

Geauga County General Health District  
Board of Health Meeting Minutes  
December 21, 2009, 7:00 p.m.  
Geauga County Health District Office  
470 Center Street, Bldg. 8, Chardon, OH 44024

I. Call to Order

Mr. J. David Benenati, President, called the monthly meeting of the Geauga County Board of Health to order at 7:00 p.m.

Board members present: Mr. J. David Benenati, Mr. Timothy Goergen, Dr. Donald Bowers, Ms. Melanie Eppich and Mrs. Christina Livers.

Staff members present: Robert Weisdack, Health Commissioner; Daniel Mix, Personal Health Services Director; Michael Tusick, R.S.; and Alta Kress, Administrative Assistant.

Others present: There were two other people present.

II. Pledge of Allegiance

Mr. Benenati asked everyone to stand and recite the Pledge of Allegiance.

III. Approval of Minutes

**Mrs. Livers moved to approve the minutes from the November 16, 2009 regular meeting. Ms. Eppich seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.**

IV. Financial Report / Current Expenses

**Mrs. Livers moved to approve the Current Expenses November 12, 2009 to December 14, 2009. Mr. Goergen seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.**

V. Environmental Health Program Update

A. Sewage Meeting with Dr. Alvin Jackson

Mr. Weisdack reported that the meeting that was to be held with Dr. Jackson on December 7, 2009 has been rescheduled to December 22, 2009. This meeting will be to discuss sewage systems and what our research has found. According to the research, only 3% of trench style systems are failing. Approximately 57% of the new off-lot systems, which are installed with components approved by ODH and the Technical Advisory Committee have been found to be not meeting OEPA standards.

There has been a six-month moratorium of the new sewage rules. Mr. Weisdack and Senator Grendell will continue to work together to fight the rules.

B. Financial Update

Mr. Weisdack reported that the Health District is doing better financially. This is due to being and continuing to be frugal with expenses and also because of the staff's taking time off without pay. Mr. Weisdack stated he hoped things will turn around for 2010.

VI. Personal Health Services Update

A. Public Health Emergency Preparedness

Mr. Mix recently attended the PHEP/PHER grant-funding workshop sponsored by ODH and AOHC. This workshop was to help agencies receiving funds for these grants prepare for the first budget report.

Regional PHEP planning and sharing has resumed.

Mr. Mix stated that he and Mr. Weisdack have been working on the LHD Improvement Standards. The final report will be submitted this week.

B. Nursing

To date, 11,375 H1N1 vaccine have been administered. This was done through many different clinics located throughout the county. School children were also vaccinated through their respective school systems. All that is left to do is administer second doses at Chagrin Falls Intermediate the first week of January. Interest in receiving the H1N1 vaccine is diminishing. Clinic numbers were getting low. H1N1 vaccine will continue to be offered at Friday morning clinics.

C. WIC

The WIC November caseload was 978.

D. Health Education

There was no report for health education given this month.

VII. Variances

A. Holly & Terry Brucks

Holly Brucks and John Burkholder were present and sworn in by Mr. Benenati. Mr. Tusick was sworn in and stated his experience.

Mr. Tusick stated that this was a variance request by Holly Brucks for the existing property located at 17264 Burrows Rd., Thompson Twp. The request involves section 3701-29-02(C) of the Geauga County Household Sewage Disposal System Regulations which pertains to more than one home on a lot (Written background information was provided to the Board for consideration in this case) Discussion followed.

**Dr. Bowers moved to approve the variance as requested. Ms. Eppich seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.**

VIII. Administrative Hearings

A. David & Barbara Yoder, Ervin & Laura Yoder, Daniel & Kimberly Reardon, Patrick & Jennifer Bargiel, Deborah Baxter, Jonas & Laura Byler, and Benjamin & Briana Barger

None of the above mentioned were present. Mr. Tusick was sworn in again and stated his experience.

