

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
January 26, 1996**

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Schierer; Dr. Nystrom;
Dr. Cudahy;

EXCUSED: Dr. Graham; Dr. Schwert

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH; Dr. Coch, Medical Consultant

CALL TO ORDER:

The meeting was called to order by President Truax at 7:10 p.m.

APPROVAL OF MINUTES:

The minutes of the December 7th meeting were approved as submitted upon motion by Warren Pomeroy and second of Dr. Cudahy.

NEW BUSINESS

CHHA/LTHHCP: Annual statistics were distributed. CHHA nursing cases and visits were up only slightly from 1995 as were home health aides, physical therapy. Speech therapy was up dramatically from 1994 but in line with 1992 and 1993. Contract nursing is down as was our goal. In the LTHHCP most disciplines were up only slightly from last year with the exception of speech therapy which had a 75% increase in cases. Lead testing decreased 55% which is what the state wanted as more lead testing is directed toward the physicians offices. A copy of the 1995 annual clinic statistics were also distributed. With the change toward managed care we are uncertain of the status of our clinics. The purpose of the health department will be one of surveillance with some direct services. It will be up to the administrators of managed care organizations to contract with agencies such as the health department for the least costly services. The Governor's proposal for 1996 the base health department grant will increase from \$250,000 to \$500,000 maximum with a decrease of 40% to 30% for the remainder of state aid. This will be very beneficial to the smaller counties such as Allegany.

Educators Update: Mr. Peeters touched on the highlights of 1995. The tobacco coalition in its third year again held tobacco compliance checks the end of December. The numbers of non-compliance have steadily decreased, in this latest check of 11 stores only 2 were in violation. In the breast health program we have installed an 800# and are advertising heavily throughout the county. Other projects Theresa is currently working on is bicycle helmets & car safety seats and promoting dental health in the schools.

Environmental Health: Tom Hull, DPHD praised Bruce Golden for a good job filling in full-time for Jim Sturniolo.

Environmental Hearings - None Scheduled.

Richard Fontana - Mr. Fontana was recently cited for 5 additional violations and has been sent stipulation agreements. He has also failed to pay in full previous fines for violations. After discussion it was determined a special meeting will be called if Mr. Fontana fails to respond within the 10 days noted in the stipulation agreements and at that time it will be determined if his operating permit will be revoked.

Ruth Curtis - Environmental staff has been unable to contact Ms. Curtis but have been informed that she has moved and is not harboring any cats. A notice was left at her new residence. Follow up will continue.

Hoffman - Owns rental property in Village of Richburg on Rt. 275 which the hearing officer determined was in violation of the New York State Sanitary Code for sewage discharge to the surface. The neighbors have had numerous complaints regarding this property. Dr. Nystrom moved to condemn the building, contact the sheriff department so they can begin eviction proceeding, tenants to be evicted within 30 days, pursue Mr. Hoffman in small claims court for the unpaid fines. Motion seconded by Warren Pomeroy. Motion carried.

NEW BUSINESS

FLOOD 96: Mr. Peeters informed board members of the numerous problems related to the flood of '96. In Wellsville besides severe flooding there was a water main break losing 200,000 gallon per hour and a fire at Keiser's Ford. In Cuba, the sewer treatment plant was shut down with no contact to the health department. In Angelica, the spring was flooded and a boil water order was issued. Also, Andover issued a boil water order. Belmont also issued a boil water order due to turbidity in the water. Mr. Peeters would like to redefine the boil order policies and procedures and discuss these with health department staff and villages/townships.

DEC Approvals: Mr. Peeters noted the DEC has been showing a willingness to contract with DEC for inspections and will reimburse Allegany County at 40%. DEC recommends that the County contract with other counties, such as Cattaraugus, Chautauqua, or Niagara County for those services that would require in-house reviews for municipal sewer systems.

Sanitary Code: Environmental staff's goal for 1996 will be to review the Allegany County Sanitary Codes and upgrade it. Mr. Peeters will schedule a meeting with sewer contractors, real estate agents, banks, and other sanitary survey groups or organizations to update the County's sanitary surveys and complaints regarding failing systems.

AUDIT OF CLAIMS:

The following claims totaling \$147,464.13 were approved as submitted upon motion of Dr. Cudahy and second of Dr. Schierer:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A600 1995 ACCTS PAYABLE	\$108,299.06
A4010 TRADITIONAL	21,818.30
A4035 FAMILY PLANNING	68.69
A4040 LONG TERM	17,240.47
A4071 BREAST HEALTH	37.61
TOTAL	\$147,464.13

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Warren Pomeroy and second of Dr. Cudahy at 8:50 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
February 22, 1996**

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Schierer; Dr. Cudahy;

EXCUSED: Dr. Graham; Dr. Schwert; Dr. Nystrom

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH; Dr. Coch, Medical Consultant

CALL TO ORDER:

The meeting was called to order by President Truax at 7:15 p.m.

APPROVAL OF MINUTES:

The minutes of the January 22nd meeting were approved as submitted upon motion by Dr. Cudahy and second of Warren Pomeroy.

OLD BUSINESS

STAFF CHANGES:

On January 22nd Jim Sturniolo, Sanitarian returned from an extended vacation, therefore Bruce Golden, Public Health Technician was returned to part time status. As of March 18, 1996 Jim will again begin vacation followed by a six month leave of absence and Bruce will be increased to full time status.

CHHA/LTHHCP:

Pam DeLuca with the New York State Health Department conducted our post survey. In her review of 5 charts she noted deficiencies in the frequency of physical therapy visits, even after she was informed of an injury to our physical therapist and the state of emergency in Allegany County due to flooding she was not sure a waiver would be issued. Another area of concern were hospital referrals which listed medications upon discharge the patient was not currently taken and were not included in our physician orders. Once the written survey review is received, we will have to respond in writing with a plan of correction which we have already began implementing.

The nursing staff remains busy with a case load of 400+ patients, 60 in LTHHCP and approximately 350 in CHHA. A few of the area businesses have changed their medical insurance carriers to Community Blue from BC/BS WNY thus we are experiencing some changes in our private insurance billing. We have recently changed one of our complex long term patients to Community Blue we have received good feedback from them regarding payment. Administration is working on a RFP (request for proposal) which is a synopsis of our CHHA/LTHHCP services for Preferred Care which we will be able to submit to other insurance carriers with who we would like to contract with.

Environmental Health:

Environmental Hearings - None Scheduled.

Richard Fontana - Mr. Fontana did not respond to his stipulation agreement and has recorded an additional violation since the last meeting for failure to submit the monthly water operational report. A hearing is currently being scheduled to determine if operating permit can be revoked.

Hoffman - January 22, 1996 Meeting
[Owns rental property in Village of Richburg on Rt. 275 which the hearing officer determined was in violation of the New York State Sanitary Code for sewage discharge to the surface. The neighbors have had numerous complaints regarding this property. Dr. Nystrom moved to condemn the building, contact the sheriff department so they can begin eviction proceeding, tenants to be evicted within 30 days, pursue Mr. Hoffman in small claims court for the unpaid fines. Motion seconded by Warren Pomeroy. Motion carried.]

The sheriff's department will not evict the residents of the household without a court order. Tom is discussing our options with the County Attorney's office.

Tom has been reviewing our documentation for stipulation agreements and hearing notices. We will be condensing and simplifying our documentation similar to Cattaraugus County's as Robert Bubbs is hearing officer for both counties.

Tom and Rich Haywood, PHT have been developing standard operating procedures for Boil Water Orders.

Warren also requested that the sewage application process and paperwork be reviewed for possible elimination of excess paper. He noted Cattaraugus County's application is only one page as to several for Allegany County.

Coroners:

Tom asked the physicians present if they would be interesting in acting a coroner's physicians for unattended death's of the elderly where an autopsy is not really required. Dr. Coch and Dr. Schierer both stated they would not mind being called upon to certify death in these cases.

The MPHSP's approval is being delayed until it is determined as to who pays for transportation of the corpse from the medical examiners office in Rochester to Allegany county. Mr. Peeters wants to be certain that funeral directors are not being reimbursed for this service then billing the families. Tom is developing an average flat rate for mileage.

NEW BUSINESS

NYSAC Meeting:

New York State is proposing for July 96 to increase the base grant from \$250,000 to \$500,000 and to reduce the state aid reimbursement percentage from 40 to 30 %, which would mean little or no county dollars for Allegany County. The state is changing their focus to public health activities & prevention and away from Home Health Care. Mr. Peeters attended a presentation by John Rudkey which focused on medicaid managed care and the country doctor. It was stated that New York's rich hospitals will no longer be supporting the rural hospitals. You will have Primary MCO's in city's such as Buffalo and Rochester. Secondary facilities in the suburbs. And tertiary, rural hospitals and public health which will handle primary/preventive health, education, occupational, but no high tech services. Ron Truax attended a presentation on Block Grants of Medicaid which the state would distribute to localities to fund programs. It is almost certain though that the state will in some way mandate how the funds are expended.

