

**MINUTES
OF THE
BOARD OF HEALTH**

JEFFERSON COUNTY, COLORADO

On September 15, 2009 at 8:18 a.m., President Cathy Corcoran called the meeting to order. Ms. Karen Gardella took roll call. Present were Ms. Beverley Dahan, Ms. Bonnie McNulty, Mr. John Jehn and Ms. Cathy Corcoran. Ms. Amanda Crusier, Counsel, was also present. A quorum was established.

Acceptance of Agenda

Ms. Bonnie McNulty made the motion to approve the agenda. Mr. John Jehn seconded the motion.

Motion passed.

Acceptance of Previous Minutes

Ms. Beverley Dahan made the motion to approve the minutes of the August 18, 2009 meeting. Ms. Bonnie McNulty seconded the motion. **Motion passed.**

Employee of the Month Presentation

Ms. Cathy Corcoran presented the September Employee of the Month certificate to Mr. Jim Moss. Mr. Aaron Cameron was also Employee of the Month for September and unable to attend. These gentlemen work for the IT Department in the Administrative Services Division.

Financial Report

Ms. Beverley Dahan made the motion to approve the 2009 financial report as presented by Ms. Beth Lipscomb. Ms. Bonnie McNulty seconded the motion. **Motion passed.**

Contracts and Agreements

Ms. Bonnie McNulty made the motion to approve the contracts and agreements as presented by Ms. Lipscomb. Ms. Beverley Dahan seconded the motion. **Motion passed.**

Resolution BOH 09-5

Ms. Beth Lipscomb submitted Resolution No. BOH 09-5: "Jefferson County Public Health received continuation funding to support the activities of the Women, Infants and Children Program. Additional FTE is required to appropriately expend these funds. This supplemental budget revision amends the department's total FTE count to reflect an additional grand-funded/Auxiliary position to be filled by October 2009." Ms. Beverley Dahan made the motion to accept Resolution BOH 09-5. Mr. John Jehn seconded the motion. A roll call vote was taken. Resolution BOH 09-5 was approved by a unanimous vote of 4 to 0.

Approval of Warrants

Ms. Bonnie McNulty made the motion to approve the warrants as submitted. Ms. Beverley Dahan seconded the motion. **Motion passed.**

Old Business

None

New Business

None

Executive Director's Comments

Dr. Mark Johnson addressed several issues concerning Jefferson County Public Health (JCPH). One was the possibility of having to find another location for our Lakewood clinic. The Board of County Commissioners (BCC) is reviewing options that include selling that site, which will mean a relocation for us. Dr. Johnson will send updates as they become available. Another issue was the on-going situation with the Arvada site and the fact that JCPH may be staying at that location. This depends on a pending sale of the building. Dr. Johnson and Ms. Beth Lipscomb met with the potential buyer of the Arvada building and he voiced his desire to keep our agency there and to make the

needed repairs. Lack of parking at this site was also discussed at that meeting.

JCPH has the approval of the BCC to spend from the fund balance. This is being contemplated for environmental health and for department programs that are grant funded and have been cut at the state level. At the same time, JCPH would like to keep as much money in the general fund as possible, as funding for the next several years looks bleak. Dr. Johnson voiced his appreciation of the job that the state health department has done; working with the Governor's office to make certain local public health sustains the least amount of damage throughout this budget-cutting process.

JCPH's budget process with Jefferson County is proceeding. The 2010 budget has been presented to the Jefferson County Budget office, which went well. The department is asking for a flat-funded budget from the county for next year which follows the guidelines that were given to us by County. The final budget meeting will be with the BCC and is scheduled for October 26th.

A large amount of time has been spent dealing with the H1N1 flu campaign. Staff will be asked to take on different roles through the flu season and to be flexible during this time. JCPH has received assurance from the state health department that those who work in programs that are paid by federal grants, can be pulled from those programs to help with flu-related situations. However, their time cannot be charged to the grant-funded program, and must come from money received for flu response. We are working very closely with private providers, as well as large businesses in Jefferson County, to help in the immunization process of their employees. This will hopefully allow JCPH to immunize a smaller portion of the population without having to hold huge clinics at our sites. We are also working with the Visiting Nurses Association (VNA), Maxim and other community commercial providers to hold clinics. There has been a lot of public controversy about whether people are going to get the shot. Holding to the priorities that have been outlined by the CDC, parents may bring their children in for H1N1 vaccination, expecting to be immunized as well. There may be some disgruntled parents when they find that their children are a priority and the parents are not. We anticipate this is going to be a long flu season.

