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**BOARD OF HEALTH**  
Eileen Dennis, RN, President  
Michael J. Nerenberg, MD, Vice President  
Ed Brown  
Terry A. Hart  
Donald Moore

**PUBLIC HEALTH DIRECTOR**  
Sylvia R. Proud, MS, IPMA-SCP

## **AGENDA**

The regular Board of Health meeting will be held **Wednesday, May 25, 2016**, at **12:00 noon** in the **THIRD FLOOR CONFERENCE ROOM**, at the Health Department, **101 W. 9th Street**. (Lunch for Board members will be served at 11:30 a.m.)

- A. 12:00 –12:05 p.m. - Call to Order and Approval / Changes to Agenda
- B. 12:05 – 12:10 p.m. - Approval of Board of Health Meeting Minutes held **Wednesday, April 27, 2016**
- C. 12:10 – 12:15 p.m. – **Special Recognitions**
- D. 12:15 – 12:30 p.m. - **Featured Presentation** – Board of Water Works
- E. 12:30 - 12:50 p.m. - **Public Health Director's Report**
  - Accreditation Update
  - Medical Officer Update
  - Legislative Update
- F. 12:50 - 1:15 p.m. - **Division Reports**

### **Community Health Services**

- Electronic Health Records

### **Operations & Health Promotion Division**

- Monthly Financial Report
- Contracts
- Household Hazardous Waste (HHW) Event

- G. 1:15 - 1:20 p.m. - **Old Business**
- H. 1:20 - 1:25 p.m. - **New Business**

***A Handicapped Accessible Facility***

**PUEBLO CITY-COUNTY HEALTH DEPARTMENT  
BOARD OF HEALTH**

**MINUTES**

The regular Board of Health meeting was held at the Health Department on April 27, 2016, in the Third Floor Conference Room, at 12:00 p.m.

**Board Members**

**Present:** Eileen Dennis, RN, MBA, President  
Michael J. Nerenberg, MD, Vice President  
Donald Moore, CEO, Pueblo Community Health Center  
Ed Brown, City Council Member  
Terry A. Hart, County Commissioner

**Legal Counsel:** Marci Day, Assistant County Attorney

**Staff Present:** Sylvia Proud, MS, Public Health Director  
Lynn Procell, Community Health Services Division Director  
Katie Davis, Operations and Health Promotion Division Director  
Ken Williams, Interim Environmental Health Division Director  
Ramona Chisman-Ewing, Executive Assistant  
Georgia Alfonso, Fiscal Officer

Vicki Carlton, Mary Cristelli, Shylo Dennison, Khannah Ditekof, Josh Gallegos, Sandy Hickman, Sarah Joseph, Julie Kuhn, Jeff Mara, Bryan Montoya, Kathy Nelson, Scott Schulle, Cathryn Sanchez, Jenna Ward, Kim Whittington

**Guests:** Patricia Erjavec, Kristina Lyon - *Pueblo Community College*, Jon Pompia - *The Pueblo Chieftain*, Taylor Bishop - *Fox 21*, James Richie - *Tortured Souls Tattoo*, Joaquin Molina, Lisa Smith, James Vialpando - *Arcanum Electric Tattoo*, Jamie and Dominick DiVello – *Health Care Medwash*

A. **Call to Order and Approve/Changes In Agenda**

Board President, Eileen Dennis, called the meeting to order and asked for approval of the Agenda. Public Health Director Sylvia Proud requested the Environmental Health Division Report be given before the Public Health Director's report.

**MOVED** by Michael Nerenberg, seconded by Ed Brown, to approve the changes to the Agenda.

**MOTION CARRIED UNANIMOUSLY**

B. **Approval of Minutes**

**MOVED** by Michael Nerenberg, seconded by Ed Brown, to approve the March 23, 2016, BOH meeting minutes as submitted.

**MOTION CARRIED UNANIMOUSLY**

C. **Special Recognitions**

The following employees were recognized for their years of service to the Department: Sandy Hickman, 5 years and Bryan Montoya 10 years. Congratulations everyone!

D. **Featured Presentation**

Each year a 'Public Health Champion' is selected from nominations submitted to the Department. The purpose of the award is to recognize an individual, business, or organization's significant contribution to Pueblo's public health as a role model in the community. The Public Health Champion selected for 2016 is the Pueblo Community College (PCC). Representatives from PCC, President Patricia Erjavec and Recreation Center Coordinator Kristina Lyon, accepted the award.

