

**The Lorain District Municipal Board of Health their Regular Meeting on Wednesday –
September 28, 2011 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.

PRESENT: Ann Boehnlein; Michelle Crossan; Fleming Mosely; Kathy Loughrie, Kathryn C.
Boylan.

MINUTES: *Mr. Killinger made a motion seconded by Ms. Santiago to accept the regular
meeting minutes as presented for the August 17, 2011 meeting. 5 Ayes, 0 Nays; motion carried.*

COMMITTEE REPORTS: None.

CORRESPONDENCE: None.

FINANCIAL REPORT:

Year to Date Financial Report – August 2011: *Ms. Santiago made a motion seconded by Mr.
Fligner to accept the Financial Report as presented. 5 Ayes, 0 Nays; motion carried.*

Certification of August 2011 Board of Health expenditures: *Mr. Killinger made a motion
seconded by Mr. Fligner to certify August 2011 expenditures as reasonable, necessary and
lawful expenses incurred by the health district and forward to Lorain City Council. Roll Call 5
Ayes, 0 Nays; motion carried.*

ACTIVITY / COMMITTEE REPORTS: None.

OLD BUSINESS:

Resolution No. 2011-08 appointing Clerk Typist. *Mr. Fligner made a motion seconded by Ms.
Santiago to suspend the rules for Resolution No. 2011-08. 5 Ayes, 0 Nays; motion carried. Mr.
Fligner made a motion seconded by Mr. Love to adopt Resolution No. 2011-08. 5 Ayes, 0 Nays;
motion carried.*

RESOLUTION NO. 2011-08

**A RESOLUTION APPOINTING KELLY NICKOLOFF TO THE CLASSIFIED
POSITION OF CLERK TYPIST FOR THE LORAIN DISTRICT MUNICIPAL
BOARD OF HEALTH, CITY OF LORAIN, OHIO, AND DECLARING AN
EMERGENCY; EFFECTIVE OCTOBER 17, 2011.**

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

SECTION 1: That beginning October 17, 2011, **Kelly Nickoloff** be appointed to the classified
position of Clerk Typist for the Lorain District Municipal Board of Health, Lorain, Ohio, Grade
915 C, with a six (6) month probationary period.

SECTION 2: The applicable rate of pay for all employees placed on the District Municipal
Board of Health payroll shall be Step “C” of the applicable pay grades. After six (6) months of
employment the applicable rate of pay will be Step “D”. After one (1) year of employment the
applicable rate of pay will be Step “E”.

SECTION 3: That **Kelly Nickoloff** in addition to the above indicated compensation shall be eligible for all benefits identified and detailed in the Lorain City Health Department's Policy Manual.

SECTION 4: That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to obtain Clerk Typist services within the Lorain Municipal Health District.

SECTION 5: That this resolution shall take effect and be in force on and after September 28, 2011.

PASSED: September 28, 2011

APPROVED: Tony Krasienko (signed)
Tony Krasienko, President

ATTEST: Kathryn C. Boylan (signed)
Kathryn C. Boylan, Secretary

Resolution No. 2011-10 authorizing agreement with the Ohio Department of Health for Medicaid Administration Claiming (MCA) – Second Reading. *Mr. Fligner made a motion seconded by Mr. Killinger to suspend the rules for Resolution No. 2011-10. 5 Ayes, 0 Nays; motion carried. Mr. Fligner made a motion seconded by Mr. Killinger to adopt Resolution No. 2011-10. 5 Ayes, 0 Nays; motion carried.*

RESOLUTION NO. 2011-10

A RESOLUTION AUTHORIZING THE HEALTH COMMISSIONER OF THE DISTRICT MUNICIPAL BOARD OF HEALTH OF THE CITY OF LORAIN, OHIO, ENTER INTO MEMORANDUM OF AGREEMENT WITH THE OHIO DEPARTMENT OF HEALTH, FOR PARTICIPATION IN THE MEDICAID ADMINISTRATIVE CLAIMING (MAC), AND DECLARING AN EMERGENCY.

WHEREAS, the Lorain City Health Department and the Medicaid Program share a focus on improving access to health care for low income residents;

WHEREAS, the Lorain City Health Department is aware that a lack of health insurance, limited availability of providers, limited transportation, language barriers, and the complex health care system pose challenges to many residents;

WHEREAS, through the Medicaid Administrative Claiming program, the Lorain City Health Department can be reimbursed, in part, for their efforts that assist low income residents in enrolling in Medicaid and accessing appropriate covered 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 a Memorandum of Agreement with the Ohio Department of Health for the participation in the MAC program within the Lorain Municipal Health District.

SECTION 2: That the Lorain City Health Department will participate in activities that improve access to Medicaid coverage or improve the use of Medicaid covered services.

SECTION 3: That said authorized agreement shall be in effect from July 1, 2011 through June 30, 2013.

SECTION 4: That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to participate in the Medicaid Administrative Claiming initiative within the Lorain Municipal Health District.

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 July 1, 2011.