Pre-School Special Education:

Mr. Peeters discussed the proposed changes to the pre-school special education program. Currently fiscal responsibility is shared between the State (59.5%) and the County (40.5%). The school districts decide what services/programs a child receives but has no fiscal responsibility toward providing these services.

Governor Pataki is proposing to transfer 20% of the fiscal responsibility to the school districts. Also, to create a new block grant under which school districts will be provided combined State/County funding set at 80% of the base year expenditures. The State's share will be 49.5% and the County's share 30.5%. Governor Pataki is additionally proposing to change the standards of eligibility of preschool children for speech-language pathology services to a 50% delay from a 33% delay. Also, he is proposing to eliminate the authority of the Commissioner to establish mandatory tuition rates for approved providers and authorize local market-based rates.

Commission Mills of the Board of Regents is proposing to gradually reduce the fiscal responsibility of the counties by shifting it to the school districts as follows:

1996-1997	70% State	20% Municipality	10% Schools
1997-1998	70% State	10% Municipality	20% Schools
1998-1999	80% State	0% Municipality	20% Schools

Other items proposed were to focus the amount of services per child to the level of specific need and therefore, reduce the overall cost of services per child. Also, to identify those children who are severely delayed and in need of the program. Those children with mild to moderate delays will no longer qualify. And to give school districts more incentive toward offering the most cost effective program for eligible children.

These being only a few of the highlighted changes proposed by both agencies.

Electronic Birth Certificates:

Mr. Peeters distributed copies of statistics for births during the last six weeks of 1995. In mid November 1995 we began receiving birth certificate data electronically via the state computer software. In the past we did not receive this statistical data for two to three years. We are very excited about ^{being able} to determine trends and measure outcomes with current birth data. We also hope within the next couple months to begin working with death certificate data.

PHCP:

Mr. Peeters handed out copies of the 1995 PHCP actual expenses by diagnosis. Orthodontia expenses are 73% of the total expended for PHCP. Discussion followed.

Hyland Ash Monofill:

Dr. Coch questioned, if as the local Board of Health there was any avenues we could pursue to prevent the installation of the ash monofill in Angelica as we feel there are serious health issues that have not yet been resolved. It is still position of the Allegany County Board of Health to oppose the installation of a ash monofill in the town of Angelica. A letter of stating the Board of Health's continued opposition will be sent to the Angelica Town Board and to the Department of Environmental Conservation. Tom Hull, DPHD will contact the Bureau of Public Water Protection to inform them of our concerns with well head protection and private wells due to the proposed location of the ash monofill. Discussion followed.

AUDIT OF CLAIMS:

The following claims totaling \$160,275.46 were approved as submitted upon motion of Dr. Cudahy and second of Warren Pomeroy:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A600 1995 ACCTS PAYABLE	\$ 71,741.81
Refund	75.00
A4010 TRADITIONAL	33,695.40
A4035 FAMILY PLANNING	4,780.75
A4037 LEAD	94.12
A4040 LONG TERM	42,783.58
A4052 IHAP	104.86
A4053 Hep B	3,813.00
A4060 EIP	2,811.75
A4071 BREAST HEALTH	8.17
TOTAL	\$160,275.46

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Schierer and second of Dr. Cudahy at 9:20 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

ALLEGANY COUNTY
BOARD OF HEALTH

NOT
APPROVED

MINUTES OF THE MEETING
March 21, 1996

APR 2 1996

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Schierer, Dr. Schwert

EXCUSED: Dr. Graham; Dr. Nystrom; Dr. Cudahy; Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS; Rose Burdick,
Secretary

J. Morgan

CALL TO ORDER:

The meeting was called to order by President Truax at 7:22 p.m.

APPROVAL OF MINUTES:

The minutes of the February 22, 1996 meeting were approved as submitted upon motion by Warren Pomeroy and seconded by Dr. Schierer.

DEPARTMENT BUSINESS

AUDIT OF CLAIMS

The following claims totaling \$147,671.06 were approved as submitted upon motion of Mr. Truax and seconded by Warren Pomeroy.

	<u>ACCOUNT</u>	<u>AMOUNT</u>
	PREPAIDS	818.00
A600	1995 ACCTS PAYABLE	6,927.50
A4010	TRADITIONAL	52,593.96
A4035	FAMILY PLANNING	754.49
A4040	LONG TERM	56,920.57
A4046	PHCP	6,585.69
A4052	IHAP	19.94
A4056	IMMUNIZATION	741.00
A4060	EIP	22,188.55
A4071	BREAST HEALTH	121.36
	TOTAL	\$147,671.06

BREAST HEALTH PARTNERSHIP

Renewed contract with Healthy Heart Program, Health Research, Inc. Last year we served 72 women. This year we have already served 75 women and have 3-1/2 months to go; March alone had 28 calls. Contributing factor for increase in calls was the advertising of the 800 number. To be eligible for services, a person must be a certain age and in a certain financial group. There are three components that make up this program; clinical, educational, and the mammogram. Women were getting bills for their mammograms from Cuba Hospital, but that problem has been resolved.

CHHA

A motion was made by Dr. Schierer to approve the Revised Sliding Scale for CHHA/LT fees as well as the sliding scale for Lead fees, based on the new Federal guidelines for poverty. The only real change was increased nursing fee from \$65 to \$72 per visit. Motion seconded by Warren Pomeroy. Motion carried.

Post survey - The Western Regional Office conducted a post-certification visit and cited three deficiencies: (1) acceptance of patients, (2) plan of care and, (3) clinical records. The Director of Patient Services will review post survey with the Supervisor and Nursing Staff. Emphasis will be placed on need for written orders for all changes, additions and deletions of the plan of care. Also, there will be random chart reviews. The DPS is utilizing a second contract agency for PT services. The PHN and SPHN will review all initial worksheets and printed care plans for accuracy because of problems with the computer.

The PHD and DPS are investigating the idea of having a third Supervising Public Health Nurse, which would be supported by the State Aid. It would help relieve the current Supervisor and would allow more time to keep up records and supervise staff.

SEWAGE PROGRAM/LOAN SURVEY

On March 5, 1996, Mr. Peeters and Mr. Hull had a meeting with lawyers, real estate brokers, contractors, and bankers regarding policies and procedures for sewage surveys and possible change in the County's sanitary code. Some of the concerns of the group were: (1) HUD and Farmers Home only look at 6 months to accept septic test, wanted a six month extension, (2) what happens if a piece of property was being foreclosed, will there be an additional charge for the survey, and (3) if no record, should the tank be uncovered.

Dr. Schierer made a motion to accept the Policy and Procedures regarding standardizing property transfers. Warren Pomeroy seconded the motion. Motion carried.

STAFF CHANGES

Jim Sturniolo left on March 14, 1996, using 1 month vacation and 6 months leave of absence. Bruce Golden, Public Health Technician, will be working full time until October 21, 1996.

Also, one of our County nurses has been assigned to the Sheriff's Department. A part-time PHN will start in mid May.

VIOLATION NOTICES/STIPULATIONS

Mr. Hull noted that thirteen Notice of Violations went out; 9 were food service related and 4 were public water system related (2 were first time offenders). Ten stipulation agreements were offered; all stipulations were accepted and \$230.00 in fines were collected.

Mr. Hull also discussed the problems with lab results from the Science & Engineering Technology International (SETI) lab in Alfred. Tom sent a letter to Roland Hale of SETI lab, asking him to send hard copy water test results to the Health Department until there is a resolution to the problem.

A hearing for Richard Fontana was held today, March 21, 1996. Mr. Fontana is still \$200 in arrears in fines; another possible \$300 to \$3,000 in fines is pending. His permit is up for renewal soon.

Ben Hoffman, who owns rental property in Village of Richburg on Rt. 275, is in violation of the New York State Sanitary Code for sewage discharge to the surface of the ground. Mr. Hull contacted the New York State Health Department Council to see what authority the Board of Health has to evict a tenant where a hazard exists. On March 15, 1996, Rich Haywood, Public Health Sanitarian, and Tom Hull revisited this property, which is a duplex house located at 109/111 Main Street, Richburg, New York 14774. Discharge is still occurring; i.e. a public health hazard still exists. Mr. and Mrs. Bell, along with Linda Stickle, who border Hoffman's property, all noted that the situation is worsening and is posing odor problems due to warm weather. Mr. Miner, Assistant County Attorney, wanted the Board of Health to determine that the property is a nuisance. The Board of Health feels this property in Richburg is a nuisance/Public Health hazard. Dr. Schierer made a motion to precede as expeditiously as possible to abate the sewage problem and evict the people. Warren Pomeroy seconded the motion. Motion carried.