E. **Environmental Health Division**  
**Body Art Regulations Public Hearing**

A public comment hearing asking the Board to adopt the proposed body art regulations was held during the Board meeting. Minor changes were made to the proposed regulations since the presentation to the Board in March. Various proposed regulations were highlighted for the Board: Section 3: 3-306 (6)(F) - Written agreement that each employee/independent contractor understands and is responsible for compliance with the PCCHD Body Art Regulations

- In the stakeholders meeting there was some concern regarding Section 8-801 #4A – Heavy-duty, multi-use, waterproof gloves. The proposed change is more restrictive than CDPHE (Colorado Department of Public Health and Environment) regulations: Employees shall wear the following while cleaning instruments: Heavy-duty (minimum 7.5 mil), single-use, non-latex, waterproof gloves.
- Regulations proposed are compliant with Colorado Revised Statutes and in some areas more stringent than CDPHE body art regulations. This is allowed by C.R.S. 25-4-2101 “..nothing in this section shall be construed to prohibit a city, county, or district board of health (or health agency) .. from adopting or enforcing ordinances, resolutions, or rules that impose standards for body art that are at least as stringent as the standards imposed by the rules adopted by the department of public health and environment.”
- The C.R.S. nor the CDPHE Body Art Regulations have prescribed regulation adoption methods, therefore PCCHD applied a similar method that was used when adopting the Onsite Waste Water Regulations and posted a public notice in the Pueblo Chieftain and on the Department’s social media for both the stakeholders meeting and the public hearing, held a stakeholders meeting where invitations to the meeting were hand-delivered; eight businesses were represented.
- Certificate of Approval fees will be charged on a yearly basis due by December 31 of each year.
- Regulations will cite the OSHA standard in the definition of regulated waste. OSHA CPL 02-02-0693

Testimony by - Joaquin Molina

Mr. Molina made the following comments on areas he considers a concern with the proposed Body Art Regulations:

- Regulated waste
  - Rinse cups are highest potential for contamination, followed by needles, and last – ink caps. Suggest to add ‘solidifying agents to ink caps’ in the proposed regulations (Proposed regulations state, ‘all liquids’)
- Gloves
  - Keep on hand ‘designated yellow heavy duty latex gloves,’ only while cleaning instruments – gloves shouldn’t be multi-use; make gloves ‘one-time use only.’

The following changes will be added to the proposed Body Art Regulations:

- Heavy-duty (minimum 7.5 mil), single-use, non-latex, waterproof gloves. , which would be more restrictive than CDPHE and acceptable verbiage.
- 3-306 (6)(F) Employee contract will state, ‘I will be in compliant with the Board of Health Body Art Regulations.
- Definition of ‘Regulated Waste’ - Will cite OSHA (Occupational Safety & Health Administration) OSHA CPL 02-02-0693 in the proposed regulations as the source for information listed.

**MOVED** by Michael Nerenberg, seconded by Terry Hart, to accept the proposed body art regulation changes effective May 2, 2016.

***MOTION CARRIED UNANIMOUSLY***

Body Art Inspection Fees

Currently fees are \$126/year, which includes certificate for approval and inspections.

- Propose to change current \$75 plan review fee to \$100, to be consist with other programs
- Discussed what body art fee to charge for issue of certificate for approval on an annual basis
  - It was suggested to look into what other jurisdictions are charging annually and the time involved to conduct the inspection.

Board members requested Environmental Health staff members come back with a proposed fee as soon as more research is conducted about the current fees and the proposed fees in order to compare both.

Medical Sharps Disposal SOP (Standard Operating Procedure)

A small fee is currently charged for nonprofits to properly dispose of needles. It was recommended the Board adopt an official SOP regarding the disposal of needles/sharps containers. The Board was given a copy of a proposed SOP that states in part, 'The Pueblo City-County Health Department serves as a drop off site where individuals can pay a disposal fee and also obtain a sharps container for sharps disposal. This is a non-profit service and is open only to private citizens and non-profit 501-c-3 organizations. This service is not for business or commercial use.' The SOP would be effective May 1, 2016.

**MOVED** by Michael Nerenberg seconded by Ed Brown to approve the above SOP for the sharps program.

**MOTION CARRIED UNANIMOUSLY**

F. Public Health Director's Report

Fiscal Officer Position

Georgia Alfonso was introduced and congratulated for being selected as new the Fiscal Officer for the Department. Georgia has been with the Department since 2011.

Accreditation Update

Site visit dates have been finalized by Public Health Accreditation Board and are scheduled for July 12 & 13, 2016. All Board members will review the domains relevant to Board governance in order to fully understand the Board's function and role pertaining to accreditation. Two BOH members will be selected to participate in the on-site accreditation visit, but all Board members will review the domains to ensure backup. Accreditation review will take place June 22 from 9:00 to 11:00 a.m. prior to the regular BOH meeting.

