

**CHEMUNG COUNTY BOARD OF HEALTH  
MINUTES  
July 26, 2011**

**PRESENT:** Richard Madl  
Paul Shore, DDS  
Ken Sobel, MD

Thomas Curran, DDS  
William Roe, PE

**ABSENT:** Robert Lambert, MD  
Mary Ann Baker, RN

William G. Howard, MD

**OTHERS PRESENT:** Robert Page  
Harry Shepard  
Terence Lenhardt, MD

Thomas Kump, PE  
Karen Lower

Prior to the meeting the CCBH received the following:

1. Agenda for July 26, 2011 CCBH Meeting
2. CCBH Minutes from May 24, 2011
3. Budget Status Report through June 30, 2011
4. Environmental Health Services Reports for May & June 2011
5. Dental Clinic Statistical Reports for May & June 2011
6. Hearing Report For Hill Top Inn
7. Public Water Supply Program Survey Results
8. Community Transformation Grant Checklist

The following items were distributed at the meeting:

9. CHHA/PEIP/WIC Report Dated 7/26/11

Dr. Sobel called the meeting to order at approximately 7:30 PM.

**1. APPROVAL OF MINUTES FOR MAY 24, 2011 MEETING**

**RESOLUTION:** A motion was made by Mr. Roe and seconded by Dr. Shore that the minutes of the May 24, 2011 Board of Health meeting be approved and accepted as presented. Motion approved.

**AYES:** Richard Madl  
Paul Shore, DDS  
Ken Sobel, MD

Thomas Curran, DDS  
William Roe, PE

**NAYS:** None

**ABSENT:** Robert Lambert, MD  
Mary Ann Baker, RN

William G. Howard, MD

**2. FINANCIAL REPORT**

Harry Shepard mentioned that the Budget Status Report through June 30, 2011 was distributed to the CCBH in the mailing prior to the meeting. Mr. Shepard had nothing to add to that report and there were no further questions for Mr. Shepard.

**3. SERVICES REPORTS**

**A. ENVIRONMENTAL HEALTH SERVICES** – Thomas Kump mentioned that reports for May and June 2011 were included in the mailing to BOH members in advance of the meeting. Mr. Kump briefed the CCBH on a note that was included in the June report stating that the NYSDOH has discontinued the free Tick Identification Service. EHS, private medical practices, and individual citizens had gotten accustomed to sending ticks to the NYSDOH for identification purposes. He reported that NYSDOH thought that this should not have any public health impact as this is not a necessity for clinical management of Lyme disease. Both Drs. Lenhardt and Sobel opined that this service was quite vital to the treatment they provided in their professions. Dr. Curran suggested that the CCBH draft a letter to the Commissioner of NYSDOH to inform him of the impact that this will have from a clinical point of view. He had nothing further to add to what was presented in the written report. There were no questions for Mr. Kump.

**RESOLUTION:** A motion was made by Dr. Curran and seconded by Dr. Sobel that a letter be sent to the Commissioner of NYSDOH informing him of the disappointment locally of learning that the Tick Identification Service was discontinued effective July 1, 2011. It should be stressed to the NYSDOH Commissioner that they should reconsider bringing back this service, even if it were in a format whereby there was a fee charged for such services. Motion approved.

**AYES:** Richard Madl  
Paul Shore, DDS  
Ken Sobel, MD  
Thomas Curran, DDS  
William Roe, PE

**NAYS:** None

**ABSENT:** Robert Lambert, MD  
Mary Ann Baker, RN  
William G. Howard, MD

**B. CHHA UPDATE & CLINIC ACTIVITIES** –Ms. Lower referred to a report that was distributed just prior to the meeting. She noted that there has been growth in both referrals and admissions and that the new management structure of the CHHA has been established. Ms. Lower is now officially the CHHA Administrator with Mary Jo Roberts the Director of Patient Services. There were no further questions for Ms. Lower. Ms. Lower had nothing further to add and there were no further questions for her.

**C. DENTAL SERVICES REPORT** – Mr. Page commented that there were reports for the last two months provided to the CCBH in advance of the meeting. He reported that they have received approval for the dental sealant grant which is effective July 1, 2011 through June 30, 2016 and it is expected to be approximately \$50,000.00 per year. Dr. Lax has been doing the legwork to get the dental sealant program moving forward with a target start date of October 2011 in the Elmira City School District. Mr. Page also commented that work is being done on revisions to the forms for the program in an effort to make them easier to complete, thus possibly increasing the number of participants in the program. There were no further questions for Mr. Page.