Mr. Hull went over the Environmental Health Manual; purpose, policy, references, establishing fines, appeals (after hearings), and forms.

Form - The Notice of Administrative Hearing form will be altered. Give people 20 days notification before date of hearing. Send with stipulation. The letters will be sent certified mail, return requested, and if no response, have sheriff deliver letter.

Fines - State Health Department is readdressing its categories of hazards as to what action should be taken. Considering lower fines; to make people aware of hazards and their correction through education, vice enforcement.

Dr. Schierer made a motion to approve the modification of the Health Department enforcement procedure in relation to Public Health violations. Warren Pomeroy seconded the motion. Motion carried.

The Municipal Public Health Service Plan was delayed because of the reimbursement of corners for retrieving bodies. The average cost for transportation to and from Rochester is \$150. The portion of miles out of County is 2/3 the distance. A flat fee was discussed. The Health Department gets 40% of the cost back from the State. A proposal will be brought to the next Board of Health meeting and the Board will vote on it.

The Municipal Public Health Plan for 1995 has been approved.

Highland Ash Monofill in Angelica - until addressed, the Board of Health is in opposition to the landfill. The Board is following Dr. Coch's recommendation that issues need to be addressed, especially the concern over possible lead contamination/exposure.

ADJOURNMENT:

There being no further business, the meeting was adjourned upon motion by Dr. Schierer and seconded by Ronald Truax at 9:05 p.m.

Respectfully submitted,
Rose Burdick
Secretary

ALLEGANY COUNTY DEPARTMENT OF HEALTH-LEAD SCREENING FEE SCHEDULE

TYPE OF VISIT		STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
FINGERSTICK FOR LEAD SCREENING		FREE	\$8.00	\$15.00	\$23.00	\$31.00	\$39.00
% OF PAYMENT		0% (200%)	20% (220%)	40% (240%)	60% (260%)	80% (280%)	100% (300%)
FAMILY SIZE	1	0-645	646-806	807-968	969-1129	1130-1290	1291
	2	0-863	864-1079	1080-1295	1296-1511	1512-1727	1728
	3	0-1082	1083-1352	1353-1623	1624-1893	1894-2163	2164
	4	0-1300	1301-1625	1626-1950	1951-2275	2276-2600	2601
	5	0-1518	1519-1898	1899-2278	2279-2657	2658-3037	3038
	6	0-1737	1738-2171	2172-2605	2606-3039	3040-3473	3474
	7	0-1955	1956-2444	2445-2933	2934-3421	3422-3910	3911
	8	0-2173	2174-2717	2718-3260	3261-3803	3804-4347	4348
	REPEAT FINGERSTICKS		\$0.00	\$1.00	\$2.00	\$3.00	\$4.00

* BASED ON MONTHLY GROSS INCOME

*REFERENCES: INCOME POVERTY GUIDELINES FEDERAL REGISTER MARCH 4, 1996

ALLEGANY COUNTY HEALTH DEPARTMENT (CHAA & LTHHCP)

SLIDING FEE SCALE: PERCENTAGE OF MAXIMUM CHARGE BASED ON FAMILY INCOME AND SIZE

NURSING	NO CHARGE	13.00	26.00	39.00	52.00	72.00
PHYSICAL THERAPY	NO CHARGE	16.00	32.00	48.00	64.00	80.00
SPEECH THERAPY	NO CHARGE	17.00	34.00	51.00	68.00	85.00
OCCUPATION THERAPY	NO CHARGE	17.00	34.00	51.00	68.00	85.00
MEDICAL SOC. WORKER	NO CHARGE	24.00	48.00	72.00	96.00	120.00
PCW*	NO CHARGE	3.60	7.20	10.80	14.40	18.00
HHA*	NO CHARGE	4.80	9.60	14.40	19.20	24.00

(* - PER HOUR)

STEPS ON THE SLIDING FEE SCALE BY INCOME RANGE (&) (ANNUAL GROSS INCOME)

FAMILY SIZE	0%	40%	80%	120%	160%	200%
1	0-7740	7741-9675	9676-11510	11511-13545	13546-15480	15481 & above
2	0-10360	10361-12950	12951-15540	15541-18130	18131-20720	20721 & above
3	0-12980	12981-16225	16226-19470	19471-22715	22716-25960	25961 & above
4	0-15600	15601-19500	19501-23400	23401-27300	27301-31200	31201 & above
5	0-18220	18221-22775	22776-27330	27331-31885	31886-36440	36441 & above
6	0-20840	20841-26050	26051-31260	31261-36470	36471-41680	41681 & above
7	0-23460	23461-29325	29326-35190	35191-41055	41056-46920	46921 & above
8	0-26080	26081-32600	32601-39120	39121-45640	45641-52160	52161 & above

REVISED APRIL 1996

BASED ON FEDERAL POVERTY GUIDELINES

PUBLISHED MARCH 4, 1996

MAY 31 1996

ALLEGANY COUNTY
BOARD OF HEALTH

NOT
APPROVED

MINUTES OF THE MEETING
MAY 23, 1996

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert; Dr. Nystrom;
Dr. Schierer

J. Morgan

EXCUSED: Dr. Graham, Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Rose Burdick, Secretary

CALL TO ORDER:

The meeting was called to order by President Truax at 7:10 p.m.

APPROVAL OF MINUTES:

The minutes of the May 2, 1996 meeting were approved as submitted upon motion by Warren Pomeroy and seconded by Dr. Schwert.

OLD BUSINESS

STAFF CHANGES:

Susan Fuller, 2-1/2 days typing position for the Breast and Cervical Cancer Program has left. Hans has distributed Susan's work amongst the staff members. If no grievance, Hans will abolish the position.

CHHA/LTHHCP:

Hans had a meeting with the three licenced home agencies, Associated Home Care, Inc., Jan & Bev's Home Care, Inc., and Southern Tier Home Health Services, Inc.. There was a discussion concerning the problems the agencies have with staffing and organization. The agencies want flexible time for the aids when they go to the homes in the morning and afternoon.

Long Term cases are around 51.

ENVIRONMENTAL HEARINGS & VIOLATIONS:

No hearings scheduled.

Collected \$50 fines from Valley Point Restaurant in Cuba and Lake Side Mobile Home Park in Cuba respectively.

Richard Fontana - Mr. Fontana did not pick up certified letter the Health Department sent him, went unclaimed. Sent a first class letter May 21, which requested payment of \$500 in fines before June 7, 1996. Mr. Fontana faxed an appeal to have the decision reconsidered on May 23, 1996, stating the \$500 fine would cause extreme hardship. **A motion was made by Dr. Cudahy that Mr. Fontana will remit all fines to the Health Department by the end of the month or the lodge and restaurant permits will not be renewed, Dr. Schwert seconded the motion, and motion carried. Tom Hull will provide Mr. Fontana with a copy of the Board's ruling on his appeal and the Board's requirements relative to that decision.**

Hoffman - Laura Penfield and Ruth Bliss of 109 Main Street in Richburg received a court order on May 22, 1996 giving them 72 hours to vacate the premises.

SMOKING POLICY

Hans discussed the Pro-Children Act of 1994 which prohibits smoking in facilities (in some cases portions of facilities) in which certain Federally-funded children's programs are provided on a routine or regular basis. If this Pro-Children Act can apply to Allegany County, we are in violation of this Act and can lose Federal funds. Hans will ask the County Attorney to do a presentation at the August Board of Health meeting to discuss the Pro-Children Act and AATL-13, if smoking in the County Building is not prohibited. Hans will also check with Sheriff Larry Scholes concerning the smoking policy in the jail regarding guards and prisoners and report at the June meeting.

ENVIRONMENTAL FEES

In August 1994, the Board established a policy that any outstanding fines must be paid before an individual/facility operating permit would be issued or renewed.

NEW BUSINESS

Modern Eagle Landfill - The location for this proposed landfill is in Eagle, NY, and borders the Town of Centerville in Allgany County. The Cold Creek is located near the proposed landfill site and empties into the Genesee River in Fillmore, NY. Also the Clarendon-Linden Fault is near the proposed Landfill and is an active seismic zone. Modern Eagle Inc. Has already bought land in Eagle for the landfill. **Dr. Schwert made a motion to strongly protest the proposed landfill in Eagle, NY and Warren Pomeroy seconded the motion, motion carried.** Tom Hull will send a letter to the Town of Eagle regarding the Boards' position on the site.