Legislative Update

Board members received an updated list of proposed public health priority legislative bills. The current legislative session is scheduled to end May 11, 2016.

- #10 – NEW: HB-1370 – Nicotine Product Retailers Registry: This bill impacts the City's 2013 ordinance requiring tobacco retailers to have a license to sell non-cigarette tobacco products. The goal of the bill is to eliminate local control. This bill does not include enforcement of tobacco sales laws and only provides a list of retailers. This bill makes licensing laws, which are proven effective, unappealing. By choosing to license, communities will no longer receive their percentage of state cigarette sales tax revenue if this bill passes. Board members gave directive to **OPPOSE** this bill as written April 27, 2016.

**MOVED** by Terry Hart, seconded by Michael Nerenberg, to oppose bill HB-1370 as written.

**MOTION CARRIED UNANIMOUSLY**

- # 11- HB 1401 – Retail food Establishment Licensure & Inspection (CALPHO has taken an actively support position; however, CCI is opposing unless amended). There is vague

language in the Bill about supplantation. Section 2 of the bill also prohibits a county from spending the increased revenue from the fee increase on anything other than retail food health-related activities.

**MOVED** by Michael Nerenberg, seconded by Terry Hart, to monitor Bill HB-1401.  
**MOTION CARRIED UNANIMOUSLY**

- # 16 - CDPHE – budget pertaining to LARC funding and #17 – CDPHE - budget supplemental request for marijuana tax dollars for education and youth prevention – HB 1405 Budget Update: The long bill and the JBC’s orbital/companion bills have been sent to the Governor for action. The House and Senate both agreed to the final version on Friday, April 15. The Governor has until May 1 to take action.

G. **Division Reports**

**Operations and Administrative Services Division**

**Financial and Contract Cost Reports**

Financial reports for the end of March 2016 were presented to the Board. Expenditures exceed revenues by (\$48,755.49).

**MOVED** by Ed Brown, seconded by Michael Nerenberg, to accept the financial reports as presented.

**MOTION CARRIED UNANIMOUSLY**

**Contracts**

HealthSpace 3/01/16 – 2/28/19 \$ 8,960 annual cost

This contract is between HealthSpace and the Pueblo City-County Health Department for Environmental Health software licensing and service agreement. HealthSpace will provide secure hosting of data and support and maintenance of the "EnviroIntel Environmental Health Software" modules. Contract is pending legal reviews suggested changes to HealthSpace.

**MOVED** by Michael Nerenberg, seconded by Ed Brown, to accept the above contract pending Legal’s changes are accepted by HealthSpace.

**MOTION CARRIED UNANIMOUSLY**

Family Planning LARC 4/1/16-06/30/16 \$ 17,480

The Colorado Department of Public Health and Environment Family Planning program received additional private funding to support LARC (Long Acting Reversible Contraception) products. The increase of funds received must be used to purchase LARC products by June 30, 2016. No signature or legal review is required because this was a Grant Funding Change Letter to increase only the fund amount.

The Blue Cell 4/15/16 -10/15/16 \$ 7,500

This contract is to design and facilitate training for the South Region Healthcare Coalition for Ebola preparedness. Contract is pending legal review.

**MOVED** by Michael Nerenberg, seconded by Ed Brown, to accept the above contracts pending any legal review.

**MOTION CARRIED UNANIMOUSLY**

**Ratify Contract: BOH Approved by Email**

Household Hazardous Waste 5/14/16 \$ Varies on Quantity Collected

The Household Hazardous Waste Collection Event scheduled on May 14, 2016 requires service agreements between PCCHD and the following collection vendors:

- Broadway Appliance
- American Battery Corp of Pueblo
- Southern Colorado Services and Recycling
- Veolia ES Technical Solutions, LLC
- Geocycle, LLC
- Southern Colorado Services and Recycling

**MOVED** by Michael Nerenberg seconded by Ed Brown to ratify approval of the Household Hazardous Waste Contract.

***MOTION CARRIED UNANIMOUSLY***

H. **Old Business**

*None*

I. **New Business**

- Board Member Ed Brown helped with the Bessemer Neighborhood Cleanup
- Saturday, April 30, 2016, is the Eilers neighborhood SuperFund Education Picnic at 9:00 a.m.
- All Department Administrative Assistants were acknowledged for Administrative Professional's Day

**MOVED** by Ed Brown, seconded by Michael Nerenberg, to adjourn the Board of Health meeting.

***MOTION CARRIED UNANIMOUSLY***

The next regular BOH meeting is scheduled for **Wednesday, May 25, 2016**, at the Health Department, Third Floor Conference Room, at **12:00 noon**.



Eileen Dennis, Board of Health President



Sylvia R. Proud, MS, IPMA-CP, Public Health Director