

**The Lorain District Municipal Board of Health held their Public Hearing & regular meeting on Wednesday – March 18, 2009 at 4:30p.m.**

**PLEDGE OF ALLEGIANCE:**

**PUBLIC HEARING:**

The Lorain District Municipal Board of Health has scheduled a “Public Hearing” for Wednesday, March 18, 2009, 4:30 PM at the Lorain City Health Department, Conference Room, 1144 West Erie Avenue, Lorain, Ohio.

This Public Hearing is being held to allow public comment regarding the following Resolutions under consideration by the Board of Health:

- Resolution No. 951 – establish/increase Multi Housing Fees.
- Resolution No. 952 – establish/increase Nursing Fees
- Resolution No. 953 – establish/increase Birth/Death Certificate Fees
- Resolution No. 954 – establish/increase administrative fees

**Resolution No. 951 – establish/increase Multi Housing Fees.** *No comments from the public.* Steven Tostrick, Director of Environmental Health, indicated that he had no inquiries on this Resolution.

**Resolution No. 952 – establish/increase Nursing Fees.** *No comments from the public.* Kathy Loughrie, Director of Nursing, indicated that she had no inquiries on this Resolution.

**Resolution No. 953 – establish/increase Birth/Death Certificate Fees.** Mr. Tomaszewski explained that certified birth & death certificates will be increased by \$2.00 for each certificate issued and added that this program has been costed out and it is a heavy cost program. Notices have been sent out and posted at the front counter. No inquiries have been communicated to Mr. Tomaszewski or Michelle Crossan, Registrar. *No comments from the public.*

**Resolution No. 954 – establish/increase administrative fees.** Mr. Tomaszewski communicated that we send certificate requests via certified mail and it does cost us \$5.32 per mailing at the present time. NSF Fees are being increased to \$35.00 and overnight shipping fees to \$35.00. These fees are pretty much specific to vital stats request. *No comments from the public.*

*Hearing no comments, the public hearing is closed at 4:45pm.*

**Regular meeting in session at 4:45pm.**

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

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

**MINUTES:** Mr. Cool pointed out a few typographical errors in the minutes. *Mr. Killinger made a motion which was seconded by Mr. Buccilli to accept the regular February 18, 2009 as corrected & the February 20, 2009 Special Call meeting minutes. 5 Ayes, 0 Nays; motion carried.*

**CORRESPONDENCE:**

**Letter from the Ohio Department of Health regarding single audit reports; 2005, 06, & 07.** Receive and file.

**Letter sent to James Cordes, Lorain County Administrator, regarding Help Me Grow contract/activity.** Mr. Tomaszewski communicated he met with Help Me Grow audit team and he will provide the Board with the post audit report at the next meeting. Mr. Cordes was not at the meeting today. Receive and file.

**FINANCIAL REPORT:**

**Year to date Financial Report – February 2009.** Mr. Cool wanted the record to reflect that the Health Department is one lean operating machine and they've cut everything possible. *Mr. Buccilli made a motion which was seconded by Mr. Fligner 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 - March 2009**