PHCP SLIDING FEE SCALE

The sliding fee scale is based on 1995 Federal Poverty Guidelines, 250% above poverty. Last year we received \$13,000 from the sliding fee scale. **Dr. Shierer made a motion to accept the Physically Handicapped Children's Program's Sliding Fee Scale, Dr. Schwert seconded the motion, motion carried.**

POLICY REGARDING NURSING STAFF BLOOD DRAWS

The case load is going up drastically. Hans is looking at '96 figures regarding nursing staff blood draws and the extent of travel time involved in delivering the blood to labs and will also be looking at '95 figures. Hans would like to make changes internally that will free up nursing time. A proposed policy and procedure for nursing was presented and discussed. Hans will bring statistics regarding nursing staff blood draws to the June meeting.

Hans discussed the comparative costs for 1995 Medicaid Expenditures and will get a copy to the Board. The percentages are as follows:

- 1)Medical Expenditures - doctors and pharmacies - 59.48%
- 2)Skilled Nursing Facilities - 15.12%
- 3)Hospital Inpatient - 13.13%
- 4)Hospital Outpatient - 4.72%
- 5)Free Standing Clinics - 3.29%
- 6)Home Health Care - 2.36%
- 7)Personal Care Aids - 1.44%
- 8)Intermediate Care Facilities - 0.45%

NEW PAINT LEGISLATION

Hans discussed the new lead paint real estate disclosure rules announced by HUD and EPA. The Health Department has purchased an XRF to test paint chips for lead in houses prior to 1978 in property transfers. A sliding fee scale is needed; issues to consider are 1) how long to do test 2); cost of equipment/maintenance yearly; 3) fee for person running equipment; and 4) how many visits per year.

ADOLESCENT PREGNANCY VITAL STATISTICS

Information regarding Adolescent Pregnancy, Related Vital Statistics, NYS 1990-1993 was given to the Board for their information. Hans talked about the Maternal Child Health Council, which encompasses three Western New York Counties and is looking at healthy birth outcomes. The Health Department has purchased a software program, SPSS (Statistical Products and Service Solution) and will give trends on what is going on in the County with teenage pregnancy.

PUBLIC HEALTH SERVICES ADDENDUM MAY 1996

Eight Western New York Counties got together with the Managed Care Coalition to develop protocol for Managed Care Organizations and local health departments. A MOU (Memorandum of Understanding) will be developed between DSS and Health Departments. Counties will have its own different components and can add or change basic protocol based on local needs. Hans and Tom went to Erie County to help work on a document. There are certain regulations the Health Department needs to follow and are in the back of the document.

PUBLIC HEALTH PRIORITIES

The Health Department fills out a Municipal Health Service Plan every two years; it is an agreement with the State. The new Commissioner of Health at the State level is seeking input from several different areas to come up with health priorities for the next five years. Hans went to a meeting in Batavia. One of the major concerns in Hans' group was dental health. A discussion followed regarding the Managed Dental Care System that has been proposed by the NYS Health Department. The proposed NYS Medicaid capitated reimbursement rate of \$5.50/enrollee/ month. A letter of support for the capitation rates was requested. The Board is against this.

AUDIT OF CLAIMS:

The following claims totaling \$123,098.22 were approved as submitted upon motion of Dr. Cudahy and seconded by Dr. Schwert:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A02160603 Refund	100.00
A4010	45,957.53
A4035	1,742.49
A4037	161.75
A4040	40,500.96
A4046	6,907.67
A4056	17,547.28
A4060	10,634.83
A4071	545.71
TOTAL	\$124,098.22
Prepays	876.00

ADJOURNMENT:

There being no further business, the meeting was adjourned upon motion by Dr. Schwert and seconded by Dr. Cudahy at 9:20 p.m.

Respectfully submitted,
Rose Burdick
Secretary

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
June 27, 1996**

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert;
Dr. Schierer;

EXCUSED: Dr. Graham; Dr. Nystrom; Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH

CALL TO ORDER:

The meeting was called to order by President Truax at 7:10 p.m.

APPROVAL OF MINUTES:

The minutes of the May 23rd meeting were approved as submitted upon motion by Dr. Cudahy and second of Warren Pomeroy.

OLD BUSINESS

STAFF CHANGES:

Pat Crandall, PHN and Wanda Dean, RN, past employees of the Health Department, have been hired temporary part-time to cover for summer vacations within the Nursing Department. We are hoping to have a part-time public health nurse hired by July 1st for the IHAP program.

CHHA/LTHHCP:

The nursing staff is dealing with a high number of referrals. There have been 94 referrals in the CHHA program so far in June, 657 since the beginning of the year. This projects to a total of 1,314, which would be the highest number of referrals recorded within our Department. The Long Term program has remained steady with 57 referrals to date, averaging 11 per month, which is consistent with past years.

Policy Regarding Nursing Staff Blood Draws:

Chris Johnson, DPS presented figures and longest mileage for nursing staff blood draws. The figures are as follows:

	<u>Monthly Blood Draws</u>	<u>Longest Mileage</u>
North Team	60	37 miles
Short Team	54	20 miles
Wlsv Team	49	12 miles

Chris will contact Jones Memorial Hospital to see if we can make the Health Department a centralized drop-off point for blood draws. If not, we will try to make internal changes to make daily blood deliveries to the Jones laboratory. The Health Department will send out letters to physicians about their using the closest lab for services.

Smoking Policy:

Mr. Peeters learned from James Sikaras, County Attorney, that the County is, in fact, in violation of the Pro-Children Act of 1994, which prohibits smoking in facilities which house Federally funded children's programs on a routine and regular basis. Mr. Peeters will be meeting with Attorney Sikaras and Steven Rennie to discuss the actions necessary to correct this violation. Discussion followed.

Environmental Health:

Richard Fontana - Personally appealed his fine of \$500 for water report violations. On June 14, 1996, Mr. Fontana paid the \$150.00 due on a fine from last year and \$50.00 for his operating permit which was inadvertently issued without the payment of the \$500.00 for the current fine. On June 17, a re-inspection was performed by Tom Hull, DPHD and Steve Chaffee, PHS. Several previous violations had not been corrected and additional violations were noted at this inspection. Several electrical problems were noted, hence a letter was sent to the Fire Underwriters requesting they perform an inspection of the Hilltop Restaurant and Lodge. Following discussion, a motion was presented by Dr. Cudahy. As it is the function of the Allegany County Board of Health to protect and provide public health and safety, it would be unconscionable to allow for the continued operation of the Hilltop Restaurant and Resort;

therefore, it is the decision of the Allegany County Board of Health that the operating permit be revoked immediately. No permit will be issued until satisfactory completion of the violation and all outstanding Health Department fines are paid in full. Motion seconded by Mr. Pomeroy. Motion carried unanimously.

Mr. Fontana will receive a hand delivered notification of the board decision.

Children's Camps:

Mr. Peeters informed Board members that Houghton College Summer Camp Programs were operating without the proper permits. The Camp failed to submit their safety plan 30 days in advance of opening as required. The plan was faxed two days prior to opening Sunday, June 23, 1996 and contains violations that must be corrected prior to the operation permit being issued. The College was fined in 1993 and 1994 for the same violations. Mr. Peeters noted considerable overtime and County dollars have been expended due to the college's negligence in failing to submit timely safety plans. Dr. Schwert moved to offer a stipulation agreement to Houghton College. They have until Friday, July 5, 1996 at noon, to correct the items necessary for an operating permit to be issued. As of Monday, July 1, 1996, the college will be fined \$100 per day for operating without a permit. Motion seconded by Dr. Schierer. Motion carried unanimously.

Real Property Transfers:

Mr. Pomeroy motioned to approve Article III of the Allegany County Sanitary code for Real Property Transfers. Motion seconded by Dr. Schierer. Motion carried unanimously.

NEW BUSINESS

Albany Update:

Mr. Peeters updated Board members on the State legislation in regards to state aid. The proposal had been for a base grant of \$500,000, with 24% funding above this amount. They have now revised it back to the old formula of a base grant of \$250,000 with 40% reimbursement above that as is the current policy.

The State is also pushing us to update our computer system to a file server to provide better access to HIN (Health Information Network) so we may provide community

assessments based on current birth and death statistics. The file server will also allow us to network with other county agencies for the centralized global positioning information.

