

Summit County Board of Health Meeting Minutes

Summit County Health Dept. Conference Room

Park City, Utah

Monday, March 6, 2017

Topic	Discussion	Action or Summary
Attendance	<p>Board Members Present: Dorothy Adams- Chair, Kim Carson, Heidi Jaeger, Gary Resnick, Liza Simpson, Chris Ure, Marc Watterson</p> <p>Staff Present: Dr. Richard Bullough-Director, Brent Ovard-Deputy Health Director, Phil Bondurant, Melanie Hairld, Cindy Keyes, Carolyn Rose, Derek Siddoway, Shelley Worley</p>	
Welcome and approval of minutes	<p>The meeting was called to order at 4:00 p.m.</p> <ul style="list-style-type: none"> A motion was made by Board Member Jaeger to approve the February 6, 2017, meeting minutes as written. The motion was seconded by Board Member Carson. (Motion carried 6-0) Board Member Ure abstained as he was not present. For the benefit of the new Board Member, Chris Ure, introductions were made of those who were in attendance. 	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>The motion passed to approve the February 6, 2017, minutes as written.</i> <i>A new Board Member (Chris Ure) was welcomed.</i>
Public Comment	<ul style="list-style-type: none"> No members of the public were in attendance. 	
Director's Report (Budget)	<ul style="list-style-type: none"> The Early Intervention program received a \$2.7 million ongoing revenue source to be spread across the state. They have a compelling story. They were successful in using their story in securing funding. Service demands on the County have increased, but without increasing revenues. Soon the Board will have a conversation about increased fees. In the long term, they need to look at establishing a solid funding base. <p>Funding from the State of Utah is provided to Summit County based on a population of 38,000 people; however, on any given weekend, services are provided to 100,000 people. In the coming year, a meeting will be held where increased fees will be the primary topic.</p> <p>Dr. Bullough gave a brief history of the money the Health Department receives from the County. Funding is received from the general fund, not the mill levy. County funding ranges between \$1.2-\$1.4 million. The money is applied to all services across the Board. Not including mental health, the budget is approximately \$3.8 million. The difference is supplied by grant money and fees.</p> <p>Board Member Carson said the revenue coming from the County does not increase every year with inflation. At some point, as they continue to grow and there is a higher demand for services, they will have to look at ways to hold it steady.</p> <p>Board Member Simpson said half of the County doesn't count as a fulltime resident; however, part-time residences still require services. Can it be demonstrated how big that population is in order to receive more funding?</p> <p>Dr. Bullough said it isn't the State that makes this decision; it is the Health Officers. The Salt Lake City Health Officer reports that his population also increases on weekends. Dr. Bullough's response was that an expansion of 38,000 to 100,000 on a weekend has a very different impact than going from 1.2 million to 1.3 million.</p> <p>Dr. Bullough said he believes Summit County subsidizes big events. The amount collected from events (like the Sundance Film festival) is not enough. It will be determined what these events actually cost the County. New fees will be established to reflect this. Large increases may be the result.</p> <p>Board Member Simpson said that Mr. Bondurant did a very good job of laying</p>	<p><i>Action or Summary:</i></p> <ul style="list-style-type: none"> <i>Early intervention has obtained ongoing funding.</i> <i>Dr. Bullough said there is the potential of making Environmental Health self-sustaining, but this would require an increase in fees. The current fees are significantly less than the surrounding counties.</i> <i>Service demands have increased while revenues are flat.</i> <i>Board Member Resnick requested a document on the budgeting process. Dr. Bullough said this would be provided to him.</i> <i>Inmates will grow produce that will be sold at a farmer's market.</i>

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(Personnel)	<p>out the costs increases to the Board and why they were justified. She thinks it may not be as controversial as suspected.</p> <p>Dr. Bullough said a new part-time health educator employee has been hired and has begun work.</p> <p>Applications for the contract position for the mental health provider have closed. This is 12-month contract position. The interview team will consist of himself and members of the community. This person will report to Dr. Bullough; although, this is really a community position. It is hoped this will be a permanent position moving forward.</p>	
(Highlights)	<p>Produce grown by the inmates at the jail will be sold at a farmer's market.</p>	
UALBOH	<ul style="list-style-type: none"> Chair Adams said weekly conference calls have been occurring in order to keep each other informed of what is happening in the legislature. The legislative session ends this coming week. 	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>Weekly conference calls have been taking place.</i>
Legislative Update	<ul style="list-style-type: none"> Dr. Bullough said the bill to allow the creation of non-voluntary assessment areas never made it out of the Senate. They will work on it again next year. <p>The opposition group said they believed this removed the rights from property owners, but with a failed septic system, they are not dealing with property rights, but an imminent public health risk. They will start this summer in telling the story a little bit differently.</p> <ul style="list-style-type: none"> Language is being drafted on a bill that would ensure that Health Departments will continue to have a role in granting immunization exemptions. Should an outbreak occur, they will be able to keep unvaccinated children out of the school. Chair Adams reported on HB 115 dealing with municipal landfills, including county landfills. DEQ is going to change the fees being charged to be equalized with commercial landfills. There was a lot of opposition. She believed this was because the reason for the increase was not well explained. <p>Chair Adams explained there are more regulatory requirements for industrial waste. Board Member Carson said this is being pushed by Republic Services, because it is going to reduce their costs. It will increase everyone else's. They have not done a very good job of explaining why this is needed.</p> <ul style="list-style-type: none"> Board Member Carson said there is a bill for a significant increase in the justice reinvestment initiative funding. A lot of this funding is for behavioral health. This bill will not be closed until this Thursday. <p>She said the Utah Association of Counties has been fighting a juvenile version as this bill. There is concern that this would be handled in the same manner of the adult version of the bill. Everything would fall on the counties to fund.</p> <ul style="list-style-type: none"> Mr. Bondurant said a compromise has been reached with the bill concerning the food trucks. The only change is that a single business license will be applicable throughout the entire State. The permit will be issued where they register their truck. They will be required to have only one business license, but will be subject to an inspection for each county they serve. Board Member Watterson said a bill will sunset for indoor e-cigarette use within vap shops. They will no longer be exempt from the Utah clean air act. HB 370 will allow local health departments to be part of the business licensing process of these specialty shops. The definition of smoking has been made stronger. Tobacco 21 bill was shot down. 	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>The bill to allow the creation of non-voluntary assessment areas never made it out of the Senate.</i> <i>Health Departments will still be involved in granting immunization exemptions.</i> <i>A compromise was reached about food trucks.</i> <i>An update was given for tobacco related bills.</i>

