

**The Lorain District Municipal Board of Health their Regular Meeting on Wednesday –
May 19 2010 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-A.

PRESENT: R. J. Budway, Assistant Law Director; Ann Boehnlein; Jill Darrow; David Burdo;
David Williams; Kathy Loughrie; Fleming Mosely; Keith Lilly; Rick Payerchin; Paulette Lilly;
Michelle Crossan; Don Romancek; Gustav Krause.

MINUTES: *Mr. Killinger made a motion seconded by Mr. Love to accept the regular meeting
minutes for April 2010. 4 Ayes, 0 Nays; motion carried.*

Mr. Cool requested to address agenda item from New Business at this time:

**Memorandum from Patrick Riley, Law Director, Resolution No. 982 and revised
“Demolition Procedure”.** Mr. Budway, Assistant Law Director, spoke on the demolition
procedures revised by the Law Director’s office. Discussion was held on the revised procedure
and the specific changes. *Mr. Fligner made a motion seconded by Mr. Killinger to suspend the
rules for Resolution No. 982. 4 Ayes, 0 Nays; motion carried. Mr. Fligner made a motion
seconded by Mr. Killinger to pass Resolution No. 982 as amended. 4 Ayes, 0 Nays; motion
carried.*

RESOLUTION NO.982

A Resolution by the Lorain District Municipal Board
of Health establishing a “Demolition Procedure”; to
be implemented by the Environmental Division of
the Lorain Municipal Health District and declaring
an emergency.

WHEREAS, the City of Lorain has been the recipient of Neighborhood
Stabilization Funds from the United States Department of Housing and
Urban Development; and

WHEREAS, the Neighborhood Stabilization Program includes the
demolition of blighted structures and/or abandoned properties in the City
of Lorain as a priority; and

WHEREAS, the Lorain District Municipal Board of Health has
authorized an agreement with the City of Lorain to provide inspection
services for blighted, abandoned or foreclosed properties identified as
public health nuisances for the purpose of demolition;

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

Section 1

The Lorain District Municipal Board of Health hereby establishes the
attached (EXHIBIT A) “Demolition Procedure” to be implemented by the
Environmental Division pertaining to the inspection and demolition of
unsafe buildings identified as public health nuisances.

Section 2 That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code §121.22.

Section 3 That this resolution is hereby declared to be an emergency, the nature of the emergency being the establishing of a procedure to protect the health, welfare and safety of the citizens of Lorain.

Section 4 That all other Ordinances, Resolutions or Sections or Parts of Sections thereof in conflict herewith, be and the same are hereby expressly repealed.

Section 5 That this resolution shall take effect and be in force on and after May 19, 2010.

PASSED: May 19, 2010

APPROVED: Tony Krasienko (signed)
Anthony Krasienko –
President

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

PUBLIC HEALTH NUISANCE REPORTS:

806-12 South Central Drive – public hearing. Attorney Paulette Lilly, 159 Glenview Drive, Avon Lake – present – and provide the Board information and requested the Board remove this property from the nuisance list. *Mr. Fligner made a motion seconded by Mr. Love to grant Mr. Lilly (owner) a 30-day extension and allow Mr. Williams access to the property for an interior inspection. Also, abatement orders are to be re-issued as per demolition procedure No. 153 and move this matter to the June 16, 2010 at 4:30 PM. 4 Ayes, 0 Nays; motion carried.*

2243 Oakdale Avenue – public hearing. Owner present and provided pictures and action plan to the Board. *Mr. Fligner made a motion seconded by Mr. Love to grant Mr. Krause (owner) a 30-day extension and allow Mr. Williams access to the property for an interior inspection. Also, abatement orders are to be re-issued as per demolition procedure No. 153 and move this matter to the June 16, 2010 at 4:30 PM. 4 Ayes, 0 Nays; motion carried.*

803 West 9th Street – public hearing. *Mr. Killinger made a motion seconded by Mr. Fligner to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

2418 East 29th Street – public hearing. *Mr. Killinger made a motion seconded by Mr. Fligner to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

1649 East 31st Street – public hearing. *Mr. Love made a motion seconded by Mr. Killinger to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

1631 New Mexico Avenue – public hearing. David Burdo, attorney, with CitiMortgage – present. *Mr. Fligner made a motion seconded by Mr. Love to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

1527 New Jersey Avenue – public hearing. *Mr. Love made a motion seconded by Mr. Killinger to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

410 Indiana Avenue – public hearing. *Mr. Killinger made a motion seconded by Mr. Love to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

Mr. Budway wanted to add that with these revised demolition procedures (No. 153) the Board is assuring that the owner has had the opportunity to plea their case and also that there is a certainty based on statute that the property is indeed a Public Health Nuisance.