We are also researching the costs involved in updating our clinical software to include the use of laptop computers by our nursing staff in patients homes.

Mr. Peeters and Chris Johnson attended a training on critical pathways which defines a timeline of patient care based upon diagnosis. Disciplines can set level and timepoints where interaction is needed. Perimeters may be purchased through publishers such as St. Anthony's or developed internally. It is recommend that a few be produced internally. Chris would like to have one completed by the end of the summer.

AUDIT OF CLAIMS:

The following claims totaling \$128,377.97 were approved as submitted upon motion of Dr. Cudahy and second of Dr. Schierer:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A02 1601 REFUNDS	\$ 75.00
A4010 TRADITIONAL	69,831.15
A4035 FAMILY PLANNING	8,698.07
A4037 LEAD	330.82
A4040 LONG TERM	46,877.92
A4046 PHCP	4,591.13
A4052 IHAP	2,080.45
A4056 IMMUNIZATION	35,098.38
A4060 EIP	23,633.13
A4071 BREAST HEALTH	376.90
TOTAL	\$191,592.95

ADJOURNMENT:

There being no further business, the meeting was adjourned upon motion by Dr.Cudahy and second of Dr. Schierer at 9:15 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

APPROVED

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
June 27, 1996**

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert;
Dr. Schierer;

EXCUSED: Dr. Graham; Dr. Nystrom; Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
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A4056 IMMUNIZATION	35,098.38
A4060 EIP	23,633.13
A4071 BREAST HEALTH	376.90
TOTAL	\$191,592.95

ADJOURNMENT:

There being no further business, the meeting was adjourned upon motion by Dr.Cudahy and second of Dr. Schierer at 9:15 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

**NOT
APPROVED**

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
July 25, 1996**

AUG 22 1996

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert;
Dr. Nystrom; Dr. Schierer

EXCUSED: Dr. Graham;

J. Mangano

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH; Dr. Coch, Medical Consultant

CALL TO ORDER:

The meeting was called to order by President Truax at 8:50 p.m.

APPROVAL OF MINUTES:

The minutes of the June 27th meeting were approved as submitted upon motion
by Dr. Cudahy and second of Dr. Schwert.

OLD BUSINESS

STAFF CHANGES:

Administration has decided not to fill the part-time position left vacant when Judy
Hoberg, PHN was reassigned to the Sheriff's department.

EDUCATORS UPDATE:

This past week was the Allegany County Fair which is always a busy week for the
educator. We again offered prizes for individuals who completed health information
surveys. We hope to have all the data compiled from these surveys within the next couple
months. The survey is a good tool to use in determining area of need for our community
health assessment.

CHHA/LTHHCP:

On Monday, July 22, Marge Jordan, Auditor, NYSDOH arrived with Pat Gavin a Federal Auditor to begin our annual state survey. Ms. Gavin is completing two surveys in New York State and we were lucky enough to be one of them. They review 19 charts and made 7 home visits. Only two deficiencies were noted for the agency. The first an administrative deficiency for lack of direct service, which is an employee of the agency who provides an exclusive service which is not contracted out. Mr. Peeters discussed hiring a speech therapist. We will inform the state in writing as to our plan of correction. The second deficiency was not following patient plan of care: speech therapy; 2 nursing records. Chris stated this was a very good survey, Ms. Jordan and Ms. Gavin were impressed with our nursing staff. Chris also noted that our referrals are up however our total visits are down.

Environmental Health:

Mr. Fontana was served his order of closure for non-payment of fines by the Sheriff's department on Monday, July 1st. Mr. Bill Brown with the Board of Fire Underwriters was unable to complete an inspection at Mr. Fontana request. This inspection must be completed and Board of Fire Underwriters approval must be given before the Hilltop Restaurant and Resort will be issued a operating permit.

Tom noted environmental recently sent out 8 public water violations. Tom is also scheduling 2 to 3 hearings for mid to late August.

Houghton College paid \$400 fine for operating children's camp without a valid operational permit. All corrections necessary for an operation permit were completed by July 5th and they were issued an operating permit.

Smoking Policy:

Hans will meet with John Margeson, County Administrator;; and Jim Sikarus, County Attorney regarding the smoking policy for the county office building as requested by the Human Services Committee. Because the county is in violation of the Pro-Children's Act of 1994 it was determined that the entire county office building must be smoke free. Mr. Peeters will take the necessary action to have County comply with the Federal legislation.

NEW BUSINESS

Dr. Nystrom's Re-appointment:

Upon motion of Dr. Schwert and second of Dr. Schierer the Board of Health unanimously voted to recommend to Human Services Committee/Board of Legislators the re-appointment of Dr. John Nystrom to a new term expiring July 7, 2002.

Election of Officers:

Warren Pomeroy moved to re-appoint Ron Truax as President. Dr. Cudahy seconded the motion. Motion carried unanimously. Dr. Nystrom moved to re-appoint Warren Pomeroy as Vice President Dr. Schwert seconded the motion. Motion carried unanimously. President Truax appointed Hans Peeters as Secretary and Corrine Collins as Clerk.

President	Ron Truax
Vice President	Warren Pomeroy
Secretary	Hans Peeters
Clerk	Corrine Collins

Niagara County Public Health Summit:

The date of the Niagara County Health Summit has been changed to October 16 tentatively in Holland, NY.

1997 Budget:

Mr. Peeters informed board members the 1997 Health Department county budget has been submitted. Mr. Peeters also noted next year would be another tough year. NYS is looking at cutting all optional services, the CHHA and LTHHCP must be self-supported or they may be eliminated. The department is looking at ways to improve computerization of nursing documentation and other avenues to cut expenses and increase revenues. The health department currently has access to the Internet which allows for real-time data as to birth certificates and other data.

West Valley Demonstration Project:

Dr. Schwert moved the Allegany County Board of Health supports option 1 regarding the clean-up and closure of the West Valley Demonstration Project. Option 1 is the removal and release to allow unrestricted use (removal and waste disposed of off site) at a cost of \$8,300,000,000 over a 26 year time span. With this option upon completion there is no additional monitoring or maintenance needed.

AUDIT OF CLAIMS:

The following claims totaling \$164,333.96 were approved as submitted upon motion of Dr. Cudahy and second of Dr. Schierer:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A1601	\$ 325.00
A4010 TRADITIONAL	92,188.52
A4035 FAMILY PLANNING	1,015.79
A4037 LEAD	183.83
A4040 LONG TERM	39,793.85
A4046 PHCP	2,191.93
A4052 IHAP	4.16
A4056 Immunization	6,342.88
A4060 EIP	18,274.04
A4071 BREAST HEALTH	2,996.96
TOTAL	\$163,316.96
Prepaid	\$ 2,017.00

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Nystrom and second of Dr. Schierer at 9:30 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

APPROVED

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
July 25, 1996**

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert;
Dr. Nystrom; Dr. Schierer

EXCUSED: Dr. Graham;

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH; Dr. Coch, Medical Consultant

CALL TO ORDER:

The meeting was called to order by President Truax at 8:50 p.m.

APPROVAL OF MINUTES:

The minutes of the June 27th meeting were approved as submitted upon motion by Dr. Cudahy and second of Dr. Schwert.

OLD BUSINESS

STAFF CHANGES:

Administration has decided not to fill the part-time position left vacant when Judy Hoberg, RN was reassigned to the Sheriff's department.

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President	Ron Truax
Vice President	Warren Pomeroy
Secretary	Hans Peeters
Clerk	Corrine Collins

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A4060 EIP	18,274.04
A4071 BREAST HEALTH	2,996.96
TOTAL	\$163,316.96
Prepaid	\$ 2,017.00

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Nystrom and second of Dr. Schierer at 9:30 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

APPROVED

ALLEGANY COUNTY

BOARD OF HEALTH

MINUTES OF THE MEETING

August 22, 1996

MEMBERS

PRESENT: President Truax; Warren Pomeroy; Dr. Cudahy; Dr. Schwert; Dr. Schierer

EXCUSED: Dr. Graham; Dr. Nystrom; Dr. Coch

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Rose Burdick, Secretary

CALL TO ORDER:

The meeting was called to order by President Truax at 7:15 p.m.

APPROVAL OF MINUTES:

The minutes of the July 25, 1996 meeting were approved as submitted upon motion by Dr. Schwert and seconded by Dr. Schierer.

OLD BUSINESS:

STAFF CHANGES:

The Health Department is abolishing one (1) half-time Public Health Nurse position and a four-day per week RN position with fringe benefits, and is creating one (1) full-time RN position, which will be filled by Estelle Clark.