**OLD BUSINESS**

**1. BAN ON SALE OF “BATH SALTS” LOCAL SURVEY** – Mr. Kump reported that since the last CCBH meeting, the local survey of retailers was completed and no more products were found to be for sale at any of the surveyed locations. A total of 84 locations were surveyed as part of the local effort to support the NYSDOH Commissioner’s ban on the sale of bath salts. He commented that statewide there were over 2,600 locations surveyed as part of this effort, with targeted products found in 12 locations. There have been no further requests from the NYSDOH for additional measures on the local level. So this initiative is considered to be concluded until such time additional requests are made by the Commissioner. Mr. Page commended EHS for the local effort that was done in such an expedient and thorough method. EHS had completed all local efforts prior to receiving guidance and supporting forms from the NYSDOH.

**NEW BUSINESS**

**1. ENVIRONMENTAL HEALTH HEARING – Hill Top Inn** – Mr. Shepard reported to the CCBH on a hearing that was held with the operator of *Hill Top Inn* on July 13, 2011 in response to allegations of cold-holding violations as well as failure to keep storage equipment maintained while operating at Wisner Market in downtown Elmira. While there was no argument that food was out of temperature at the time of inspection, there was dispute as to whether the response by the respondent in addressing the equipment issue was satisfactory or not. As such, Mr. Shepard recommended that the original penalty of \$200 from the Stipulation Offer for the cold-holding violation and equipment maintenance violation be reduced to \$100 for just the cold-holding violation.

**RESOLUTION:** A motion was made by Dr. Curran and seconded by Mr. Roe that the CCBH order a penalty of \$100.00 against the operator of Hill Top Inn for violations of the NYS Sanitary Code with regard to cold-holding of potentially hazardous foods. Motion approved.

**AYES:** Richard Madl  
Paul Shore, DDS  
Ken Sobel, MD  
Thomas Curran, DDS  
William Roe, PE

**NAYS:** None

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**ABSENT:** Robert Lambert, MD William G. Howard, MD  
Mary Ann Baker, RN

- 2. NYSDOH SURVEY OF PUBLIC WATER SUPPLY PROGRAM** – Mr. Page briefed the CCBH on the recent quarterly survey conducted by the NYSDOH focusing on the sanitary survey process and program. The assessment made by the NYSDOH of the CCHD’s sanitary survey methodologies was *excellent*. They commented that Mr. Brown does a very meticulous and thorough job of assessing water systems and ensuring they are operating with the requirements of all applicable regulations. Mr. Kump further added that he is quite proud of both of the gentlemen that work in the water program in EHS, namely Lindsey Brown and Dennis Rathbun. They not only fulfill all their responsibilities as a regulator of public water systems, but they also have developed a good working relationship with the operators of these water systems. Dr. Curran suggested that official recognition of these individuals be made part of the minutes.

**RESOLUTION:** A motion was made by Dr. Curran and seconded by Mr. Roe that the CCBH offer its appreciation and commendation to Lindsey Brown and Dennis Rathbun for the outstanding job they do in carrying out their duties with regard to the public water supply program. Motion approved.

**AYES:** Richard Madl Thomas Curran, DDS  
Paul Shore, DDS William Roe, PE  
Ken Sobel, MD

**NAYS:** None

**ABSENT:** Robert Lambert, MD William G. Howard, MD  
Mary Ann Baker, RN

- 3. COMMUNITY TRANSFORMATION GRANTS** – Mr. Page reported on a federal Community Transformation Grant that was available for municipalities with a population greater than 500,000 to address strategies for tobacco free living, active living & health eating, social & emotional wellness, and healthy & safe physical environments. The NYSDOH recognized that very few communities in NYS would be eligible so the NYSDOH aggregate proposal for a grant to cover the entire state. The application deadline was July 15, 2011 and grant awards are expected to be made by September 15, 2011. If the grant is received, monies will be disbursed to counties on a percentage basis. Counties would need to hire or contract with a grant coordinator to be a liaison with community partners and may also collaborate with neighboring counties to address common needs in the area.

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**RESOLUTION:** With no further business to conduct, a motion was made by Dr. Curran and seconded by Mr. Roe that the CCBH be adjourned until the next regular meeting of September 27, 2011. Motion approved.

**AYES:** Richard Madl  
Paul Shore, DDS  
Ken Sobel, MD  
Thomas Curran, DDS  
William Roe, PE

**NAYS:** None

**ABSENT:** Robert Lambert, MD  
Mary Ann Baker, RN  
William G. Howard, MD

The meeting was adjourned at about 8:00 PM.

**Next meeting:** **Board of Health Meeting**  
**September 27, 2011 @ 7:30 PM**  
**Health Department Conference Room**