Dr. Johnson told the Board of Health that every county is responding somewhat differently to the flu situation. The state left the decision to the counties regarding their response. Some counties have denied leave to staff during flu season; JCPH has not, so far. We believe we will have enough staff available to help and to cover vacancies unless things get much worse. At that time we may have to modify our approach.

President's Comments

None

Staff Comments

None

9:00 a.m. Cases Called to Order

Consent Agenda

Mr. Craig Sanders requested Case #09-112537 OW be removed from the Consent Agenda for a hearing and a separate vote. This was the only case to be heard on the Consent Agenda for this month.

Review Case

Case #09-112537 OW: Mr. Craig Sanders gave details on this case, stating that there were no issues regarding setbacks, wells, etc. Mr. Sanders stated that the requirements would be to install the system in accordance with regulations and the engineer's design. He also suggested that individual platted lots in the parcel be merged through the Planning and Zoning Department.

This could conceivably become an issue because it is increasing density. Plus, Mr. Sanders didn't recall ever having an accessory dwelling unit case come before the Board of Health in the past.

Mr. Ron Barta, the system designer spoke in favor of this case. No one spoke in opposition to this case.

Mr. John Jehn made the motion to approve this case. Ms. Beverley Dahan seconded the motion. **Motion passed.**

Variance Cases

Case #09-112294 OW: Mr. Craig Sanders gave details on this case stating that advanced treatment was not proposed. Currently, there is a two-bedroom, single family dwelling on the property. The applicant wishes to add a third bedroom. The request is to expand the leaching field to accommodate the additional bedroom. There will also be additional tankage for the septic system.

Mr. John Jehn was concerned with the dependability of the lines that run under Edelweiss Circle. Mr. Sanders assured Mr. Jehn that JCPH would verify the appropriateness of the pipe strength when the 500 gallon tank was installed.

Ms. Corcoran asked Mr. Sanders to comment on the lack of an advanced water treatment system. Mr. Sanders stated that when the sewage flow is increased on a small lot, it is desirable to have advanced treatment. However, there is a substantial expense for the system. He also reminded the Board that this is not a new system, and the applicant is increasing the size of an existing system which would be considered an upgrade.

Mr. Ron Barta, the system designer spoke in favor of this case. Mr. Barta had records from 1969 on this system and the percolation rate of the soil will allow a three bedroom home. A dosing syphon will also be added.

No one spoke in opposition to this case.

Ms. Beverley Dahan made the motion to approve this case. Mr. John Jehn seconded the motion. **Motion passed.**

Case #09-111875 OW: Mr. Craig Sanders gave details on this case, noting that advanced treatment was not proposed. Approximately six years ago, this property was considered for development and the engineering included a geological justification for reduced setbacks. The geological report prepared by the engineer met the criteria when the permit was originally issued in 2003. Upon the revision of JCPH's regulations in 2007, the geological justification requirement was replaced by the installation of advanced treatment or a segregated system. Since the advanced treatment systems have become more available, geological justification reports are used less frequently. The permit was granted under the old regulations and the owner is asking for this variance to install the system as it was previously permitted. The provision in the regulations remains that the applicant can choose to come before the Board of Health as a Variance Case and request the use of the geological report in lieu of these systems.

Mr. Sanders stated that there are considerations for development on adjacent lots. This means that there will likely be future variance cases much like this one.

Mr. Bob Wright system designer with Church Onsite Wastewater Consultants spoke in favor of this case clarifying the name of the "owner" on the application, (Mr. Thomas Chicovsky), was actually the name of the contractor. The owner of the property is Ms. Kelly Ratliff.

Staff's recommendations were that they sign a standard variance agreement, that they install the system in accordance with the engineer's design and that the platted lots in the parcel be merged according to the requirements set forth by the Planning and Zoning property merger requirements.

Mr. Robert Engler also spoke in favor of this case stating that it was not economically feasible for him to start the installation of the system, therefore the permit expired.

Ms. Bonnie McNulty made the motion to approve this case consistent with Staff's recommendations. Ms. Beverley Dahan seconded the motion. **Motion passed.**

Public Comments

Mr. Larry Roberts addressed the Board asking for a waiver of the expired permit fee of \$880.00 and to pay the renewal fee of \$250.00 instead. The permit was originally issued July 2008 and renewal was due July 2009. The address of the property is 6545 Erie Run in Evergreen.

Ms. Beverley Dahan made the motion to approve Mr. Roberts' request to waive the expired permit fee of \$880 and to charge the renewal fee of \$250. Ms. Bonnie McNulty seconded the motion. **Motion passed.**

There being no further business to come before the Board, this meeting was adjourned at 9:57 a.m.