Mr. Tusick stated that this is an alleged code violation to the property owned by David & Barbara Yoder, 14948 Bundysburg Rd., Middlefield Twp., Ervin & Laura Yoder, 15515 Hayes Rd., Middlefield Twp., Daniel & Kimberly Reardon, 16400 Moseley Rd., Thompson Twp., Patrick & Jennifer Bargiel, 18490 Quinn Rd., Auburn Twp., Deborah Baxter, 15550 Punderson Rd., Newbury Twp., Jonas & Laura Byler, 16440 Swine Creek Rd., Middlefield Twp., and Benjamin & Briana Barger, 12370 Old State Rd., Claridon Twp. These cases are based on the failure to secure a structure as per section 3707.01 of the Ohio Revised Code which states: "When a building, erection, excavation, premises, business, pursuit, matter, or thing, or the sewerage, drainage, plumbing, or ventilation thereof is, in the opinion of the board, in a condition dangerous to life or health, and when a building or structure is occupied or rented for living or business purposes and sanitary plumbing and sewerage are feasible and necessary, but neglected or refused, the board may declare it a public nuisance and order it to be removed, abated, suspended, altered, or otherwise improved or purified by the owner, agent, or other person having control thereof or responsible for such condition, and may prosecute him for the refusal or neglect to obey such order. The board may, by its officers and employees, remove, abate, suspend, alter, or otherwise improve or purify such nuisance and certify the costs and expense thereof to the county auditor, to be assessed against the property and thereby made a lien upon it and collected as other taxes."

**Ms. Eppich moved that a code violation exists on the property owned by David & Barbara Yoder, 14948 Bundysburg Rd., Middlefield Twp., Ervin & Laura Yoder, 15515 Hayes Rd., Middlefield Twp., Daniel & Kimberly Reardon, 16400 Moseley Rd., Thompson Twp., Patrick & Jennifer Bargiel, 18490 Quinn Rd., Auburn Twp., Deborah Baxter, 15550 Punderson Rd., Newbury Twp., Jonas & Laura Byler, 16440 Swine Creek Rd., Middlefield Twp., and Benjamin & Briana Barger, 12370 Old State Rd., Claridon Twp. Mr. Goergen seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.**

**Dr. Bowers moved that David & Barbara Yoder, 14948 Bundysburg Rd., Middlefield Twp., Ervin & Laura Yoder, 15515 Hayes Rd., Middlefield Twp., Daniel & Kimberly Reardon, 16400 Moseley Rd., Thompson Twp., Patrick & Jennifer Bargiel, 18490 Quinn Rd., Auburn Twp., Deborah Baxter, 15550 Punderson Rd., Newbury Twp., Jonas & Laura Byler, 16440 Swine Creek Rd., Middlefield Twp., and Benjamin & Briana Barger, 12370 Old State Rd., Claridon Twp. be required to make application, pay for, schedule, and complete a For Sale of Property evaluation and/or obtain the necessary permits and install a new sewage disposal system within 30 days of receipt of Board order. Failure to follow these orders will result in referral to the prosecutor's office for legal action. Mr. Goergen seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.**

IX. Old Business

There was no old business discussed.

X. Executive Session

**Dr. Bowers moved to adjourn for Executive Session at 7:52 pm to discuss pending legal cases and the Health Commissioner's contract. Mr. Goergen seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes. Meeting reconvened at 8:20 pm.**

XI. New Business

Mr. Goergen moved 12.09-1 to approve the 2010 Geauga Trumbull Solid Waste Management District contract. Dr. Bowers seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.

Mrs. Livers moved 12.09-2 to adopt Resolution 2-2009 and renew the contract with Robert Weisdack as Health Commissioner beginning February 1, 2010 through January 31, 2014. Dr. Bowers seconded the motion. Motion carried with a roll call vote. Mr. Benenati, yes; Mr. Goergen, yes; Dr. Bowers, yes; Ms. Eppich, yes; and Mrs. Livers, yes.

XII. Other Business

Mr. Weisdack reported that the annual Child Fatality Review Report is available for the Board to review.

XIII. Meetings

The regular meeting of the Board will be held January 19, 2010 at 7:00 p.m., 470 Center St., Bldg. 8, Chardon.

XIV. Adjournment

As there was no further business to come before the Board, **Mrs. Livers moved to adjourn the meeting at 8:20 p.m. Motion carried with a unanimous vote.**

Respectfully submitted,

Robert K. Weisdack, R.S., M.A., M.P.H.  
Secretary of the Board

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