

The Lorain District Municipal Board of Health held their Public Hearing & regular meeting on Wednesday – July 15, 2009 at 4:30p.m.

PLEDGE OF ALLEGIANCE:

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

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

MINUTES: *Mr. Fligner made a motion which was seconded by Mr. Love to accept the regular June 2009 meeting minutes. 5 Ayes, 0 Nays; motion carried.*

CORRESPONDENCE:

Letter of resignation from Steven Tostrick, Director of Environmental Health, effective July 14, 2009. Mr. Tomaszewski communicated that Mr. Tostrick's reasoning for his resignation has been summed up to finances and that Fleming Mosely has been asked to assume the position of Acting Director of Environmental Health. Mr. Killinger stated his concern to be sure the Mayor is aware of the situation. *Mr. Fligner made a motion which was seconded by Mr. Killinger to accept the resignation and appoint Fleming Mosely as Acting Director of Environmental Health. 5 Ayes, 0 Nays; motion carried.*

Letter from the Ohio Department of Health regarding the Maternity Licensure Survey – August 25-26, 2009. Receive and file.

Warrant (\$24,910.96) from the Ohio Department of Health for State Subsidy; period July, 2008 – June, 2009. Mr. Tomaszewski explained that this is a reduction of \$1,423.00. Receive and file.

Letter from the Ohio EPA declaring that the Lorain City Health Department is in substantial compliance and is placed on the “approved list” of health districts. Receive and file.

Letter from Jill Darrow, SIT regarding status as a Sanitarian-In-Training. Mr. Tomaszewski communicated that Ms. Darrow has applied and received an extension of 1 year from State Board of Sanitarians. *Mr. Fligner made a motion which was seconded by Ms. Santiago to grant Ms. Darrow an extension of 1 year. 5 Ayes, 0 Nays; motion carried.*

FINANCIAL REPORT:

Year to date Financial Report – June 2009. Mr. Tomaszewski explained that this is a six month review and that revenue looks to be an estimated \$218,000 shortfall mostly nursing. Mr. Tomaszewski explained a worksheet added which breaks down each employee's bi-weekly rate at 64 hours and at 80 hours. He explained that it is a savings of \$6,626 total every 2 weeks. He also included how much it would cost if staff would go back to 80 hours starting August 1st as an FYI. *Mr. Fligner 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:

Lorain City Health Department - Monthly Bills - July 2009

VENDOR	DESCRIPTION	AMOUNT	GRANT (if appl)
Treasurer, State of Ohio	POOLS Fee - April 2009	\$ 2,105.00	
Federal Express	Overnight Shipping Charges	\$ 164.50	
Daniel J Talarek	Real Estate Taxes/2nd Half/4 parcels	\$ 8,110.06	
Ohio Edison	Electric Service - 6/5/09	\$ 2,860.79	
Emerge Inc.	Website Updates	\$ 150.00	PHI
Treasurer, State of Ohio (EPA)	EPA C&DD Disposal Fee Transmittal - May 2009	\$ 1,254.00	
Rebman Systems Inc.	Annual Inspection Fee (fire)	\$ 215.00	PHI
Darling Fire and Safety Co.	Sensitivity Solutions and Shipping for them	\$ 159.52	PHI
Moos Printing and Advertising	Companion Care First Aid Kits and Shipping	\$ 1,895.00	PHI
Treasurer, State of Ohio	FSO Fee - May 2009	\$ 280.00	
Treasurer, State of Ohio	Marina Fee - May 2009	\$ 100.00	
Treasurer, State of Ohio	POOLS Fee - May 2009	\$ 290.00	
Ohio Division of Real Estate	Burial Permit Fee - April 2009	\$ 155.00	
Treasurer of State	Vital Statistics Fee - April 2009	\$ 3,474.92	
Ohio Division of Real Estate	Burial Permit Fee - May 2009	\$ 107.50	
Treasurer of State	Vital Statistics Fee - May 2009	\$ 2,799.12	
Treasurer, State of Ohio	Qtrly Remittance - State Vital Stats Fees (\$5 per cert) - (Apr-Jun 09)	\$ 10,980.00	
Ohio Division of Real Estate	Burial Permit Fee - June 2009	\$ 155.00	
Treasurer of State	Vital Statistics Fee - June 2009	\$ 3,300.52	
Treasurer, State of Ohio	FSO Fee - June 2009	\$ 112.00	
MT Business Technologies	Billable Copies for Ricoh 7000 Printer (Jan09 - May09)	\$ 90.87	
Columbia Gas	Gas Service 6ccf used Est Reading 6/22/09	\$ 18.51	

\$ 38,777.31

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

ACTIVITY / COMMITTEE REPORTS:

May 2009 Activity Reports. Mr. Cool wanted it to be noted that we received compensation for large smoking fines worth \$8,190 total. *Mr. Love made a motion which was seconded by Mr. Killinger to accept the Activity Report as presented. 5 Ayes, 0 Nays; motion carried.*