VENDOR	DESCRIPTION	AMOUNT	GRANT (if appl)
Accu Medical Waste Services	Medical Waste Pick Up (2/4/09)	\$ 42.00	
Alltel	Cell Phone Charges (2/20/09-3/19/09)	\$ 312.18	PHI
Centurytel	Phone Charges: Bill Date 2/7/09	\$ 1,765.54	
Columbia Gas	Gas Service (Estimated Reading 2/23/09 - 6 ccf used)	\$ 20.51	
Daniel J Talarek	Property Taxes	\$ 8,440.06	
David Williams	Car Allowance - January 2009	\$ 124.30	
David Williams	Car Allowance - February 2009	\$ 69.30	
Federal Express	Overnight Shipping Charges	\$ 365.52	
Federal Express	Overnight Shipping Charges	\$ 51.10	
First Merit Bank	Visa/MC Fees - November 2008	\$ 82.09	
First Merit Bank	Visa/MC Fees - December 2008	\$ 69.11	
First Merit Bank	Visa/MC Fees - January 2009	\$ 72.17	
Fleming Mosely	Car Allowance - January 2009	\$ 151.25	
Fleming Mosely	Car Allowance - February 2009	\$ 185.90	
Gergely's Maintenance King	Monthly Janitorial Services (Feb 2009 & March 2009)	\$ 1,848.00	
Gergely's Maintenance King	Ice Melt - 50 lb bags (10 bags @ \$13.57)	\$ 135.70	
Gloria Gonzalez	Car Allowance - January 2009	\$ 193.05	
Gloria Gonzalez	Car Allowance - February 2009	\$ 189.20	
Jill Darrow	Car Allowance - January 2009	\$ 34.10	
Jill Darrow	Car Allowance - February 2009	\$ 175.45	
Joshua Jenkins	Car Allowance - January 2009	\$ 84.15	
Joshua Jenkins	Car Allowance - February 2009	\$ 139.70	
Kathy Loughrie	Car Allowance - January 2009	\$ 198.00	
Kathy Loughrie	Car Allowance - February 2009	\$ 59.95	
Kimberly Stutt	Car Allowance - January 2009	\$ 241.45	
Kimberly Stutt	Car Allowance - February 2009	\$ 235.95	
Lynn Rebman	Car Allowance - January 2009	\$ 111.65	PHI
Lynn Rebman	Car Allowance - February 2009	\$ 73.15	PHI
Martina Ewers	Car Allowance - January 2009	\$ 147.95	
Martina Ewers	Car Allowance - February 2009	\$ 100.10	
Monica Tomaszewski	Car Allowance - January 2009	\$ 165.55	
Monica Tomaszewski	Car Allowance - February 2009	\$ 141.35	
Nancy Toth	Car Allowance - February 2009	\$ 108.90	
Ohio Division of Real Estate	Burial Permit Fee - January 2009	\$ 122.50	
Ohio Division of Real Estate	Burial Permit Fee - February 2009	\$ 115.00	
Ohio Edison	Electric Service - 2/16/09	\$ 2,845.76	
Steven Tostrick	Car Allowance - January 2009	\$ 11.00	
Steven Tostrick	Car Allowance - February 2009	\$ 62.70	
Teresa Kuhlman	Car Allowance - January 2009	\$ 81.40	
Teresa Kuhlman	Car Allowance - February 2009	\$ 299.20	
Treasurer of State	Vital Statistics Fee - January 2009	\$ 3,265.64	
Treasurer of State	Vital Statistics Fee - February 2009	\$ 3,579.56	
Treasurer, State of Ohio	FSO Fee - January 2009	\$ 3,192.00	
Treasurer, State of Ohio	RFE Fee - January 2009	\$ 2,058.00	
Treasurer, State of Ohio (EPA)	EPA C&DD Disposal Fee Transmittal - January 2009	\$ 877.80	
Yvonne Sproule	Car Allowance - January 2009	\$ 138.60	
Yvonne Sproule	Car Allowance - February 2009	\$ 163.90	
		<b>\$ 32,947.44</b>	

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

**ACTIVITY / COMMITTEE REPORTS:**

**January 2009 Activity Reports.** Mr. Cool pointed out a typographical error on the cover page. *Mr. Killinger made a motion which was seconded by Mr. Buccilli to accept the Activity Report as corrected. 5 Ayes, 0 Nays; motion carried.*

**OLD BUSINESS:**

**Resolution 949 – 2009 Budget Appropriations – Third Reading.** Mr. Tomaszewski communicated this is based on the budget reviewed at last meeting that the decrease in staffing and increase in revenues along with the \$250,000.00 transfer from General Fund balances our budget. Mr. Krasienko said the Health Department, to their credit, took the budget and dealt with it in a timely manner. He appreciates the hard work and the flexibility of the employees to

