

**Hamilton County Public Health
Board of Health - Regular Meeting
July 14, 2008
Minutes**

1. Call to Order

At 6:30 p.m., President Mark Rippe called to order the regular session of the Board of Health of Hamilton County Public Health.

2. Roll Call of Members

Members Present: Mark Rippe, President; Kenneth G. Amend, M.D., Jim Brett, Tom Chatham

Members Absent: Tracey Puthoff, Vice President

Others present: Daniel DiCarlo
Ron Church
Mark Schumacher
Flach Douglas

District Staff: Timothy Ingram, Health Commissioner
Kathy Lordo, Assistant Health Commissioner
Dr. Steven Bjornson, Medical Director
Christopher Griffith, Director of Water Quality
Terri Memory, Administrative Secretary

3. Approval of Minutes

Mr. Brett moved to approve the June 9, 2008 minutes. **Mr. Rippe** seconded the motion.
Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

4. Health Commissioner's Report

a. Senate Bill 346 and House Bill 592

Senator Bob Schuler has introduced Senate Bill 346 which will change Ohio's Smoke Free Workplace Law passed by the voters in the 2006 general election. A second bill, House Bill 592 has also been introduced by Rep. Fessler, (from Miami County, Troy, Ohio) that would create smoking exemptions for bars. Mr. Ingram stated changes in the proposed Senate Bill 346 would undo the tremendous progress made in protecting employees and other special populations, like pregnant women and asthmatic children from the dangers of secondhand tobacco smoke if they were to pass. Mr. Ingram suggested the Board of Health to take an opposing position on both bills. **Dr. Amend** moved that the Board of Health go on record as opposing House Bill 592 and Senate Bill 346. **Mr. Brett** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

b. Smoke Free Ohio Hearings

Mr. Ingram thanked Mr. Chatham for attending the Smoke Free Ohio Hearing on March 28, 2008. **Dr. Amend** moved to affirm the Hearing Officers findings on Adis Place, SFO 2008-002, Shady O'Grady's Pub, SFO 2008-004, Westy's Pub, SFO 2008-007, Zappz, SFO 2008-006 and Stagge's Saloon, SFO 2008-008. **Mr. Chatham** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Kathy Lordo, Assistant Health Commissioner's Report

Ms. Lordo provided a summary of her written report and gave an overview of the Points of Dispensing (POD) project. Thirty seven POD sites will be identified within Hamilton County by the end of August. On June 23, 2008 the Board of County Commissioners passed a resolution that enables Hamilton County Personnel to recruit 400 county employees and pay them for training and working at a Point of Dispensing site during an emergency.

5. Finances

a. Revenues and Expenditures, Mileage and Disbursements

Mr. Ingram stated revenues are eight percent ahead of budget. Expenses are down due to vacant positions not being filled and directors keeping staff mileage costs down.

Mr. Rippe moved to approve the revenue and expenditure report and payment of the mileage and disbursements. **Mr. Chatham** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

6. New Business

a. Variance - 8491 Harrison, Whitewater Township

The property owner requested to use a black water holding tank until sanitary sewers become available. According to Metropolitan Sewer District, the sewer should be active by 2009. **Mr. Brett** moved to approve the variance. **Mr. Chatham** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Variance - 625 Miami Avenue, Village of Terrace Park

Mr. Douglas, the property owner requested a replacement sewage treatment system installed that does not meet the ten foot setback requirement from the structure, property line/right-of-way and water service line. The owners also requested to discharge to the hillside behind the home that leads to the Little Miami River on the property. **Dr. Amend** moved to approve the variance. **Mr. Brett** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Variance - 14 Moore Road, Anderson Township

Mr. Daniel DiCarlo and Mr. Ron Church requested approval for a private water system that is located within the one hundred year flood plain, one that does not meet the setback requirements from a sewage treatment system and structure, and a well that does not meet the five inch well casing requirement. **Mr. Brett** moved to approve the variance contingent upon the following: Continuous disinfection device installed and meeting flood plain requirements. **Mr. Chatham** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Variance - 711 Yale Avenue, Village of Terrace Park

The applicant proposed to construct a breezeway and an attached garage to the home. The proposed garage will be approximately five feet from the front edge of the septic tank. **Mr. Chatham** moved to approve the variance contingent upon staff addressing Board of Health concerns, the owner signing an affidavit and staff determination regarding disclosure on the property deed. **Dr. Amend** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

b. Resolution D-2008

Resolution D-2008 referred to declaring Bauerwoods/Rosewood Subdivision in Colerain Township a public health nuisance. After reviewing the staff's sanitary survey,

Mr. Chatham moved to approve the resolution. **Dr. Amend** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Resolution E-2008

Resolution E-2008 referred to declaring Dornbush Subdivision in Colerain Township a public health nuisance. After reviewing the staff's sanitary survey, **Mr. Chatham** moved to approve the resolution and **Dr. Amend** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

c. Regulation 1-2008

Fee Regulation 1-2008 proposed adjusting sewage fees to provide a more equitable permitting cost for homeowners who only need to do partial repairs to their septic system. Under the current septic fees, a homeowner needing to repair less than complete septic system replacement still pays the full replacement fee. **Dr. Amend** moved to approve the regulation. **Mr. Brett** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Regulation 2-2008

Regulation 2-2008 proposed the fee for certified birth and death records increase by one dollar for a fee of \$19.00 each effective September 1, 2008. **Dr. Amend** moved to approved Regulation 2-2008. **Mr. Chatham** seconded the motion.

7. Executive Session

Mr. Brett moved to adjourn to Executive session at 8:15 p.m. to discuss personnel matters. **Mr. Chatham** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

The Board of Health came out of Executive Session at 9:10 p.m.

8. Adjournment

At 9:13 p.m. **Dr. Amend** moved to adjourn the meeting. **Mr. Brett** seconded the motion.

Roll call vote – Yes: Amend, Brett, Chatham, Rippe.

Next Board of Health meeting is August 11, 2008.

Mark Rippe, President

Timothy I. Ingram, Secretary
Health Commissioner