

## **Board of Health AGENDA**

A Board of Health meeting will be held **Wednesday, February 26, 2020**, at **12:00 noon** in the **THIRD FLOOR CONFERENCE ROOM C**, 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 pm – Call to Order and Approval / Changes to Agenda
- B. 12:05 - 12:10 pm – Approval of Board of Health Meeting Minutes held **January 22, 2020**
- C. 12:10 – 12:15 pm – **Special Recognitions/Celebrations**
- D. 12:15 - 12:20 pm - **Public Comment**
- E. 12:20 – 12:25 pm – **Election of Officers**
- F. 12:25 - 12:40 pm – **Special Presentation** – Medical Officer Update - Presenter: Dr. Chris Urbina
- G. 12:40-12:45 pm - **New Business**
  - International Travel Clinic Fee Analysis
- H. 12:45- 12:50 pm – **Unfinished Business**
  - Marijuana Hospitality Resolution
  - OWTS Permit Fees
- I. 12:50 – 1:05 pm – **Public Health Director’s Report**
  - General Updates
  - Board Representative Needed to Select 2020 Public Health Champion
  - Legislative Updates
  - Review Calendar and Upcoming Board of Health Meetings
- J. 1:05 – 1:30 pm - **Division Reports**

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

- Monthly Financial Report
- Contracts

### **Community Health Services and Environmental Health and Emergency Preparedness Division**

- Food Safety Program - New Enforcement Procedures
- COVID-19 Update
- Influenza Update
- Hepatitis A Update
- Trash Task Force Update
- Swimming Pool Stakeholder Meeting Update

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The regular Board of Health meeting was held at the Pueblo Department of Public Health and Environment on January 22, 2020, in the Third Floor Conference Room C, at 12:00 noon.

### **Board Members**

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

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

**Staff Present:** Randy Evetts, Public Health Director  
Lynn Procell, Community Health Services Division Director  
Jody Carrillo, Environmental Health and Emergency Preparedness Division Director  
Katie Davis, Operations and Health Promotion Division Director  
Georgia Alfonso, Budget and Finance Director  
Ramona Chisman-Ewing, Executive Assistant

Vicki Carlton, Shylo Dennison, Lindsey Dunbar, Shylo Dennison, Sarah Joseph, Aaron Martinez, Zak VanOoyen, Chad Wolgram

**Guests:** Chris Nicoll, Dr. Carl Bartecchi, Danielle Hartman and Tom Joseph, *Colorado Backhoe*, Daniel Minich, *Intern*

A. **Call to Order and Approve or Make Changes to the Agenda**

Board President, Eileen Dennis, called the meeting to order and asked for approval of the Agenda.

**MOVED** by Donald Moore, seconded by Michael Nerenberg, to approve the Agenda.

***MOTION CARRIED UNANIMOUSLY***

B. **Approval of Minutes**

**MOVED** by Donald, seconded by Garrison Ortiz, to approve the December 18, 2019, BOH meeting minutes with corrected changes as submitted.

***MOTION CARRIED UNANIMOUSLY***

C. **Special Recognitions/Celebrations**

Lynn Procell will be retiring January 31, 2020, after almost 21 years of service to the Department. Thank you, Lynn for your many years of service to the Department and public health. Lynn's retirement party will be Thursday, January 30, 2020. All Board members are also invited to attend.

D. **Public Comment**

Tom Joseph owner of Colorado Backhoe Service addressed the Board regarding his request for an electronic system to record OWTS services. Tom was informed the OWTS fees have changed. He would like to see gradual increases charged to contractors for example \$25 to \$50 per year instead of \$100 to \$500 every five to 10 years. He also said he received a letter December 6, 2019. The letter said as of January 1, 2019, there must be a licensed supervisor on site when an OWTS is done. He stated the first class offered to become a licensed supervisor was January 13, 2020. He had to pay the fee for four people to attend the class, plus additional fees for COPOW membership. He also mentioned the cost to install a window in the EHEP division, but at the same time stated the Department is switching to the HealthSpace program, which will not require the use of paper, so why then is a window necessary? Board President Eileen Dennis stated Tom's concerns will be looked into.