get to this point. He will be meeting with the employees tomorrow for a more one on one time with them. Mr. Killinger had one comment to make, he wants to know what is going to happen come January 1, 2010, now that that door has been open to these reductions, is there a way to prevent us from it happening again and go back to a 5 day work week? Mr. Cool said he believes it's the Board members responsibility to be diligent and protect our employees and the citizens the best way we can. He feels we will continue that as long as he is on the Board that they will watchdog the Mayor's office and see when monies are available and ensure to get our share. Mr. Love wanted to ask the mayor where he did his cuts. Mayor responded that they didn't replace a \$35,000.00 position and they laid off their receptionist. And since 2008 no one has been replaced. Mr. Love said there are jobs in the mayor's office now that were not there. Mayor said that is a misconception. Mayor added you will read about some cuts tomorrow. Since 2001 we are down over 100 employees then we were 10 years ago, and we've cut down to a level of doing less with less, and now we are going to do even less with even less. Mayor said some departments will not be cut. The City's general fund was cut by more than \$2 million. *Mr. Buccilli made a motion which was seconded by Mr. Killinger to adopt the budget as presented. Roll Call 5 Ayes, 0 Nays; motion carried.*

**RESOLUTION NO. 949**

A Resolution establishing the 2009 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, 2009.

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 Committee", has met to review the necessary and reasonable expenses to be incurred by the Board for 2009.

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 2009:

ACCOUNT – Department	<i>Projected Revenues</i>	<i>General Fund</i>	<i>Total Budget</i>
2060-B100 – Administration	\$204,688	\$417,125	<b>\$621,813</b>
2060-B120 – Environmental	\$459,241	(\$115,542)	<b>\$343,717</b>
2060-B140 – Public Nursing	\$508,771	(\$51,601)	<b>\$457,170</b>
2060-B160 – Infrastructure Grant	\$86,726	0	<b>\$86,726</b>
<b>TOTALS</b>	<b>\$1,259,426</b>	<b>\$250,000</b>	<b>\$1,509,426</b>

**TOTAL HEALTH DEPARTMENT BUDGET = \$1,509,426**

Section 2. That in preparing the 2009 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, 2009.

Date: February 18, 2009, Reading #1

Date: March 5, 2009, Reading #2

Date: March 18, 2009, Reading #3

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

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

Mr. Fligner asked the mayor as to why Community Development wasn't held accountable for the property tax issue. Mayor responded to the question.

**Resolution 951 – amending resolution No. 576 Multi-Dwelling permit fees – Second Reading.** *Mr. Killinger made a motion which was seconded by Mr. Love to refer Resolution No. 951 to a third reading on April 15, 2009. 5 Ayes, 0 Nays; motion carried.*

**Resolution 952 – amending resolution No. 913 Nursing Service fees – Second Reading.** *Mr. Love made a motion which was seconded by Mr. Killinger to refer Resolution No. 952 to a third reading on April 15, 2009. 5 Ayes, 0 Nays; motion carried.*

**Resolution 953 – amending resolution No. 959 birth/death certificate fees – Second Reading.** *Mr. Cool wanted the record to reflect he is abstaining from voting on this resolution. Mr. Fligner made a motion which was seconded by Mr. Buccilli to refer Resolution No. 953 to a third reading on April 15, 2009. 4 Ayes, 1 Abstain, 0 Nays; motion carried.*

**Resolution 954 – establishing administrative fees.** *Mr. Buccilli made a motion which was seconded by Mr. Fligner to refer Resolution No. 954 to a third reading on April 15, 2009. 5 Ayes, 0 Nays; motion carried.*

**NEW BUSINESS:**

**Resolution No. 950 authorizing Health Commissioner to enter into agreement for HIV Prevention Grant.** *Mr. Tomaszewski communicated this is a resolution authorizing the Health Commissioner to enter into an HIV agreement. Mr. Buccilli made the motion which was seconded by Mr. Killinger to suspend the rules for Resolution No. 950. 5 Ayes, 0 Nays; motion carried. Mr. Fligner made the motion which was seconded by Mr. Buccilli to adopt Resolution No. 950. 5 Ayes, 0 Nays; motion carried.*

**RESOLUTION NO. 950**

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 City of Portsmouth, Ohio, acting through its Board of Health, for Health Education Risk Reduction (HERR), and Counseling, Testing Referral, Partner Counseling, and Referral (CTRPCR) services, and declaring an emergency.