Mr. Peeters asked the Human Services Committee to create a speech pathologist position to have on staff in the Health Department and to do away with the contractual employee. The Health Department has until October 31, 1996, to have a speech pathologist in place.

ENVIRONMENTAL UPDATE:

Theresa Moore, Health Educator, placed an article in the Cuba Patriot regarding Mr. Rich Fontana, Hilltop Restaurant & Resort, stating it was closed, and the facility was placarded by Tom Hull so as to inform the general public of this closure. This action was taken after it became known that Mr. Fontana had continued to operate his establishment despite having no operating permits and

documented electrical code violations which posed a significant public health/safety hazard. On 20 August 1996, Mr. Richard Kleig, an electrical inspector for Atlantic Inland, conducted an inspection of the Hilltop's facilities and identified additional electrical problems. .

In relation to the outstanding fine Mr. Fontana still owes the Health Department (\$500.00), the Board states that this fine must be paid before operating permits will be issued to anyone wishing to re-open the facilities.

HYLAND ASH MONOFILL

The Concerned Citizens of Allegany County (CCAC) submitted a letter to the Health Department requesting support against the Hyland Ash Monofill. The Board stated that this has been previously done (1-2 years ago) by resolution, that the Board is against the development of this landfill. Tom Hull will send a copy of the resolution to CCAC.

ENVIRONMENTAL HEARINGS AND VIOLATIONS

Tom Hull reported that there are five administrative hearings scheduled for September 26, 1966 concerning the following:

- a. For violation of Subpart 5-1 of the New York State Sanitary Code::

Steven Hollowell, Moonwinks Restaurant, Cuba, NY

Jim Crawford, The Sierra, Swain, NY

Debra Haskins, Kountry Kitchen, Wellsville, NY

Project 42 - Housing Development as follows:

Paul Argentieri, Stephen Cunningham, John K.C. Hyslip (Daniel A. DeRose, Attorney for Hyslip) - owners of record for upper two tiers of cabins (A&B)

Thomas Van Asperen - Purchased upper two tiers of cabins from Argentieri, but has no deed or title to the property

Ron Cushman - Owner of record for lower tier of cabins (C&D) - in bankruptcy proceedings with Bath National Bank (Robert Cole)

- b. For violation of New York Public Health Law Section 2145 1(a); harboring a dog greater than 6 months of age without current rabies immunization:

Mary Vaughn, Richburg, NY - harboring an unvaccinated dog

CID has proposed a landfill in the Town of Allen. This site has to have a public vote; however, the DEC can give CID a permit to operate the landfill. Benefits for the County would be money to help pay for the cleanup of the Andover/Wellsville landfill.

INDOOR AIR: Mr. Peeters spoke with James Sikaras, County Attorney, and he felt that because we are in violation of the Federal Smoking Legislation, we would be able to make the building smoke free. Mr. Peeters will speak with John Margeson, County Administrator, and James Sikaras, County Attorney, and report back to the Board.

NEW BUSINESS:

CHHA/LTHHCP:

Client Satisfaction Survey - Chris Johnson, DPS would like the Board's approval to begin to use this with all CHHA and LTHHCP discharges starting September 1, 1996. After January 1, 1997, the survey will be used on a random basis on approximately 50% of the discharges. Motion was made by Dr. Schwert and seconded by Dr. Schierer. Motion carried.

Mr. Peeters noted that the referrals are up and the visits are going down. He would like to separate the Public Health and Traditional Home Care visits so he can get an accurate picture of what Public Health is costing Allegany County. The visits decreased and, consequently, the Health Department is short at least \$100,000. State Aid will make up the difference; however, this is a temporary fix.

PUBLIC HEALTH

Clinic Utilization - Hans is looking at possibly consolidating some of the clinics. Appointments for clinics are made months ahead and there are gaps in time between patients. Mr. Peeters has asked the clerical staff to call up patients a month ahead of time and consolidate clinic time for the Well Child Clinic visits.

Primary Care Initiative Grant - The Health Department applied for the New York State Primary Care Initiative, but received notification that there was insufficient funds available to support the project at this time. The Health Department was notified that it did not receive the grant. This grant was to be used to work closely with other Counties and help curtail costs for public health activities. The Health Departments in Western New York are going to try for a grant through the Robert Wood Johnson foundation.

Chris Johnson's Flu Vaccine Schedule 1996, announcing the dates, sites and times for influenza vaccinations was given to the Board members.

Pneumococcal Vaccination - Mr. Peeters asked the Board's permission to give the Pneumococcal vaccination at its 1997 flue clinics. The vaccination can only be given with a physician's prescription. Dr. Schierer made a motion to approve the pneumococcal vaccination at clinics in 1997 and Dr. Cudahy seconded the motion. Motion carried.

Missed Opportunities for Immunization - at Well Child visits, if child has insurance, that child is asked to go to their physician for the immunization. Mr. Peeters would like to purchase vaccine to use for children that have insurance, so we don't miss out on an opportunity to have these children immunized. The Board recommended that we purchase vaccine to use for insured children.

MANAGED CARE

Managed Care - October 1, 1996, Managed Care will be in. One or two counties may qualify for exemption under Part 1115 waiver for Medicaid clients.

Health Care Program (HCP) - Senior Choice Managed Care for Medicare patients is coming into Western New York and Allegany County.

Western New York Public Health Coalition's Managed Care Addendum, according to Elaine Anderson, NYSDOH, will be used throughout the rest of Western New York.

NETWORKING: The Health Department will be networked pier to pier. State and Immunization requests will go to file server. Public Health will keep track of immunizations of children up to 24 months of age through its managed care, physicians, or clinics. Mr. Peeters is working with Chautauqua County on immunizations. Monroe County has combined several different programs and managed care, physicians, or clinics can call the Health Department computer and will be able to access data. We will have a direct line to Albany, direct access to Center for Disease Control (CDC) and State Health Department.

AUDIT OF CLAIMS:

The following claims totaling \$178,617.23 were approved as submitted upon motion of Dr. Schwert and seconded by Dr. Cudahy:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A02 1601.00	75.00
A4010	55,635.79
A4035	2,116.01
A4037	11,458.36
A4040	41,314.46
A4046	712.65
A4052	252.16
A4056	52,647.31
A4060	11,660.04
A4071	<u>2,305.45</u>
SUBTOTAL	\$178,177.23
Prepaid	<u>\$440.00</u>
TOTAL	\$178,617.23

ADJOURNMENT:

There being no further business, the meeting was adjourned upon motion by Dr. Schwert and seconded by Dr. Schierer at 8:55 p.m.

Respectfully submitted,
Rose Burdick
Secretary

NOT APPROVED

**ALLEGANY COUNTY
BOARD OF HEALTH**

APPROVED
10/17/96

**MINUTES OF THE MEETING
September 26, 1996**

MEMBERS

PRESENT: President Truax; Dr. Cudahy; Dr. Schierer; Dr. Nystrom

EXCUSED: Dr. Graham; Warren Pomeroy; Dr. Schwert; Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD;
Corrine Collins, OM/Clerk BOH;

CALL TO ORDER:

The meeting was called to order by President Truax at 7:20 p.m.

APPROVAL OF MINUTES:

The minutes of the August 22, 1996 meeting were approved as submitted upon motion by Dr. Cudahy and second of Dr. Schierer.

OLD BUSINESS

STAFF CHANGES:

The Health Department gained Allegany County Legislature approval to abolish one half-time Public Health Nurse position and a four-day per week Registered Nurse position with fringe benefits, and create one full-time Registered Nurse position. Estelle Clark begin working in the full-time Registered Nurse on Monday, September 16th.

Environmental Health Hearings and Violations:

Tom Hull, DPHD reported the following:

- One hearing regarding the sale of tobacco products to a minor is pending.
- Three hearings were conducted today, September 26, 1996

Jim Crawford, The Sierra, Swain, NY for violation of Subpart 5-1 of the New York State Sanitary Code, Public Water Supply report. Mr. Crawford was cited for failure to submit the required water test for the period April 1 - June 30, 1996. However, a misunderstanding occurred in which SETI Lab in Alfred did not submit the test result to the Allegany County Health Department (the test had been taken). There was, therefore, no violation and the charge was dismissed.

Mary Vaughn, Richburg, NY for harboring a dog over 6 months of age without current rabies vaccination. Before the dog could be examined and confined it was disposed of by the owners, consequently the individual bitten by the dog had to go through the series of rabies shots at cost to the county. Hearing officer recommend the maximum fine of \$25.00 to be paid by October 4th.