PASSED: September 28, 2011

APPROVED: Tony Krasienko (signed)
Tony Krasienko, President

ATTEST: Kathryn C. Boylan (signed)
Kathryn C. Boylan, Secretary

Letter and Resolution No. 2011-13 authorizing agreement with the Ohio Department of Health for Smoke Free Ohio enforcement – Second Reading. *Mr. Fligner made a motion seconded by Ms. Santiago to suspend the rules for Resolution No. 2011-13. 5 Ayes, 0 Nays; motion carried. Ms. Santiago made a motion seconded by Mr. Fligner to adopt Resolution No. 2011-13. 5 Ayes, 0 Nays; motion carried.*

RESOLUTION NO. 2011-13

A RESOLUTION AUTHORIZING THE HEALTH COMMISSIONER OF THE LORAIN DISTRICT MUNICIPAL BOARD OF HEALTH, LORAIN, OHIO, TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF HEALTH, TO CONDUCT FOLLOW UP ACTIONS REGARDING COMPLAINTS FILED FOR VIOLATIONS OF CHAPTER 3794 OF THE ORC IN THE LORAIN MUNICIPAL HEALTH DISTRICT, FOR THE PERIOD JULY 1, 2011 – JUNE 30, 2012, AND DECLARING AN EMERGENCY.

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 Lorain District Municipal Board of Health, Lorain, Ohio, to enter into an agreement with the Ohio Department of Health to conduct follow up actions regarding complaints filed for violations of Chapter 3794 of the ORC in the Lorain Municipal Health District.

SECTION 2: The Lorain Municipal Health District through its designated staff has prepared and submitted a plan to the Ohio Department of Health specifying the methodology used to assure completion of the deliverables of this agreement.

SECTION 3: That this agreement shall be in effect from July 1, 2011 through June 30, 2012.

SECTION 4: That the Ohio Department of Health agrees to pay compensation in the amount of \$125.00 per completed investigation and \$30.00 per appearance required at an administrative review up to a cap of \$3,750.00.

SECTION 3: That this resolution is hereby declared to be an emergency, the nature of the emergency being the need to provide follow up actions regarding Chapter 3794 of the ORC within the Lorain Municipal Health District.

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

SECTION 5: That this resolution shall take effect and be in force on and after July 1, 2011.

PASSED: September 28, 2011

APPROVED: Tony Krasienko (signed)
Tony Krasienko, President

ATTEST: Kathryn C. Boylan (signed)
Kathryn C. Boylan, Secretary

ADD ITEM TO AGENDA: *Ms. Santiago made a motion seconded by Mr. Killinger to add the following items to the agenda. 5 Ayes, 0 Nays; motion carried.*

Resolution 2011- 14 Retail Food Fees – First Reading. A Regulation repealing Board of Health Regulation No. 988 and establishing local fees for state mandated programs (Swimming Pools; Manufactured Home Parks; Marinas; Tattoo/Body Piercing) conducted within the Lorain Municipal Health District; to comply with Chapter 3730; Chapter 3733 and Chapter 3749 of the Ohio Revised Code; effective November 16, 2011.

Resolution 2011- 15 Retail Food Fees – First Reading. A Regulation to repeal Regulation 987 and to establish new local fees for “Food Service Operations/Retail Food Establishments” within the Lorain Municipal Health District; and to comply with Chapter 3717 of the Ohio Revised Code; effective February 1, 2011.

NEW BUSINESS:

Resolution 2011- 14 Retail Food Fees – First Reading. A Regulation repealing Board of Health Regulation No. 988 and establishing local fees for state mandated programs (Swimming Pools; Manufactured Home Parks; Marinas; Tattoo/Body Piercing) conducted within the Lorain Municipal Health District; to comply with Chapter 3730; Chapter 3733 and Chapter 3749 of the Ohio Revised Code; effective November 16, 2011. Mr. Fligner made a motion seconded by Ms. Santiago to refer Resolution 2011-14 to a Second Reading and set a public hearing for this resolution for October 19, 2011 at 4:30pm. 5 Ayes, 0 Nays; motion carried.

Resolution 2011- 15 Retail Food Fees – First Reading. A Regulation to repeal Regulation 987 and to establish new local fees for “Food Service Operations/Retail Food Establishments” within the Lorain Municipal Health District; and to comply with Chapter 3717 of the Ohio Revised Code; effective February 1, 2011. Mr. Fligner made a motion seconded by Mr. Killinger to refer Resolution 2011-15 to a Second Reading and set a public hearing for this resolution for October 19, 2011 at 4:30pm. 5 Ayes, 0 Nays; motion carried.

INFORMATION:

Verbal Reports:

- **Report from Fleming Mosely: Environmental Health, BioT report.** Receive and file.

After discussion, Ms. Santiago made a motion seconded by Mr. Killinger for the Board Secretary to direct a letter to the Mayor’s office regarding the balance and status of the Demolition monies. 5 Ayes, 0 Nays; motion carried.

- **Report from Kathy Loughrie: Public Health Nursing.** Receive and file.

Mr. Fligner left the meeting at 5:50pm.

- **Report from Ann Boehnlein: Administrative Issues.** Receive and file.
- **Report from Kathryn Boylan: AOHC meeting, Public Health funding and organization changes at state and national level.** Receive and file.
- **Discussion regarding dates for next three Board of Health meetings.** The next three Board of Health meetings will be held at their regular scheduled time (3rd Wednesday of each month at 4:30pm in the conference room).

Mr. Love made a motion which was seconded by Ms. Santiago to adjourn the meeting. 4 Ayes, 0 Nays; motion carried. Meeting adjourned at 6:49 pm.

CONCERNS FROM PUBLIC: None

APPROVED: _____
Mr. Robert G. Cool, Jr. – President Pro Tem

ATTEST: _____
Kathryn C. Boylan, Secretary