Chris Nicoll and Dr. Carl Bartecchi addressed the Board regarding the proposed changes the Mayor has been talking about based on a new state law that passed allowing marijuana smoking lounges; this also allows city governments to opt in. Chris gave some brief history regarding the policy aspects associated with the smoke-free air act ordinance that went into effect in 2003. Chris stated the current

ordinance a comprehensive definition of smoking and that definition would include marijuana. It defines smoke means inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, weed, plant or other combustible substance in any manner or any form. Chris stated the current ordinance is a very strong and comprehensive ordinance that he believes cannot be easily modified by City Council; he feels it should be taken back to the voters if changes are made to the current ordinance. Chris stated the ordinance is to protect the workers, as well as citizens from secondhand smoke. Chris asked the BOH to come up with some type of statement, letter, or resolution stating why secondhand smoke in the proposed marijuana lounges poses a health risk in order to protect the public. He said a positive statement about the current ordinance would be very helpful and it should be presented to City Council. Dr. Bartecchi stated, due to the smoke-free air act now in place, admissions to ED departments related to heart issues have decreased by 30 percent. Secondhand smoke from marijuana can increase the potency of certain medications in people with cardiac problems. Dr. Bartecchi stated lungs are very sensitive to smoke and equally sensitive to marijuana smoke, due to the toxins in marijuana smoke. He also stated marijuana smoke is inhaled deeper into lungs and held for a much longer length of time. More cases of bronchitis and infections are now appearing because of marijuana smoke. A marijuana smoking lounge would be an enclosed space and air ventilation can only remove a certain amount of toxins in the air. Dr. Bartecchi further stated, with more smoking lounges, more health problems will present in emergency departments and health issues and costs will increase. The Board President Eileen Dennis stated the Board will take this request under consideration.

E. **Special Presentation**

**Accreditation Update**

Operations and Health Promotion Manager Shylo Dennison gave a reaccreditation update to the Board. The Department became accredited in November 2016. This was a process open to state, local and tribal health departments and was a five-year process. The difference between accreditation vs. reaccreditation is, even though the domains remain the same, the focus is population health; continuous improvement, engagement: community, cross-sector collaboration, and populations at higher risk for poor health. The reaccreditation process involves either less and/or different documentation and a site visit. Other reaccreditation activities were discussed; El Paso County Health Department is currently going through reaccreditation as well. Shylo discussed the reaccreditation timelines and steps the Department will follow. This time the site visit will only be with PDPHE staff members and is projected to occur the summer/fall of 2022. The BOH will be involved with Domain 12, which pertains to BOH involvement and guidance with the Strategic Plan, Community Health Assessment and the Community Health Improvement Plan. At this point nothing is needed from the Board other than being engaged in the plans mentioned and carrying out normal work.

F. **New Business**

February work session is dedicated to strategic planning.

G. **Unfinished Business**

None

H. **Public Health Director's Report**

**C.R.S. 24-6-402 (2) (c)-Sunshine Law -Designation of 1<sup>st</sup> Floor Vestibule for BOH Meeting Notice**

Public Health Director Randy Evetts requested the 1<sup>st</sup> floor vestibule be the designated site to post notices for the Board of Health meetings for 2020. The week of the month and times of Board meetings are also posted on the Department's website.

**MOVED** by Ed Brown, seconded by Michael Nerenberg, to approve the 1<sup>st</sup> floor vestibule for the public place of notice for the Board of Health 2020 meetings.

***MOTION CARRIED UNANIMOUSLY***

**NACCHO (National Association of County and City Health Officials) Conference**

Public Health Director Randy Evetts informed the Board the 2020 Annual NACCHO Conference will be held in Denver July 7-9, 2020, in Denver, CO. Because of the location this year, several Department staff members will be attending. Interested Board members should contact Executive Assistant Ramona Chisman-Ewing to register.

The Board was also informed the Public Health in the Rockies annual conference will be August 26-28,

2020, in Keystone. Interested Board members should contact Executive Assistant Ramona Chisman-Ewing to register.

Community Health Services Division Director Update

The Department received 40 initial applications for the position of Community Health Services Director. Interviews start tomorrow; the goal is to have someone hired by the first part of March.

General Updates

Public Health Director updated the Board about the following:

- February 14, 2020, work session will focus on strategic planning
- February Board meeting will involve the election of officers for the Board
- Dr. Urbina will give a Medical Officer update
- Budget and Finance Director Georgia Alfonso will be presenting some fee analysis
- BOH was given a copy of the 2020 CALPHO Priority Bill List. The Board will be kept updated. The BOH can give CALPHO feedback through Randy Evetts, who is a member of CALPHO if they have questions as to why some bills are either supported, being monitored, or not supported. Two bills were discussed that Dr. Nerenberg would like CALPHO to support, not just monitor. It was also brought up that monitoring has reasons behind it; it isn't that CALPHO doesn't support a bill, but disagrees with certain wording in the bill.

I. **Division Reports**

**Operations and Health Promotion Division**

Financial and Contract Cost Reports

Financial reports for the end of December 2019 were presented to the Board. Revenue exceeded expenditures by \$265,647.60.