Dr. Cudahy moved to accept the hearing officers recommendation of a \$25.00 fine to be paid by October 4th. Dr. Schierer seconded the motion. Motion Carried.

Project 42 - Cabins, Alfred, NY - Trash, Garbage, Public Water Supply with no chlorination which violates Subpart 5-1 of the NYS Sanitary Code.

Paul Argentieri, Stephen Cunningham, John K.C. Hyslip (Daniel A. DeRose, Attorney for Hyslip) - owners of record for upper two tiers of cabins (A&B)

Thomas Van Asperen - Purchased upper two tiers of cabins from Argentieri, but has no deed or title to the property.

Ron Cushman - Owner of record for lower tier of cabins (C&D) - in bankruptcy proceedings with Bath National Bank (Robert Cole).

Hearing officer recommendation is to evict the remaining tenants within 30 days not to exceed November 12, 1996, condemn the cabins as a whole until an approved Public Water Supply is installed and operable, in addition a fine of \$100.00 to be paid on or before October 12, 1996. Dr. Nystrom moved to accept the hearing officers recommendation. Motion seconded by Dr. Cudahy. Motion carried.

Hyland Ash Monofill:

The Concerned Citizens of Allegany County (CCAC) submitted a letter to the Health Department requesting support against the Hyland Ash Monofill. Tom Hull will send CCAC a copy of Dr. Coch's letter to the Honorable Susan DuBois from 1991, where he expressed serious health concerns and disapproval of the Hyland Ash Monofill. It is still the opinion of the Board of Health members to oppose the Hyland Ash Monofill citing health and safety reasons.

Sanitary Code Update:

Discussion postponed until next meeting.

Canaseraga:

In July 1994, the Board of Health submitted an Order to the Village of Canaseraga requiring the village to alleviate its sewage problems, and construct a municipal wastewater treatment system if funds were available. The village was given until December 31, 1996 to comply with this Order or face fines up to \$250.00 per day. As of this date, Canaseraga has not been able to secure funding to develop and construct a wastewater treatment system to service Canaseraga, in order to eliminate these problems. A letter dated September 5, 1996, from the health department to the Mayor of Canaseraga, emphasizes this need and provides support for the village in seeking necessary funding to install a wastewater system. If this search for funding continues to be unsuccessful, alternative methods or systems for eliminating the septic system problems affecting Canaseraga will have to be pursued.

New Business:

DEC - Licensed Environmental Engineer:

Michael Zagota, head of the DEC has stated Allegany County along with surrounding counties must have a licensed Environmental Engineer on staff (not contractual) in order to review project plans and specifications involving DEC related programs. Mr. Peeters is still proposing shared services between Allegany, Cattaraugus, and Wyoming counties.

Second Public Health Summit:

Mr. Peeters distributed copies of a letter received from Niagara County Health Department inviting board members and other interested parties to the second Public Health Summit to be held October 16, 1996 at the Holland Willows, Holland, New York.

NYS Audit:

NYS has recently completed an audit of our accounts for the years 1990-1994. The exit conference will be held on October 15 with estimated results being that we owe NYS an additional \$6,000. Mr. Peeters commend Teresa Claypool, Sr. Account Steno for the excellent job she does with the accounts and state aid claims.

State Visit to Allegany County:

Greg Balzano, Dr. Spitaliny, Claudia Lee representatives of the New York State Health Department visited Allegany County on Wednesday, September 25th. The following is a brief highlight of their visit.

Counties no longer have to complete the bi-annual Municipal Public Health Services Plan. Funding levels will remain at the current \$450,000 base amount. Allegany County will receive a lump sum grant amount to be divided between all Allegany County agencies to be distributed upon population based community assessments and proof of need. It will be the focus of the health department to increase health education, compile real-time statistical data and also eliminate direct services.

Contract with Alfred University:

Mr. Peeters informed board members that we have contracted with Alfred University for the development of specific computer based programs to assist with the collection of raw data for a fee of \$3500. Three system analysts teams will be assigned the following projects:

1. A Database/Mapping of Septic/Sewer Systems for Allegany County. The data base will include latitude and longitude.
2. Scheduling for LT/CHHA patients HHA & PCW's.
3. Database for Statistical Analysis of Death Certificates.

CHHA/LTHHCP:

Currently there is a push to provide additional CHHA's in New York State, while also cutting Medicaid expenses. We have been required to cut Long Term Medicaid by 1.7% in 1996 and CHHA Medicaid by .6%.

Maternal Child Health Care Network:

The network which includes Allegany, Cattaraugus, and Chautauqua counties introduced the electronic birth certificate to enable real-time statistical data of births and fetal deaths. The network purchased SPSS statistical software for us and will soon be providing us training through Alfred University.

Project KNOW:

Allegany, Cattaraugus, and Chautauqua counties receive a \$250,00 grant to provide education to 5 - 9th grade students for Project KNOW. In recent years Allegany and Cattaraugus have received \$25,000 respectively and Chautauqua being the lead agency has taken the remaining \$200,000. Due to distribution problems future funds will be disbursed directly to Allegany County and not through BOCES. Allegany County will use the funding to promote Project KNOW through the services of our Family Planning Nurse Practitioner.

Letter from Phillip/Morrison:

Mr. Peeters reported receiving a letter from Phillip/Morrison requesting a list of establishments that have sold tobacco products to minors. Mr. Peeters stated, he would only release the information under the Freedom of Information Act.

Smoke Free Building:

Mr. Peeters informed board members a new meeting has been scheduled for October 10th with the Labor Management Safety Committee.

Commissioners Call:

Mr. Peeters and Mr. Hull will be attending the NYSDOH Commissioners Call in Rensselaerville, on October 8, 9, 10th.

Letter to Dr. Graham:

Mr. Peeters will send a letter to Dr. Graham regarding his lack of attendance at Board of Health meetings.

AUDIT OF CLAIMS:

The following claims totaling \$134,231.31 were approved as submitted upon motion of Dr. Cudahy and second of Dr. Schierer:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A600 1995 ACCTS PAYABLE	\$ 267.50
A4010 TRADITIONAL	63,484.06
A4035 FAMILY PLANNING	2,854.05
A4037 LEAD	153.25
A4040 LONG TERM	50,475.32
A4046 PHCP	1,092.08
A4051 TOBACCO	84.15
A4052 IHAP	7.44
A4056 IMMUNIZATION	15.39
A4060 EIP	13,023.82
A4071 BREAST HEALTH	,679.25
TOTAL	\$133,356.31
Prepays	488.00
	387.00

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Schierer and second of Dr. Cudahy at 8:40 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

Next Board of Health Meeting Thursday, October 17th, 7:30 PM - County Office Building - Room 222 - Belmont, NY

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**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
October 17, 1996**

MEMBERS

PRESENT: President Truax; Dr. Cudahy; Dr. Schwert; Dr. Graham; Dr. Nystrom;
Warren Pomeroy

EXCUSED: Dr. Schierer; Dr. Coch, Medical Consultant

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH

Others

Present: Sue Hunter, RN; Teresa Claypool, Sr Acct/Clerk Steno;
Linda Wydysh, MRCO; Georgia Long, MRCO; Rose Burdick, Secretary

CALL TO ORDER:

The meeting was called to order by President Truax at 7:40 p.m.

APPROVAL OF MINUTES:

The minutes of the September 26, 1996 meeting were approved as submitted upon motion by Dr. Nystrom and second of Dr. Cudahy. Motion carried.

OLD BUSINESS

STAFF CHANGES:

Mr. Peeters informed board members of a pending resolution to abolish the Office Manager position within the Health Department. Board members were unaware of this decision, Dr. Schwert called for executive session. Upon returning from executive session board members determined it was a personnel matter to be handled by Human Services Committee.

Human Services Committee approved the creation and filling of a Part-time Speech Pathologist position with the health department. If approved by the full board of legislature this position needs to be filled by the 31st of October to bring us into compliance with New York State. Chris Johnson, DPS will apply to the state for an extension of time to fill this position.

Sanitary Code Update:

Copies of the revised Allegany County Sanitary Code were distributed for comment and review. Mr. Hull discussed changes with Board members.

- Article 1 has very limited changes.
- Article 2 Individual Sewage Disposal Systems - relates to conventional sewage systems per Section 75A.
- Article 3 discusses family property transfers and eliminates the need for a loan surveys in these situations.
- Article 4 is a new section regarding nuisances, rodents and deceased domestic animals. It was noted that if the owner of a deceased domestic animal could not be located the property owner was required to bury the deceased animal. However, in the Village of Wellsville it is illegal to bury any animal on your property and must be disposed of by other means.