OLD BUSINESS:

Resolution No. 965 authorizing Health Commissioner to participate in OPERS' Retire / Rehire opportunity – second reading. Mr. Tomaszewski explained the legal opinion has been referred to Civil Service and they did not see any problems so now a public hearing date needs to be set. Ms. Santiago expressed that she is “worried how the public will see it.” Mr. Cool agreed but explained that a key administrator has been lost and with the current financial crisis we are in we can't afford to lose Mr. Tomaszewski's experience and leadership as well as pay a separation pay out. Mr. Tomaszewski indicated that the Board has had two public meetings and will have a Public Hearing on August 12th. *Mr. Fligner made a motion which was seconded by Ms. Santiago to move Resolution 965 to a Third Reading and Set a Public Hearing for August 12, 2009 at 4:30pm. 3 Ayes, 2 Nays (Mr. Killinger, Mr. Love); motion carried.*

Amendment #1 to the Help Me Grow contract between the Lorain County Board of Commissioners and the Lorain City Health Department – to adjust the funding provisions. Mr. Cool asked whether this changes our cash. Mr. Tomaszewski confirmed that yes this is money we were expecting but since we did not expend it (with only working 32 hours/week) they are taking it and giving it to other agencies which have. *Mr. Killinger made a motion which was seconded by Mr. Love to accept Amendment #1. 5 Ayes, 0 Nays; motion carried.*

Mr. Fligner excused himself from the meeting.

Amendment #2 to the Help Me Grow contract between the Lorain County Board of Commissioners and the Lorain City Health Department – extend contract from July 1, 2009 through September 30, 2009. *Mr. Love made a motion which was seconded by Ms. Santiago to accept Amendment #2. 4 Ayes, 0 Nays; motion carried. (Mr. Fligner left the meeting before the vote).*

NEW BUSINESS:

Request from Lynn Rebman, Public Health Preparedness Coordinator, to attend the Advanced Practice Centers Roadshow, August 25-26, 2009 in Columbus, Ohio - scholarship. Mr. Tomaszewski explained that this will be paid for by NACCHO. *Ms. Santiago made a motion which was seconded by Mr. Killinger to authorize attendance at this meeting. 4 Ayes, 0 Nays; motion carried.*

ADDED ITEM: Request to Call Special Meeting to discuss Personnel Issues. Mr. Cool expressed the need to call a Special Meeting to address pending personnel issues and current budget problems. After some discussion, *Ms. Santiago made a motion which was seconded by Mr. Love to call for a Special Meeting of the Board of Health on Wednesday, July 22, 2009 at 4:30 PM in the Conference Room to discuss personnel issues an executive session will be held in accordance with O.R.C. 121.22 (G) 1. 4 Ayes, 0 Nays; motion carried.*

PUBLIC HEALTH NUISANCE REPORTS:

703 West 22nd Street – Demolition / Hearing

G & S Construction – 817 West 13th – Lorain, OH. Mr. Williams, Public Health Sanitarian, commented on his inspection of the property and noted the windows have been partially boarded up and the yard has been cleaned but there hasn't been sufficient change in the condition of the property. He also stated that the taxes are still in the prior owner's name (unpaid) and that no permits have been pulled for this property from the Building Department. Mr. Greg Stoutenburgh of G&S Construction explained that he had cleaned the property but wasn't going to pull the permits or pay the taxes until he knew the Health Department wasn't going to demo the house. *Mr. Love made a motion which was seconded by Mr. Killinger to refer all necessary information to the Lorain City Law Director's office to begin proceeding in Lorain Common Pleas Court. 4 Ayes, 0 Nays; motion carried.*

INFORMATION:

Updated listing of Board of Health members. Receive and file.

ADDED ITEM: Press Release regarding State receiving \$9.8 million for Federal Pandemic Flu Planning. Mr. Tomaszewski communicated that the Health Department may be eligible for some but cannot use it for supplies of vaccine nor antiviral medication. The purpose is for help with planning efforts. Receive and file.

ADDED ITEM: Legal opinion from 1993 regarding Health Department funding. Mr. Tomaszewski explained that in 1993 the Health Department received a legal opinion from the Law Director stating the legislative body must fund the Health Department in accordance with Section 3707.28. *Ms. Santiago made a motion which was seconded by Mr. Love to ask the Law Director's Office for an updated legal opinion with emphasis on the Board's ability to certify their budget and the legislative body to fund them. 4 Ayes, 0 Nays; motion carried.*

CONCERNS FROM PUBLIC: None

Mr. Love made a motion which was seconded by Ms. Santiago to adjourn the meeting. Meeting adjourned at 5:25pm.

APPROVED: _____
Mr. Bob Cool – President Pro Tem

ATTEST: _____
Terrence J. Tomaszewski