**MOVED** by Ed Brown, seconded by Donald Moore, to accept the monthly financial report as presented.

**MOTION CARRIED UNANIMOUSLY**

**CONTRACTS:**

None

**INFORMATION ABOUT OTHER CONTRACTS OR FUNDING:**

Family Friendly Pueblo County 2/01/2020 – 1/31/2021 \$112,137

This is a contract between CDPHE and PDPHE. This funding is to continue the work to ultimately strengthen economic supports for women and families in Pueblo County. The proposed project seeks to build support for affordable and quality childcare. Efforts will be implemented in partnership with Children First, Catholic Charities and DHS to reduce barriers to find affordable, high quality childcare. Since this is an Amendment with only date and funding changes and is in the 2020 budget, no legal review or BOH action is required. (Amendment #1 2019\*3604)

Access to Specialty Care-Health Colorado 1/1/20 – 12/31/20 \$27,636.12

This contract is between Health Colorado, Inc. and PDPHE. This contract is to expand Access to Specialty Care through Telemedicine. This program will utilize a .25 FTE of a current Health Promotion Specialist. This contract is pending legal review. This program is not in the 2020 budget, but is under \$50,000, so no BOH action is required.

Catholic Charities - LAUNCH 1/1/20 – 12/31/20 \$24,500.00

This Contract is between Catholic Charities and PDPHE. This contract is to continue the work to identify service gaps and community barriers to early evidence-based screening/assessments. This program will utilize a .25 FTE of a current Health Promotion Specialist. This contract is pending legal review. This program is in the 2020 budget, no BOH action is required.

Tobacco Policy Updates

- Effective December 20, 2019, in all states, people must be 21 to purchase tobacco products
- Temporary ban on flavored cartridges for e-cigarettes by the FDA
- CDPHE is still pursuing licensing at the state level

- A presentation was given to City and County regarding proposed marijuana lounges
- Legal council gave a handout regarding advocacy vs. lobbying in regard to the proposed marijuana lounges, as the BOH was asked by elected officials to 'take a stand' on the proposed hospitality lounges
- A resolution would ensure the 'Board' speaks as one voice
- Legal Counsel Marci Day handed out an information sheet explaining the difference between lobbying and advocacy; it was produced by NACCHO (National Association of County and City Health Officials)
- Donald Moore would like to see a draft resolution in order to respond to elected officials request to have the Board take a stance on the proposed marijuana hospitality lounges
- Marci will work to develop a draft resolution in response to the elected officials request and present it to the Board for approval

### **Community Health Services**

#### Flu Update

- To date, there have been 65 hospitalized cases of the flu in Pueblo
- No pediatric deaths in Pueblo, but there has been one in Colorado
- Nationally, this has been the highest number of pediatric deaths in 17 years

#### Hepatitis A Update

- To date, there have been 12 cases of Hep A in Pueblo
- 31 Hep A clinics were held; have given 715 vaccinations

### **Environmental Health and Emergency Preparedness Division**

#### Onsite Wastewater Treatment Systems Fine Process

January 9, 2020, the first OWTS stakeholders meeting was held to discuss the following:

- OWTS design
- Transfer of title inspection
- Licensing of professionals
- Future education and training
- HealthSpace software
- Permit and fee increases and how the fees came about; this information will be put on the Department's website soon and a letter will also be sent out regarding fee increases
- At the OWTS stakeholders meeting, some participants suggested to increase the fees for commercial vendors
- Quarterly stakeholder meetings will be held in the future; future meetings will include reaching out to pool inspectors, housing, food vendors, and marijuana facilities
- Class will be offered to engineers out in the field regarding soil issues

The Board asked if there is resource barrier to getting the software issue resolved; is it money or how can the issue be resolved? HealthSpace is on track for implementation in the future. Fee increases have not been done for several years, so the initial increases will be substantial, but in the future increases should be more reasonable.

#### Onsite Wastewater Treatment Systems Stakeholder Meeting

Program Manager Chad Wolgram discussed OWTS regulations and fines for those out of compliance of those regulations. A clear process of how and when fines would be issued still needs to be discussed with legal counsel. The Board asked for a structure/grid that could be published or sent out to people who violate the regulations, so they know why they are paying the fines assessed; however, people could also be given the option to correct issues before fines are assessed. The Board could serve as an appeal body if a person assessed fines disagrees with the reasons for the fine. Chad is working with legal counsel to develop guidelines for fines.

The next BOH work session is scheduled for Friday, February 14, 2020 and the next regular BOH meeting is scheduled for Wednesday February 26, 2020, at the Health Department, Third Floor Conference Room C, at 12:00 noon.

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

***MOTION CARRIED UNANIMOUSLY***



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Eileen Dennis, Board of Health President



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Randy Evetts, MPA, Public Health Director