1325 West Erie Avenue – public hearing. Present - Don Romancak, Lorain Community Development Department. *Mr. Killinger made a motion seconded by Mr. Love to move this to the June 16, 2010 meeting and re-issue abatement orders as per demolition procedure No. 153. 4 Ayes, 0 Nays; motion carried.*

CORRESPONDENCE:

Letter from Law Director regarding legal opinion – health department funding. Receive and file.

Letter from Lynn Rebman, Public Health Preparedness Coordinator, regarding the Response Training Summit scheduled for May 12-15, 2010. The Board already authorized this travel, however, a national flood disaster was declared and it has been rescheduled for June 1-4, 2010 in Las Vegas, NV. *Mr. Fligner made a motion seconded by Mr. Love to authorize Lynn Rebman to attend as changed. Roll Call 4 Ayes, 0 Nays; motion carried.*

FINANCIAL REPORT:

Year to Date Financial Report – April, 2010. (Mr. Fligner left the meeting.) *Mr. Killinger made a motion seconded by Mr. Love to accept the Financial Report as presented. 3 Ayes, 0 Nays; motion carried.*

Certification of April, 2010 Board of Health expenditures. *Mr. Killinger made a motion seconded by Mr. Love to certify expenditures as reasonable, necessary and lawful expenses incurred by the health district. Roll Call 3 Ayes, 0 Nays; motion carried.*

ACTIVITY / COMMITTEE REPORTS:

March, 2010 Activity Report. *Mr. Love made a motion seconded by Mr. Killinger to accept. 3 Ayes, 0 Nays; motion carried.*

OLD BUSINESS: None

NEW BUSINESS:

Request from Fleming Mosely, Director of Environmental Health, to attend the Public Health Combined Conference, July 10-12, 2010 in Columbus/Worthington, Ohio and be reimbursed (Public Health Emergency Preparedness Grant Expense). *Mr. Killinger made*

a motion seconded by Mr. Love to authorize this travel. Roll Call 3 Ayes, 0 Nays; motion carried.

Lorain County Children & Families Council “Help Me Grow” Request for Proposal. The Board acknowledged Director of Nursing, Kathy Loughrie, to explain this RFP and the department’s intent to function as a sub-grantee of the Elyria City Health District’s application. *Mr. Killinger made a motion seconded by Mr. Love to authorize the collaboration with the Elyria City Health District and submit a letter of support. 3 Ayes, 0 Nays; motion carried.*

Ohio Department of Health, “PEER Advocate Immunization Program” Request for Proposal. Mr. Tomaszewski explained that this is a \$165,000.00 grant application and would bring back 1.5 employees. Notice of award will be made in June. *Mr. Love made a motion seconded by Mr. Killinger to authorize this application. 3 Ayes, 0 Nays; motion carried.*

Public Health Emergency Preparedness (PHEP) grant application; period: 8/10/2010 – 08/09/2011. *Mr. Killinger made a motion seconded by Mr. Love to authorize this application. 3 Ayes, 0 Nays; motion carried.*

INFORMATION:

Mr. Tomaszewski communicated that Director of Nursing, Kathy Loughrie, is collaborating with the Lorain County Alcohol Drug Addiction Services Board on the Lorain City Community Resilience and Recovery Initiative Grant.

CONCERNS FROM PUBLIC:

Mr. Love made a motion which was seconded by Mr. Killinger to adjourn the meeting. 4 Ayes, 0 Nays; Meeting adjourned at 6:15pm.

APPROVED: _____
Mr. Bob Cool – President Pro Tem

ATTEST: _____
Terrence J. Tomaszewski, Secretary