WHEREAS, the Portsmouth City Health Department has received a grant from the Ohio Department of Health for STATE AIDS PREVENTION; and

WHEREAS, as a part of said grant, the Lorain District Municipal Board of Health intends to provide AIDS PREVENTION services;

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 City of Portsmouth, Ohio, acting through its Board of Health, for Health Education Risk Reduction (HERR), and Counseling, Testing Referral, Partner Counseling, and Referral (CTRPCR) services.
- Section 2 That said authorized agreement shall be for the period January 1, 2009 through December 31, 2009.
- Section 3 That the Lorain District Municipal Board of Health shall be paid for services identified under authorized agreement an amount not to exceed **\$38,000.00** in quarterly payments upon the submission of quarterly fiscal and narrative reports.
- Section 4 That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to provide AID PREVENTION services.
- Section 5 That all other Ordinances, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.
- Section 6 That this resolution shall take effect and be in force on and after January 1, 2009.

PASSED: March 18, 2009

APPROVED: Tony Krasienko (signed)  
Anthony Krasienko, President

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

**Lorain City Health Department 2008 Cost Report.** Mr. Tomaszewski said using this methodology we are able to pull all the staff's time from HDIS and look at their time in the

programs and then we get a good cost for each program. *Mr. Killinger made a motion which was seconded by Mr. Love to accept the 2008 Cost Report. 5 Ayes, 0 Nays; motion carried.*

**Resolution No. 955 authorizing lease with CenturyTel for Voice over IP telephone services.** The Department will save over \$330.00 per month with this contract and will tie into the City’s VoIP that is currently in place. There were questions about if the phone system will go down. Mr. Cool’s concern is that being a CenturyTel internet customer, his concern is the Internet will go down and we will be without phone service. The Mayor said that they’ve had their system about a year and it has not gone down. *Mr. Fligner made motion which was seconded by Mr. Love to suspend the rules for Resolution No. 955. 5 Ayes, 0 Nays; motion carried. Mr. Fligner made a motion which was seconded by Mr. Love to adopt Resolution No. 955. Roll Call 5 Ayes, 0 Nays; motion carried.*

## RESOLUTION NO. 955

A Resolution authorizing the Health Commissioner of the Lorain City Health Department of the City of Lorain, Ohio, to enter into three (3) agreements with CenturyTel of Ohio, Inc., for “Telephone Equipment & Service” to be used at the Lorain City Health Department Offices, and declaring an emergency.

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 Lorain City Health Department of the City of Lorain, Ohio, to enter into three (3) agreements with CenturyTel of Ohio, Inc. for (1) “Telephone Equipment & Service”; (2) Consumer Discount Package Agreement, and (3) Metro Ethernet Service Agreement to be used at the Lorain City Health Department Offices.

Section 2. That the agreement for “Telephone Equipment/System” shall be all inclusive of the following equipment:

Quantity	Description
1	1082463 PVDM2-8 PACKET VOICE FAX DSP MODULE 8CH PVDM2-8 CISCO
1	1095112 CON-SNTP-C280 1 SRS SMARTNET 24x7X4 = SAU 2811 VOICE BUNDLE PROMO CON-SNTP-C2801SRS CISCO
1	1096448 SU1000RTXL2UA TOWER RACK MOUNTABLE 2U XL UPS 1000VA 5-15P 6-OUT USB SER SLOT 120 V SU1000RTXL2U
1	C2811-VSEC-SRST/K9 BUNDLE W/PVDM2
1	PVDM2 16-CHANNEL TO 48 CHANNEL FACTORY UPGRADE
1	SP-BERBEE-50 AUDIO AND BROADCAST
1	FOUR-PORT VOICE INTERFACE CARD-FXO (UNIVERSAL)
6	CISCO IP 7961
16	CISCO IP 7941

Section 3. That said agreements with CenturyTel of Ohio, Inc. for the above detailed equipment shall be for a thirty-six (36) month period. Monthly charges as per agreement shall be \$611.42 per month with a one time programming and installation charge of \$3,625.00, and Metro-Ethernet Installation charge of \$500.00.

Section 4. That this resolution is hereby declared to be an emergency; the nature of the emergency being the need to provide adequate telephone equipment and service for the Lorain City Health Department at a reduced monthly charge.

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

Section 6. That this resolution shall take effect and be in force on and after May 1, 2009, and after the expiration of the initial term of agreement will automatically renew itself for successive one (1) month periods under the same terms and conditions until either party give written notice at least thirty (3) days prior to the anniversary date of its intent not to renew.

