

WEBER-MORGAN BOARD OF HEALTH

MINUTES OF MEETING

July 28, 2014

The Weber-Morgan Board of Health held its regular meeting on July 28, 2014 in the Health Department auditorium at 477 23rd Street. The meeting was called to order at 4:03 p.m. with Neil Garner presiding.

BOARD MEMBERS PRESENT:

Neil Garner, Chair	Tina Kelley
Jan Zogmaister	Matthew Bell
Toby Mileski	Kerry Gibson
Brent Taylor	

BOARD MEMBERS EXCUSED:

Frank Brown	Ken Johnson
Dave Holmstrom	Jamie Grandpre

STAFF MEMBERS PRESENT:

Brian Bennion	Kay Larrison
Claudia Price	Gwen Hadley
Colleen Jenson	Lou Cooper
Brian Cowan	Michelle Cooke
MaryLou Adams	Dung Banh
Cathy Bodily	JoAnn Wengreen
Josh Miller	Chad Engberg
Mike Chavez	

OTHERS PRESENT:

Monette Hurtado, Deputy Weber County Attorney

Welcome and Introductions – Neil Garner

Neil Garner calls the meeting to order at 4:03 p.m. and welcomes those in attendance.

Approval of Minutes of April 28, 2014 – Neil Garner

A **MOTION** is made by **Jan Zogmaister** and **SECONDED** by **Brent Taylor** to accept the minutes as written. The **MOTION** passes unanimously.

Motion Passes

Approval of Minutes of June 23, 2014 – Neil Garner

A **MOTION** is made by **Kerry Gibson** and **SECONDED** by **Matt Bell** to accept the minutes as written. The **MOTION** passes unanimously.

Motion Passes

Approval of Revised Motor Vehicle Inspection and Maintenance Program Regulation – Brian Cowan

Brian Cowan reports that there were no comments from the public hearing held July 15, 2014 at the health department. There was discussion on the cameras in the I/M stations and which counties use them. A suggestion is made to have new board members take a tour of the emissions facility to see how the cameras work and how a test is performed. In response to questions, **Brian Cowan** explains to the Board that in Section 1.36, the

Motion Passes

state determines cut points; Section 4.2.1.3, violations are outlined in Appendix D; Section 4.6, the department uses the UTAH2011 Analyzer; Section 6.4.1, the state put 1967 vehicle years into their modeling. If changes were to be made on the model year vehicle, air pollution control credits in the state implementation plan would be affected and have to go back to the EPA for review. He will provide the Board with a breakdown of the model year; Section 8.1.1.6, other information might be a permit application or service agreement with Applus. Section 8.1.7, the Advisory Committee has come up with a method to review circumstances for a business owner who buys a station, but the previous station owner has violations; Section 8.7.4, no non-refundable fees have been collected and serves as a good deterrent; Section 9.11.6, gas cap testing equipment has an exception table built into the software so that it is not required with specific vehicles; Section 10.2.14, a certificate of waiver is issued only once throughout the lifetime of the vehicle yet the department looks at change of ownership and can make exceptions. Section 16.4, **Monette Hurtado** states that like any criminal offense, if they are acquitted, their legal expenses would not be covered by the county. If it were a civil offense the judge determines the attorney fee issue. **Brian Cowan** reports that Appendix A lists the current analyzer specifications that the department is using and it does have the ability to go into manual testing mode. There is discussion about what counties are exempt from testing and why. Appendix E, item 7, key position for each vehicle is different and technician training is provided. There is further discussion about amending Section 8.1.1.6 to add 'as approved by the Board of Health'. Since this regulation has a time limit and adding this would need approval by the EPA, it was suggested to adopt it and make changes at a later date. A **MOTION** is made by **Jan Zogmaister** and **SECONDED** by **Tina Kelley** for approval of the Revised Motor Vehicle Inspection and Maintenance Program Regulation. The **MOTION** passes with two dissenting votes from Matt Bell and Toby Mileski.

**Approval of Revised Illegal Drug Operation Site Reporting and
Decontamination Regulation – Brian Cowan**

**Motion Fails
Motion Passes**

Brian Cowan reports that there was one comment at the public hearing which was from Kevin Brown representing Ogden City Fire Department. He is requesting that Section 7.4 include the fire department be notified as well as local law enforcement if any site within their jurisdiction is posted with a warning placard. A **MOTION** is made by **Toby Mileski** and **SECONDED** by **Matt Bell** to approve the revised regulation with this change as well as amending Section 6.4 from 30 days to 90 days. There is discussion that extending to 90 days would eliminate incentive and about financial burden on property owners. A vote is taken and the **MOTION** fails. A **MOTION** is made by **Toby Mileski** and **SECONDED** by **Matt Bell** to approve the Revised Illegal Drug Operation Site Reporting and Decontamination Regulation with amending Section 7.4 to add notifying the fire department as well as local law enforcement agencies. The **MOTION** passes unanimously.

**Directors Report- Brian Bennion
Monthly Leadership Report**

Information Only

The Department is working on a Workforce Development Plan and should have it drafted within the next couple of months to present to the Board. A draft for a five year fleet replacement plan is almost finalized. The Department will bring it to the Board within the next couple of months. The media continues to cover public health with issues such as communicable disease and West Nile Virus. **Cathy Bodily** reports that on July 14th and

July 15th 2014, the Utah State Department of Health held a Strategic National Stockpile exercise. The exercise practiced communication techniques, determining what the needs were, ordering a push pack (large package of requested medication), receiving the shipment and then sending it back.

Update on e-cigarette draft Regulation

The Department is making progress on the regulation and should be ready to present to the Board in September. Issues such as compliance checks, child safety caps, manufacturing and sanitation have been discussed. The committee is meeting with Monette Hurtado in the County Attorney's office the first week in August to go over the regulation with her.

UALBH Annual Symposium: An e-mail was sent to the Board of Health members about the upcoming UALBH Symposium on September 18th and September 19th, 2014 at Daniels Summit near Heber City, Utah. Board members are encouraged to sign up online if they would like to go. **Tina Kelley** says that they have relevant topics and presentations and it has always been beneficial when she has gone. **Neil Garner** states that Board Member Ken Johnson is being nominated for President of the National Association of Local Board of Health (NALBOH).

Strategic Plan

A copy of the Strategic Plan is handed out to board members. Their involvement is encouraged and they are invited to review it so it can be discussed at the next board meeting. **Matt Bell** requests fiscal notes and costs be included, and **Brent Taylor** questions how progress will be tracked.

Other Business

Neil Garner informs the Board that there will be a Statewide Pediatric Disaster Surge Planning tomorrow, July 29, 2014 that he will be attending and will bring information back.

Tina Kelley comments that on August 19th, 2014 the Active Transportation and Health Summit will be held at Rice-Eccles Stadium from 8 a.m. to 3:30 p.m.

Public comment

No public comment

The meeting adjourns at 5:12 p.m. Next meeting is scheduled for August 25, 2014 at 4:00 p.m.