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Source Protection Issues and Update	<ul style="list-style-type: none"> Dr. Bullough said the east side of the County is facing multiple water concerns and issues. He heard a rumor that as part of Weber River source protection, the Health Department was going to require the fencing of streams. He said the Health Department has no authority to force fences to be built. Dr. Bullough asked Board Member Ure to help quell the rumors. <p>He said Summit County is not a part of the Weber River Corridor study. The State of Utah has authority over water quality.</p> <p>Dr. Bullough said the source protection ordinance will not be moving forward at this time. Weber Basin Water wants to be part of these discussions because they are obligated to provide water when it is needed. Because Summit County doesn't have language on the books to protect the head waters, Snyderville Basin is interested in protecting the water source.</p> <p>Dr. Bullough said it would be his preference if this can be achieved without an ordinance. Board Member Ure said he has gone to the different irrigation companies and encouraged them to clean up their systems voluntarily.</p>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>Actions concerning the Weber River source protection have been put on hold for the time being.</i>
Silver Creek Sewer Update	<ul style="list-style-type: none"> Dr. Bullough reminded the Board that a 30-year grant was awarded for the Silver Creek sewer project; however, an assessment area can only be formed for 20 years. The County Council is willing to accept liability for a balloon payment of the financing at the end of 20 years; in the unlikely event it becomes necessary. <p>Only five properties need to be added to offset the balloon payment. Once sewer is put in the area, any new development is obligated to connect. If a system fails, the property owner will be required to connect to the sewer system. The noticing and public hearing process has begun. The public hearing will be held on April 5th.</p>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>It is hoped that in July of this year, sewer pipes will be laid to the Silver Creek neighborhood. The project should be completed in September or October.</i>
7-11 Septic Issues	<ul style="list-style-type: none"> Mr. Bondurant said about one month ago, the County was alerted that the 7-11 store on the intersection of Highway 224 and Canyons Resort Drive is still on a septic system. The sewer pipes are in the road and the lateral is run to the store. <p>Mr. Bondurant said the septic system is on a parcel owned by the Canyons golf club. When it was installed 30 years ago, there were less stringent regulations.</p> <p>The Snyderville Basin Reclamation District will not allow 7-11 to connect unless there is an easement agreement. There is an 8' easement that needs to be secured. There is conflict on both sides about what needs to happen in order for that to occur.</p> <p>The Health Department is concerned there is a business operating a septic system of an unknown age. When the golf course was put in, 10 feet of soil was added to the top.</p> <p>Mr. Bondurant said this is not grandfathered because it crosses onto someone else's property. There is no grandfather clause for a business. The County has the authority to make 7-11 connect to the sewer.</p> <p>Personnel from 7-11 states the easement agreement is detrimental to their business practice. They report that the easement document being proposed essentially forces them to give away all business rights. The biggest concern for the Health Department is that the septic system is located on someone else's property. Also, it isn't known if it is operating properly based on its age. The County can't test it because it is buried so deep. The County can require them to hook up within 30 days.</p> <p>Mr. Bondurant said he believes there is a possibility that 7-11 will come to the Board of Health to appeal. He asked if there is any hesitation from the</p>	<p><i>Summary:</i></p> <ul style="list-style-type: none"> <i>The septic system was put in during the late 1970s when no inspections were required.</i> <i>Around 15 years ago, the golf course was put in. The septic system concerns should have been addressed at that time.</i> <i>An appeal may be made to the Board of Health.</i>

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	<p>Board on the County pursuing this. No hesitation was expressed.</p> <p>Mr. Bondurant said it is his understanding the hookup and impact fees will be about \$22,000. 7-11 has said it is not the money they have a problem with, but the agreement they would have to sign.</p> <p>Mr. Bondurant said it is the Health Department's position that the septic tank is not on their property. Based on State Statute, they need to become compliant. If notice is served, they have 30 days to comply; otherwise, the Health Department has to shut down their food operations. This would impact their revenue source.</p> <p>Board Member Resnick asked if the Health Department has the latitude to not pursue this. Mr. Bondurant said they do not. If something were contaminated, the County would be at fault.</p>	
<p>Adjourn</p>	<ul style="list-style-type: none"> • The meeting adjourned at 5:23 p.m. 	<p><i>Summary:</i></p> <ul style="list-style-type: none"> • <i>The next meeting will be Monday, April 3, 2017</i>