Dr. Cudahy requested time for board members to review the updated Sanitary Code, therefore postponing any motions until next meeting.

Environmental Health Hearings and Violations:

Tom Hull, DPHD reported the following:

- One hearing regarding an individual sewage discharge in the town of Burns has been scheduled for October 29th.
- Situation in Richburg involving a sewage discharge into the Little Genesee creek which involved rental property has been temporarily corrected. The occupants of the household have been evicted and the house is to remain vacant until an approved septic system is installed.
- Friendship establishment signed stipulation agreement and paid \$100 fine for sale of tobacco products to a minor. It was noted that Allegany County has very good tobacco compliance only 1-2 violations per 25-30 compliance checks. Our compliance is significantly superior to surrounding counties.

Hyland Ash Monofill:

Tom Hull sent Sandy Keenan of CCAC a copy of Dr. Coch's letter to the Honorable Susan DuBois from 1991, where he expressed serious health concerns and disapproval of the Hyland Ash Monofill. It is still the opinion of the Board of Health members to oppose the Hyland Ash Monofill citing health and safety reasons.

New Business:

Commissioner's Call NYSDOH:

Mr. Peeters and Mr. Hull attend the NYSDOH Commissioner's Call in Rensselaerville on October 9, 10, and 11th. The following is a highlight of the changes to come. Health departments will no longer have to complete the Municipal Public Health Services Plan as a requirement of article 6 funding. It will be the role of the local health department to provide quality assurances, assessments, and policies based upon 15 public health priorities. The local health departments will provide very limited direct services. Medicaid managed care and Article 6 funding are both under the supervision of the state health department. The base grant for core programs is \$450,000 plus 37%. The core programs include Community Assessment, Family Health, Disease Control, Health Education, and environmental health. In addition the local health departments will receive the block grant for non-core programs. Agencies will have to submit RFP's to the local board of health and it will be their decision as to which projects get funded based upon local statistics and community assessments. As to the status of Health Department CHHA's, if they are self-supported they will continue to exist if not then they will be eliminated.

Departmental Quarterly Statistics:

Chris Johnson, DPS presented 3rd quarter statistics for CHHA, LTHHCP, Lead, EIP/IHAP and Clinics. The following is a breakdown of referrals, 49% of referrals are admitted; 15% are keep opens; 25% are one time onlys; remaining 11% are CD's, SIDS, Leads, not our county, PT refused, or re-hospitalized. Also, if we continue at the same pace we will be very close to our record high of 1308 referrals in 1991.

President Truax questioned as to what effect Medicaid Managed Care would have on Early Intervention? It was answered that Allegany County Health Department would still assume the role of case manager in these cases to ensure children receive the necessary direct services.

Mr. Peeters stated that due to the earlier date for the board of health meeting the other 3rd quarter statistics would be presented at next meeting.

Smoke Free County Office Building:

Due to Mr. Peeters and Mr. Hull being out of town the meeting scheduled with the Labor Management Safety Committee for October 10th was postponed.

AUDIT OF CLAIMS:

The following claims totaling \$146,885.55 were approved as submitted upon motion of Dr. Nystrom and second of Dr. Graham:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A02 Refunds	\$ 280.00
A4010 TRADITIONAL	61,955.92
A4035 FAMILY PLANNING	2,116.76
A4037 LEAD	104.54
A4040 LONG TERM	39,278.03
A4046 PHCP	6,324.38
A4051 TOBACCO	0.00
A4052 IHAP	297.25
A4056 IMMUNIZATION	16,801.92
A4060 EIP	19,676.75
A4071 BREAST HEALTH	50.00
TOTAL	\$146,885.55
Prepays	645.00
	330.00

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Schwert and second of Dr. Cudahy at 9:15 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

Next Board of Health Meeting - Thursday, December 5th - Dinner Meeting

ALLEGANY COUNTY DEPARTMENT OF HEALTH

MEDICAL ADVISORY COMMITTEE
MINUTES OF THE MEETING

December 5, 1996

MEMBERS

PRESENT: Dr. Cudahy; Dr. Schierer;

EXCUSED: Dr. Graham

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH; Dr. Coch, Medical Consultant

Others

Present: President Truax; Dr. Schwert; Dr. Nystrom; Warren Pomeroy
Board Members' Spouses and Invited Guests
Sue Hunter, RN and Vicky Gaeta, SPHN/LTHHCP Coordinator

CALL TO ORDER:

The meeting was called to order at 9:30 pm.

NEW BUSINESS:

Dr. Coch and Chris Johnson, DPS presented a letter addressed to Family Planning from the New York State Department of Health regarding the anticipated approval by the FDA of the use of birth control pills as an emergency contraception for post-coital contraception. Family Planning clinics that receive state and/or federal Title X funding are required to make all FDA-approved contraceptive methods available to their clients, either directly or through referral. Board members uncomfortable with making a quick decision on such a controversial issue decided to table any decision until the January meeting. Chris Johnson, DPS will proceed with developing a sliding fee schedule for this and will bring to the January meeting.

ADJOURNMENT:

There being no further business the meeting was adjourned at 9:45 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

**ALLEGANY COUNTY
BOARD OF HEALTH**

**MINUTES OF THE MEETING
December 5, 1996**

MEMBERS

PRESENT: President Truax; Dr. Cudahy; Dr. Schwert; Dr. Nystrom; Dr. Schierer;
Warren Pomeroy; Dr. Coch, Medical Consultant

EXCUSED: Dr. Graham

STAFF: Johannes A. Peeters, PHD; Tom Hull, DPHD; Chris Johnson, DPS;
Corrine Collins, OM/Clerk BOH

Others

Present: Board Members' Spouses and Invited Guests
Sue Hunter, RN and Vicky Gaeta, SPHN/LTHHCP Coordinator

CALL TO ORDER:

The meeting was called to order by President Truax at 9:10p.m.

APPROVAL OF MINUTES:

The minutes of the October 17, 1996 meeting were approved as submitted upon motion by Dr. Cudahy and second of Warren Pomeroy. Motion carried.

OLD BUSINESS

STAFF CHANGES:

No Discussion.

Environmental Health Hearings and Violations:

Tom Hull, DPHD reported the following:

- Mary Vaughn, Richburg, NY has failed to pay the \$25 fine assessed by the Board of Health at the September 26, 1996 for harboring a dog over 6 months of age without a current rabies vaccination. The fine was to be paid by October 4th.
- Project 42 - Cabins, Alfred, NY - Of 20 cabins all but 2 have been vacated due to the Board of Health order on September 26, 1996 to condemn the cabins as a whole unit until an approved Public Water Supply has been installed and is operable.
- Belfast - Tom is investigating a sewage discharge to the surface in the village of Belfast. The individuals who reside in the house are also the owners of the property and have just recently become current with their property taxes. Tom believes this house to be not habitable and will discuss with the Belfast building code officer.

Sanitary Code Update:

Discussion of the Sanitary Code Update parts 1, 2, and 4 will be postponed until the January meeting. Mr. Peeters noted we have received approval back from New York State Department of Health, Albany for Article 3 - Real Property Transfers.

New Business:

The Child and Family Health Grant: Copies were distributed of an article by Monroe County Health Department proposing a more human service approach to the delivery of health care through the child and family health grant.

No Smoking in Public Places Law: Copies of Erie County's new law regulating smoking in public places was also distributed.

National Local Board of Health: Mr. Peeters would like to pursue membership in the National Local Board of Health as was approved at a past board of health meeting. One of our goals for 1997 will be to review and update the Board of Health By-Laws.

Medical Advisory Board: A meeting of the medical advisory board was held at this time.

AUDIT OF CLAIMS:

The following claims totaling \$232,990.59 were approved as submitted upon motion of Dr. Cudahy and second of Dr. Schierer:

<u>ACCOUNT</u>	<u>AMOUNT</u>
A02 Refunds	\$ 280.00
A4010 TRADITIONAL	60,303.02
A4035 FAMILY PLANNING	3,428.06
A4037 LEAD	404.62
A4040 LONG TERM	41,404.61
A4046 PHCP	6,621.93
A4051 TOBACCO	0.00
A4052 IHAP	28.00
A4056 IMMUNIZATION	101,443.65
A4060 EIP	18,306.50
A4071 BREAST HEALTH	770.20
TOTAL	\$232,990.59
Prepays	489.00

ADJOURNMENT:

There being no further business the meeting was adjourned upon motion by Dr. Cudahy and second of Dr. Nystrom at 9:55 pm.

Respectfully submitted,
Corrine Collins
Office Manager
Clerk/BOH

Next Board of Health Meeting - Thursday, January 23, 1997