PASSED: March 18, 2009

APPROVED: Tony Krasienko (signed)  
Tony Krasienko, President

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

**Resolution No. 956 authorizing agreement for seasonal lawn care services.** Mr. Tomaszewski communicated that Taylor’s did a great job last year. *Mr. Buccilli made the motion which was seconded by Mr. Fligner to suspend the rules for Resolution No. 956. 5 Ayes, 0 Nays; motion carried. Mr. Fligner made a motion which was seconded by Mr. Buccilli to adopt Resolution No. 956. 5 Ayes, 0 Nays; motion carried.*

## RESOLUTION NO. 956

A Resolution authorizing the Health Commissioner of the Lorain City Health Department of the City of Lorain, Ohio, to enter into a contract with Taylor’s Lawn Care for the seasonal maintenance of the Lorain City Health Department grounds, and declaring an emergency.

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 Lorain City Health Department of the City of Lorain, Ohio, to enter into contract with Taylor’s Lawn Care for “Seasonal Maintenance” of the Lorain City Health Department grounds.

Section 2 That Taylor’s Lawn Care will provide weekly grass mowing for thirty-four (34) weeks and one (1) shrub trim in June and one shrub trim in November.

Section 3 That said contract with Taylor’s Lawn Care shall be for a total charge of Three Thousand Ten Dollars and no cents (\$3,010.00); with payment made in full no later than May 15, 2009.

Section 4 That this resolution is hereby declared to be an emergency the nature of the emergency being the need to provide adequate lawn care services for the Lorain City Health Department.

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

Section 6 That this resolution shall take effect and be in force on and after April 1, 2009.

PASSED: March 18, 2009

APPROVED: Tony Krasienko (signed)  
Anthony Krasienko – President

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

**Memorandum from Steven Tostrick, Director of Environmental Health regarding Non-compliance procedures & flow charts.** Mr. Fligner and Mr. Cool commented this was good work and nice job! Receive and file.

**PUBLIC HEALTH NUISANCE REPORTS:** None – still on hold.

**INFORMATION:**

**Lorain County Child Fatality Review – Annual Summary & Reporting.** Mr. Tomaszewski communicated the duties of this Review Board. Mr. Cool asked what documents this board requires. That listing is in their packet indicated by Mr. Tomaszewski. Receive and file.

**Notice of satisfactory completion of probationary period for:** Steven Tostrick, Director of Environmental Health and Sheryl Corbin, Clerk Typist. Mr. Cool indicated we are glad to have them both aboard! Receive and file.

**Preliminary Memorandum of Agreement for “The Lorain Promise” Safe School / Healthy School initiative.** Receive and file. The Board was also advised that Steven Tostrick has completed his Masters in Public Health degree.

**CONCERNS FROM PUBLIC:**

Mr. Killinger would like to have an update on the status of demolition program/process. Should this be a building department issue or what? Mr. Tomaszewski said our budget is predicated on the fact that we are going to do this program. Mr. Killinger said that the presumption is we are taking jobs from the Building Department. Mr. Tomaszewski said we’ve been doing this all along. Mayor said we’ve got the opportunity to ramp up demolitions with the Federal money. It’s a proven program; they’ve been doing it for at least the past 12 years. The Building Dept also possesses some nuisance abatement language in their ordinance; which is untested and unchallenged and there is concern with that. Plus, the Building Dept. has never enforced it. Mr. Tomaszewski said hopefully in April we will have a conclusion on this matter.

Mr. Tomaszewski commented that inner city departments have been notified of the pending work week reduction; and staff has all signed the letter. The supervisors met the other day. We will be closed on Friday’s and public notices will be going out. Mr. Tomaszewski communicated that on the weeks of holidays we would not be closing an additional day each week, the staff will flex their days off during the week. Flu clinic is cancelled for the fall. We will be doing an assessment on the Immunization Clinic and changing those hours. We will try and keep the public informed as best as we can. Mr. Tomaszewski indicated this is a temporary arrangement carrying us through the end of the year. Mr. Tomaszewski communicated he appreciates the Board’s guidance on this issue.

*Mr. Buccilli made a motion which was seconded by Mr. Fligner to adjourn the meeting. Meeting adjourned at 5:42pm.*

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

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