mr. Fligner made a motion, which was seconded by Mr. Love to amend the dollar amount of this contract to \$19,500. 5 Ayes, 0 Nays; motion carried. Mr. Buccilli made a motion, which was seconded by Mr. Killinger to suspend the rules for Resolution No. 896. 5 Ayes, 0 Nays; motion carried. Mr. Buccilli made a motion, which was seconded by Mr. Killinger to pass Resolution No. 896 as amended. 5 Ayes, 0 Nays; motion carried.*

## **RESOLUTION NO. 896**

A Resolution authorizing the Health Commissioner of the District Municipal Board of Health of the City of Lorain, Ohio, enter into an agreement with the Lorain County General Health District, for the promotion and education of physical activity for good cardiovascular health in conjunction with the Cardiovascular Health initiative within Lorain County.

WHEREAS, the Lorain District Municipal Board of Health has received a grant from the Ohio Department of Health to promote Cardiovascular Health, and

WHEREAS, as a part of said grant, the Lorain District Municipal Board of Health intends to promote, and to educate the public throughout Lorain County about, physical activity for good cardiovascular health.

WHEREAS, the Lorain County General Health District through its staff, is experienced and qualified to conduct such promotional and educational activities, and has established specific objectives and procedures for such activity;

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

- Section 1. A resolution authorizing the Health Commissioner of the District Municipal Board of Health of the City of Lorain, Ohio, to enter into an agreement with Lorain County General Health District, to establish objectives and procedures for the promotion and education of physical activity for good cardiovascular health within Lorain County.
- Section 2. That such agreement shall be for the period January 1, 2007 through December 31, 2007, and payment for such services shall be Nineteen Thousand Five Hundred dollars (\$19,500.00) payable upon the execution of detailed agreement.
- Section 2. That all other Ordinances, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.
- Section 3. That this resolution shall take effect and be in force on and after January 1, 2007.

PASSED: January 17, 2007

APPROVED: Craig Foltin (signed)  
Craig Foltin, President

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

**Request from Mary Jo Burns, Health Educator, to attend the “States of Change” meeting on March 5-6, 2007 in Columbus, Ohio and be reimbursed; grant expenditure.** *Mr. Buccilli made a motion, which was seconded by Mr. Killinger to authorize this travel and reimbursement. Roll Call 5 Ayes, 0 Nays; motion carried.*

**INFORMATION:**

**Jill Darrow (Lopez) end of probationary period.** Receive and file.

**Bathing Beach Summary – 2006.** Receive and file.

**HIV Prevention Grant – quarterly report; period ending 12/31/2006.** Receive and file.

**Meeting update from Mary Jo Burns, Health Educator, regarding the Ohio Tobacco Prevention Foundation Training Session, December 5-6, 2006, in Columbus, Ohio.** Receive and file.

**Two and Beyond Grant (Community Foundation of Greater Lorain County); final report.** Receive and file.

**Cardiovascular Health Grant Application; period January 1, 2007 – December 31, 2007.** Receive and file.

**CONCERNS FROM THE PUBLIC:**

Mr. Tomaszewski provided each board member with a final copy of the LCHD Personnel Policy Manual. He noted that a call down list is included with this packet and to become familiar with this listing.

*Mr. Buccilli made a motion, which was seconded by Mr. Killinger to adjourn the meeting. 5 Ayes, 0 Nays; motion carried. Meeting adjourned at 5:04PM.*

APPROVED: \_\_\_\_\_  
Mayor Foltin - President

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