

01.08.2020 BOH meeting minutes
6:00 PM Courthouse

Board Members Present: Mark Peck, Sarah Mertes, Laura Crismore, Jan Ivers, George Jamison, Maggie Anderson, Jinnifer Merriman, Deb Anderson via phone
Absent:
LCHD Staff: Kathi Hooper, Toya Laveway, Jake Mertes, Trista Gilmore, Dustin Webb, Dr. Black
ARP Staff: Virginia Kocieda
Public: D.C. Orr, Kathleen Sheffield

| Agenda: | Discussion: | Action Item: |
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| 1. Call to order | Called to order at 6:00 PM by Jan Ivers | |
| 2. Approval of Minutes | Minutes approved. Motion made by Laura and seconded by . All approved. | |
| 3. New Business | Board appointments: Mark and George were reappointed to BOH by commissioners. Election of officers: Chairperson, Vice Chairperson and Secretary were up for election. Maggie made motion to keep the board as is for another term and Laura seconded. All approved. Jan will continue as Chairperson, George as Vice Chairperson, Sara as Secretary. | |
| 4. Program Reports: | Libby City Council Update: Approved request by Libby Outdoor Recreation Association to construct a parking area, contingent on the Delineation Assessment report, adjacent to FS128 on City property. City approved a letter of support for the Kootenai Cross Country Ski Club to pave approximately .5 miles of cross-country ski- trail. | |
| Public Health | <p>Trista gave influenza report, total cases in the Lincoln County are at about 80-100 all have been the strain of influenza B that is in the quadrivalent shot that most providers were giving this year. We have had 2 hospitalizations and no deaths at this time. There have been 498 influenza vaccines given this year and 53 mobile clinics have been reached including; Yaak, Fisher River, Halfway House, Trego, Fortine and the 3 main cities.</p> <p>Toya gave highlights of the new tobacco 21 law of the 21 law and emergency ruling of e-cig flavors. 40 establishments in our county are licensed to sell tobacco or vaping products. Dustin and Toya have been doing establishment checks and most have complied by not having flavors available for purchase. Most of the questions were about the Tobacco 21 law vs the flavor ban. Maggie asked about if they needed training for checking ID's and Toya stated that the establishments visited seemed to be knowledgeable in ID checks but want the updated signage and calendars that show 21 instead of 18. For the adults over the 18 age that have been buying tobacco already, there is no grandfathering in for them.</p> | |


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| Environmental Health | <p>Dustin gave a report of the inspections that have been completed in 2019, 97% Completion of the establishments inspected, 81% of the restaurants were in the A range. This leads to 100% of State payout. The grades are updated by establishment on the County website for the years of 16,17,18,19. Dustin will have the food safety manager classes available to be given after finishing certification. He can proctor the tests of recertifying people at this time.</p> |
| Air Quality | <p>Kathi summarized DEQ's proposal for the EPA to re-designate Libby's PM 2.5 nonattainment area. Public comment is due on 2.3.20. There was a draft letter to have the board look over and approve and/or change. Sara asked if there is a continuance of all the preexisting regulations. The regs would stay the same and a graph was shown to the board to show the current vs past air quality numbers. Jake added that the American Lung Association does still count wildfire events but DEQ does not. Laura made motion to approve the drafted letter and Laura seconded and signed the letter.</p> |
| Solid Waste and Disposal | <p>The expansion application to DEQ was approved and the 10.5 acre asbestos cell is now part of the Libby Landfill license.</p> |
| ARP | <p>Virginia discussed extending the BOH/TriHydro contract beyond the December 31st, 2019 expiration date. We are waiting for EPA to approve spending the remaining budget from the original funds from the contract in 2020 and to spend additional funds from the standing cooperative agreement that funds ARP. This will cover work needed from the consultants at TriHydro to assist ARP in developing documents for Operations & Maintenance (O&M).</p> <p>Virginia is editing a scope of work for the new DEQ/BOH/County cooperative agreement to fund ARP in O&M. A budget is being developed to fund activities detailed in the scope of work and office supplies/equipment for ARP's move happening this year.</p> <p>Comments from the BOH, IC Steering Committee, and ARP were collected and submitted to EPA during the public comment period for the draft final Institutional Control Implementation and Assurance Plan (ICIAP). Copies are available of the comments and they are posted on the BOH website. Comments from Senator Cuffe and Representative Gunderson were also submitted for the ICIAP.</p> <p>Public comment period for the draft final O&M Plan document is now open. The document was released yesterday by the EPA. Print copies were distributed to BOH members. Two documents are available for review: a brochure/fact sheet (4-page documents) summarizing the O&M Plan and the draft final O&M Plan document itself. Virginia is requesting comments</p> |

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| | <p>from the BOH by January 24th. Public notice was posted in the Western News. A link to the document is posted on the ARP Facebook page and printed copies of both documents are available at the Lincoln County Libraries in Libby and Troy.</p> | |
| 5. Focus Area Liaisons | <p>Libby Asbestos Superfund Oversight Committee (LASOC) Meeting - There was a LASOC meeting in Helena in December 2019. Progress was made in terms of understanding the role of the committee and setting up the framework on how to spend funds established from HB 30. Mark said that the battle at this point is funding sampling and necessary cleanup on refusal properties. There is potential to use the money from what's left over from WR Grace, DEQ funding and HB 30. Traditionally of the tested places 7% have required a removal.</p> <p>No update on the groundwater site at this time.</p> | |
| 6. Health Officer Report | <p>Dr. Black stated that the levels of influenza have not been as high in the county as in the state.</p> | |
| 7. Old Business | <p>Panoramic View update is that the Spencer's have appealed to amend their complaint. MACO is representing the county in this appeal. On the advice of MACO and the County Attorney, the abatement order is on hold until the appeal is resolved.</p> | |
| 8. Public Comment | <p>DC Orr: Stated that he spoke at BOH meeting on 12/11/19 and the minutes do not accurately reflect his comments. He stated that he would like to make comments on the O&M measures but had not received answers to his questions. He stated community has been left uneducated and there is not community involvement. He asked where the public can get answers.</p> <p>Kathleen Sheffield: Invited everybody to the connect communities' program on referral process on 2/28/20, venue TBD. She also invited everybody to the Tall Cop presentation on 1/28/20 @ 6pm at the Maki center. Tall Cop will also present to the school district and law enforcement. Maggie added that local law enforcement representatives will attend the community Tall Cop presentation to answer resident's questions and introduce drug dogs.</p> | |
| 9. Closed Session | <p>Civil Options in Light of EPA Final Determination (Closed- attorney-client privileged)</p> <p>Meeting is closed subject to MCA 2-3-203 subsection 4.</p> | |

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| | (4)(a) Except as provided in subsection (4)(b), a meeting may be closed to discuss a strategy to be followed with respect to litigation when an open meeting would have a detrimental effect on the litigating position of the public agency. | |
| 10. Adjournment | Next meeting February 12 at 6:00 PM Meeting adjourned | |



Chair, Board of Health

3-11-2020

Date



Secretary, Board of Health

3-11-2020

Date